

AGENDA - REGULAR MEETING

DATE: Thursday, October 21, 2010

TIME: 7:45PM – Public Session  
Executive Session  
8:00PM - Public Session

PLACE: Administration Building  
200 North Broadway  
Sleepy Hollow, NY

1. CALL TO ORDER
2. EXECUTIVE SESSION

RESOLVED: That the Board goes into executive session to discuss recommendations from the Committee on Special Education, Committee on Preschool Special Education and particular personnel matters.

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_ TIME \_\_\_\_\_

3. RETURN TO PUBLIC SESSION

RESOLVED: That the Board returns to public session.

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_ TIME \_\_\_\_\_

4. SILENT MEDITATION
5. PLEDGE TO THE FLAG
6. CALL OF THE ROLL
7. COMMUNICATIONS, PETITIONS, AND REQUESTS FROM THE PUBLIC
8. CITIZENS' COMMENTS (three minutes)
9. MINUTES

a. RESOLVED: That the Board of Education, having received copies of the minutes of the regular meeting of October 7, 2010 approves as amended.

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_

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## 10. BOARD MATTERS

1. NYSSBA Resolutions Discussion

## 11. EDUCATIONAL/SUPERINTENDENT'S REPORTS

1. Preliminary Budget Discussion

## 12. CITIZENS' COMMENTS (three minutes)

## 13. BOARD ACTION

**CONSENT AGENDA** – The use of a Consent Agenda permits the Board of Education to make more effective use of its time by adopting a single motion to cover those relatively routine matters which are included. Any member of the Board who wishes to discuss individually a particular piece of business on the consent agenda may so indicate and that item will be transferred to the Regular Agenda for consideration and a separate vote, thus preserving the right of all Board Members to be heard on any issue.

## A. Staff Personnel

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the following Staff Personnel Motions, as listed:

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_

In accordance with Policy #9020, be it

1. RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following instructional/non-instructional substitute staff for the 2010/11 school year:
  - a. Francisca Alvarez Bilingual Spanish Translator \$25 per hour
  - b. Rosanna Capalbo Long Term Sub. Teacher \$290 per diem effective October 18 through November 1, 2010
  - c. Kasie Lambertson Teacher \$85 per diem
2. RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby grants an unpaid leave of absence to Rosanna Capalbo, teaching assistant – Sleepy Hollow Middle School, effective October 18, 2010 through November 1, 2010.
3. RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to the After School Program for the 2010/2011 school year: (Grant Funded)
 

|                          |         |               |
|--------------------------|---------|---------------|
| Washington Irving School |         |               |
| Lyn Dalton               | Teacher | \$35 per hour |

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B. Finance & Facilities

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the following Finance & Facilities Motions, as listed:

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_

1. RESOLVED: That the Board of Education adjusts the 2010-2011 General Fund Budget from \$63,440,147 to \$63,460,049, for E-rate funds.
2. **WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by Dari Realty Corp., Inc., having a street address of 76 Beekman Avenue, Sleepy Hollow, and designated and described as Section 115.1 I, Block 5, Lot 9 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 2000 through 2009; and

**WHEREAS**, the Union Free School District of the Tarrytowns (the "School District"), through its attorney, John F. Burkhardt, Esq., appeared in the pending litigation to protect the interests of the School District; and

**WHEREAS**, numerous discussions and meetings were held with the attorney for the petitioner, the Town Assessor and counsel for the School District and various settlement proposals were discussed at length prior to arriving at a tentative settlement; and

**WHEREAS**, the School District's counsel recommends approving the tentative settlement; and

**NOW, THEREFORE, BE IT RESOLVED** that it is in the best interests of the School District to settle this law suit with the following reductions in assessed values:

| Ass't Year | Original AV | Corrected AV | Reduction  | Tax Rate     | Refund      |
|------------|-------------|--------------|------------|--------------|-------------|
| 2000       | \$13,500.00 | \$13,500.00  | \$0.00     | \$723.8993   | \$0         |
| 2001       | \$13,500.00 | \$13,500.00  | \$0.00     | \$778.6547   | \$0         |
| 2002       | \$13,500.00 | \$10,400.00  | \$3,100.00 | \$872.8012   | \$2,705.68  |
| 2003       | \$13,500.00 | \$10,200.00  | \$3,300.00 | \$986.4400   | \$3,255.25  |
| 2004       | \$13,500.00 | \$9,700.00   | \$3,800.00 | \$1,058.0020 | \$4,020.41  |
| 2005       | \$13,500.00 | \$9,250.00   | \$4,250.00 | \$1,153.4200 | \$4,902.04  |
| 2006       | \$13,500.00 | \$8,900.00   | \$4,600.00 | \$1,251.0200 | \$5,754.69  |
| 2007       | \$13,500.00 | \$9,050.00   | \$4,450.00 | \$1,293.1124 | \$5,754.35  |
| 2008       | \$13,500.00 | \$9,450.00   | \$4,050.00 | \$1,336.8388 | \$5,414.20  |
| 2009       | \$13,500.00 | \$9,200.00   | \$4,300.00 | \$1,438.1800 | \$6,184.17  |
| Total      |             |              |            |              | \$37,990.79 |

**BE IT FURTHER RESOLVED**, that John F. Burkhardt, Esq. is authorized to execute a Stipulation, Consent Judgment and any other relevant settlement documents consistent with this Resolution on behalf of the respondent-intervenor, the Union Free School District of the Tarrytowns.

