

**TUXEDO UNION FREE SCHOOL DISTRICT**  
**Minutes for BOE Special Meeting on 10/15/2021**

**Tuxedo Union Free School District**  
**Board of Education: Special Meeting Agenda**  
**George F. Baker High School**  
**Community Room 104**  
**1 Tornado Drive, Tuxedo, NY 10987**  
**Friday, October 15, 2021 at 9:00 AM**

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**-9:30:** A motion was made and carried to approve the meeting and roll was called.

**-9:30:** Mr. Givens made a motion to approve the agenda and Mr. Heavner seconded the motion. Mrs. Ziegelbauer stated that she was opposed to this meeting. It was made clear that the meeting had to be called to order today because litigation papers were served the day before yesterday and a council must be appointed in order to attend a required meeting in Albany on Monday. The school attorney confirmed this was the case and a motion was made and carried 6:1 to approve the meeting agenda.

**-9:32:** A motion was made and carried to appoint council, 6:1.

**-9:33:** This board meeting would be about a hearing (#092421) under public officer law 108.1.

**-9:35:** A motion was made to hold public comment before the hearing commenced and this motion carried 6:1.


**-9:42:** A member of the audience, Sean Garley, questioned the confidentiality of a person mentioned in a previous meeting.

**-9:42:** Audience member Ken English asked what the litigation was about. He was told it was called "Appeal to the Commissioner by Dorothy Ziegelbauer from the Tuxedo School Board" and that it could be "FOILED".

**-9:45:** Ms. Walsh, Mrs. Ziegelbauer's attorney, then spoke and said that the litigation involved charges served on 10/1/2021 for alleged official misconduct. Mrs. Ziegelbauer then requested that the hearing be public. It was disclosed that it involved an inadvertent email and Ms. Walsh stated that she felt it was an attack on her client. She also asked that the public be included and called for the charges to be dismissed. David Shaw, the school district's attorney then stated that hearings regarding the removal of an officer are generally not public and that they may FOIL the hearing. Mrs. Ziegelbauer reiterated her desire for the hearing to be public. Then audience member Kimberly Breiland asked if the public can make a request that notes be taken in Executive Session. Mr. Shaw said that he would advise.

**-10:00:** A motion was made to call the meeting into Executive Session and it was carried 5:2.

Respectfully Submitted,



Matthew Takeuchi

Clerk Pro-Temp