

**Tuxedo Union Free School District
Board of Education
Special Meeting Agenda
Wednesday, December 15, 2021**
Generated by Kristine DiFrancesco on Thursday, December 16, 2021

Members present

Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff, Joe Rickard, Dorothy Ziegelbauer

Meeting called to order at 7:00 PM

1. Meeting Opening

Procedural: 1.1 Call to Order

Procedural: 1.2 Pledge of Allegiance

Procedural: 1.3 Roll Call and Quorum Check

2. Executive Session

Action: 2.1 Enter into Executive Session

Motion to enter into Executive Session for the purpose of discussion regarding the subject of the hearing of School District Officer No. 092421 under Education Law Section §1709 (18) and to receive advice from legal counsel.

Motion by Gary Heavner, second by Lucy Cerezo Scully.

Final Resolution: Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff, Joe Rickard, Dorothy Ziegelbauer

Action: 2.2 Return to Open Session

Motion to return to open session.

Motion by Gary Heavner, second by Bill Givens.

Final Resolution: Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff, Joe Rickard, Dorothy Ziegelbauer

Action: 2.3 Possible Action from Executive Session

BE IT RESOLVED, the the Board hereby adopts Findings of Fact and Conclusions of Law in regard to proceedings that were authorized to be conducted on September 24, 2021 pursuant to Education Law 1709 (18) against Board Member Dorothy Ziegelbauer, finding her guilty of Charge I of Official Misconduct and criticizes such actions of demonstrative of exhibiting poor judgement.

Motion by Gary Heavner, second by Lucy Cerezo Scully.

Final Resolution: Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner

No: Alyssa Horneff, Joe Rickard

Not Present at Vote: Dorothy Ziegelbauer

BE IT RESOLVED, that the Board hereby adopts Findings of Fact and Conclusions of Law in regard to proceedings that were authorized to be conducted on September 24, 2021 pursuant to Education Law 1709 (18) against Board Member Dorothy Ziegelbauer, finding her guilty of Charge II of Official Misconduct.

Motion by Gary Heavner, second by Lucy Cerezo Scully.

Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff

No: Joe Rickard

Not Present at Vote: Dorothy Ziegelbauer

BE IT RESOLVED that the Board determines that the appropriate sanction for her official misconduct on Charge II is Board Member Ziegelbauer's removal from the office of member of the Board of Education of the Tuxedo Union Free School District and hereby effectuates such removal.

Motion by Gary Heavner, second by Bill Givens.

Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner

No: Alyssa Horneff, Joe Rickard

Not Present at Vote: Dorothy Ziegelbauer

BE IT RESOLVED, that the Board hereby directs the Board Clerk to mail a copy of the three aforementioned Resolutions to Dorothy Ziegelbauer and her legal counsel, together with a copy of the Board's Findings of Fact and Conclusions of Law.

Motion by Gary Heavner, second by Lucy Cerezo Scully.

Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff, Joe Rickard

Not Present at Vote: Dorothy Ziegelbauer

3. Adjournment

Action: 3.1 Adjourn Meeting

Motion to adjourn the meeting.

Motion by Lucy Cerezo Scully, second by Bill Givens.

Final Resolution: Motion Passed

Yes: Daniel Castricone, Lucy Cerezo Scully, Bill Givens, Gary Heavner, Alyssa Horneff, Joe Rickard

Not Present at Vote: Dorothy Ziegelbauer

Respectfully Submitted,



Kristine DiFrancesco