3. **WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by 146-148 Cortlandt Street, LLC, Inc., having street addresses of 146 and 148 Cortlandt Street, Sleepy Hollow, and designated and described as Section 115.15, Block 2, Lots 72 and 73 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 2002 through 2009; and

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**WHEREAS**, the Union Free School District of the Tarrytowns (the "School District"), through its attorney, John F. Burkhardt, Esq., appeared in the pending litigation to protect the interests of the School District; and

**WHEREAS**, numerous discussions and meetings were held with the attorney for the petitioner, the Town Assessor and counsel for the School District and various settlement proposals were discussed at length prior to arriving at a tentative settlement; and

**WHEREAS**, the School District's counsel recommends approving the tentative settlement; and

**NOW, THEREFORE, BE IT RESOLVED** that it is in the best interests of the School District to settle this law suit with the following reductions in assessed values:

**146 Cortlandt Street**

| Ass't Year | Original AV | Corrected AV | Reduction  | Tax Rate     | Refund      |
|------------|-------------|--------------|------------|--------------|-------------|
| 2002       | \$13,000.00 | \$13,000.00  | \$0.00     | \$872.8012   | \$0         |
| 2003       | \$13,000.00 | \$11,700.00  | \$1,300.00 | \$986.4400   | \$1,282.37  |
| 2004       | \$13,000.00 | \$11,700.00  | \$1,300.00 | \$1,058.0020 | \$1,375.40  |
| 2005       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,153.4200 | \$2,306.84  |
| 2006       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,251.0200 | \$2,502.04  |
| 2007       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,293.1124 | \$2,586.22  |
| 2008       | \$13,000.00 | \$10,500.00  | \$2,500.00 | \$1,336.8388 | \$3,342.10  |
| 2009       | \$13,000.00 | \$10,500.00  | \$2,500.00 | \$1,438.1800 | \$3,595.45  |
| Total      |             |              |            |              | \$16,990.42 |

**148 Cortlandt Street**

| Ass't Year | Original AV | Corrected AV | Reduction  | Tax Rate     | Refund      |
|------------|-------------|--------------|------------|--------------|-------------|
| 2002       | \$13,000.00 | \$13,000.00  | \$0.00     | \$872.8012   | \$0         |
| 2003       | \$13,000.00 | \$11,700.00  | \$1,300.00 | \$986.4400   | \$1,282.37  |
| 2004       | \$13,000.00 | \$11,700.00  | \$1,300.00 | \$1,058.0020 | \$1,375.40  |
| 2005       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,153.4200 | \$2,306.84  |
| 2006       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,251.0200 | \$2,502.04  |
| 2007       | \$13,000.00 | \$11,000.00  | \$2,000.00 | \$1,293.1124 | \$2,586.22  |
| 2008       | \$13,000.00 | \$10,500.00  | \$2,500.00 | \$1,336.8388 | \$3,342.10  |
| 2009       | \$13,000.00 | \$10,500.00  | \$2,500.00 | \$1,438.1800 | \$3,595.45  |
| Total      |             |              |            |              | \$16,990.42 |

**BE IT FURTHER RESOLVED**, that John F. Burkhardt, Esq. is authorized to execute a Stipulation, Consent Judgment and any other relevant settlement documents consistent with this Resolution on behalf of the respondent-intervenor, the Union Free School District of the Tarrytowns.

4. **WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by Biombo, Inc., having a street address of 85-87 Cortlandt Street, Sleepy Hollow, and designated and described as Section 115.15, Block 1, Lot 72 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 2000 through 2009; and

**WHEREAS**, the Union Free School District of the Tarrytowns (the "School District"), through its attorney, John F. Burkhardt, Esq., appeared in the pending litigation to protect the interests of the School District; and

**WHEREAS**, numerous discussions and meetings were held with the attorney for the petitioner, the Town Assessor and counsel for the School District and various settlement proposals were discussed at length prior to arriving at a tentative settlement; and

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**WHEREAS**, the School District's counsel recommends approving the tentative settlement; and

**NOW, THEREFORE, BE IT RESOLVED** that it is in the best interests of the School District to settle this law suit with the following reductions in assessed values:

| Ass't Year | Orig. AV    | Corrected AV | Reduction  | Tax Rate     | Refund            |
|------------|-------------|--------------|------------|--------------|-------------------|
| 2000       | \$20,000.00 | \$20,000.00  | \$0.00     | \$723.8993   | \$0               |
| 2001       | \$20,000.00 | \$20,000.00  | \$0.00     | \$778.6547   | \$0               |
| 2002       | \$20,000.00 | \$20,000.00  | \$0.00     | \$872.8012   | \$0               |
| 2003       | \$20,000.00 | \$20,000.00  | \$0.00     | \$986.4400   | \$0               |
| 2004       | \$20,000.00 | \$20,000.00  | \$0.00     | \$1,058.0020 | \$0               |
| 2005       | \$20,000.00 | \$20,000.00  | \$0.00     | \$1,153.4200 | \$0               |
| 2006       | \$20,000.00 | \$17,550.00  | \$2,450.00 | \$1,251.0200 | \$3,065.00        |
| 2007       | \$20,000.00 | \$17,750.00  | \$2,250.00 | \$1,293.1124 | \$2,909.50        |
| 2008       | \$20,000.00 | \$17,750.00  | \$2,250.00 | \$1,336.8388 | \$3,007.89        |
| 2009       | \$20,000.00 | \$17,700.00  | \$2,300.00 | \$1,438.1800 | \$3,307.81        |
|            |             |              |            |              | Total \$12,290.20 |

**BE IT FURTHER RESOLVED**, that John F. Burkhardt, Esq. is authorized to execute a Stipulation, Consent Judgment and any other relevant settlement documents consistent with this Resolution on behalf of the respondent-intervenor, the Union Free School District of the Tarrytowns.

5. **RESOLVED**: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby declares the following item to be surplus and, therefore, eligible for disposal in accordance with State regulations:

1 FM Auditory System

6. **WHEREAS** it is the desire of the participating school districts of the Board of Cooperative Educational Services, Putnam/Northern Westchester Counties, adopting this resolution to jointly request bids for Auto Replacement Parts by the Superintendent of this school district from December 1, 2010 through November 30, 2011.

Now, therefore, be it

**RESOLVED** that the Union Free School District of the Tarrytowns hereby agrees to participate with other school districts of the Board of Cooperative Educational Services, Putnam/Northern Westchester Counties, New York in the joint bidding of Auto Replacement Parts to be requested by the school district Purchasing Agent and approved by the Superintendent; and be it further

**RESOLVED** that the specifications as prepared by a Steering Committee of participating school districts and presented to this Board of Education will be used and that this Board, if it desires to purchase these Auto Replacement Parts, agrees to purchase said commodities at the lowest bid price recommended by the Steering Committee of the joint school districts; provided, however, that each participating Board of Education in exercising its legal responsibilities, has the right to reject and/or modify the recommendation of the Steering Committee in the awarding of the bid; and be it further

**RESOLVED** that the invitation to bid will be advertised by BOCES in the Journal News in accordance with the provisions of Section 103 of the General Municipal Law.

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## C. General

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the following General Motion, as listed:

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_

1. BE IT RESOLVED that the President of the Board of Education is authorized and empowered to execute an energy performance contract with Ameresco, Inc., 11 Speen Street, Suite 410, Framingham, MA, 01701.

## 14. FINANCIAL REPORTS

- a. Treasurer's Report: September 2010
- b. Warrant Reports
- c. Use of Facilities

## 15. OLD BUSINESS

## 16. NEW BUSINESS

## 17. FUTURE AGENDA ITEMS: Agenda/Conferences

## A. Agenda

11/4 Board of Education Meeting Executive Session: 7:30PM;  
Annual student performance report Public Session: 8:00PM  
ELA & Math performance goals and action plan

## B. Noteworthy Conferences/Meetings

10/23 ACT Exams  
SHMS Field Hockey Car Wash 9:30AM-1:30PM  
10/25-29 School Board Recognition Week  
10/25 EPTA Meeting 7PM – JP  
10/26 Financial Aid Night – 7:30PM SHHS Auditorium  
10/27 WI Photo Day  
10/28 WLM Photo Day  
HS National Honor Society Induction 7:30PM - Auditorium  
10/29 JP PreK Potluck Supper 6PM-8PM  
WLM Halloween Parade 1:15PM  
11/1 HS Connect with your Counselor – Grades 9-10, 7:30PM  
11/3 HS Underclassmen Photos Make-up Day 8AM-3PM

## 18. CITIZENS' COMMENTS (three minutes)

## 19. EXECUTIVE SESSION

RESOLVED: That the Board goes into executive session to discuss particular personnel matters.

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MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_ TIME \_\_\_\_\_

20. RETURN TO PUBLIC SESSION

RESOLVED: That the Board returns to public session.

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_ TIME \_\_\_\_\_

21. ADJOURNMENT

RESOLVED: That the meeting of the Board be adjourned.

MOVED \_\_\_\_\_ SECONDED \_\_\_\_\_ VOTE \_\_\_\_\_ TIME \_\_\_\_\_

USE OF FACILITIES

- 10/18-26            Rolling River Films  
Three days of filming for PBS show Sid the Science Kid  
John Paulding School (7AM-4PM)
  
- 11/1-22            Union Church of Pocantico Hills  
Sign to announce fine arts series  
Morse and Washington Irving School Fence
  
- 11/8-10            Alpha Gamma Volleyball  
Informational meeting for youth volleyball  
Sleepy Hollow High School Cafeteria (7PM-8:30PM)