

July 8, 2010

A regular meeting of the Board of Education, Union Free School District of the Tarrytowns, was held on Thursday, July 8, 2010 in the Board Room of the Administration Building, commencing at 8:00PM.

Present: Mimi Godwin, President  
Paul Rode, Vice President  
Sheila J. Conklin, Trustee  
Craig Laub, Trustee  
B. Joseph Lillis, Trustee  
Vincent Nadile, Trustee  
Katharine M. Swibold, Trustee

**Roll Call**

Also present: Howard W. Smith, Superintendent of Schools  
Barbarann Tantillo, Assistant Superintendent  
John J. Staiger, Jr., Assistant Superintendent for Business  
Nelly Valentin, District Clerk

**Call to Order**

President Godwin called the meeting to order at 7:30PM.

Trustee Nadile moved, seconded by Trustee Rode, that it be  
RESOLVED: That the Board goes into executive session to discuss particular personnel matters.

**Executive Session**

CARRIED 7-0 7:30PM  
No formal action was taken.

CARRIED 7-0 8:15PM

**Public Session**

Trustee Swibold moved, seconded by Trustee Nadile, that it be  
RESOLVED: That the Board returns to Public Session.

There was a moment of silent meditation, after which the Pledge to the Flag was given.

**Pledge to the Flag  
Silent Meditation**

President Godwin asked that the following be remembered, who recently passed away:  
Ida Checchi, the mother of Bobby Checchi and mother-in-law of Nancy Checchi, school nurse at Washington Irving; Michael Cushen, Sr., retired Head Custodian in the District.

CARRIED 6-0-1 Yes: Trustees Godwin, Conklin, Laub, Nadile, Rode, Swibold  
Abstain: Trustee Lillis

**Minutes:**

Trustee Nadile moved, seconded by Trustee Rode, that it be  
RESOLVED: That the Board of Education, having received copies of the minutes of the regular meeting of June 10, 2010 approves same.

**6/10/10**

Trustee Nadile thanked the district clerk for the outstanding job she does with the board minutes.

CARRIED 4-0-3

Yes: Trustees Godwin, Laub, Rode, Swibold  
Abstain: Trustee Lillis, Conklin, Nadile

Trustee Conklin moved, seconded by Trustee Rode, that it be  
RESOLVED: That the Board of Education, having received copies of the minutes of the special meeting of June 18, 2010 approves same.

President Godwin reported that Frederic Sellers, a former Tarrytown school board member, passed away in Arizona.

President Godwin noted that this evening is the last BOE meeting that Lee Swift will be videotaping. She thanked him for all his hard work over the years and wished him well as he goes off to college. Dr. Smith also thanked Lee for all the work he's done videotaping the board meetings. The Board recessed for approximately five minutes for cake and refreshments.

President Godwin reported that listed on the agenda tonight is the endorsement of NYSSBA's Area 10 Representative. The board received materials on the candidate in their packets and unanimously endorsed the candidacy of Peggy Zugibe.

President Godwin asked for volunteers to serve as Board Liaisons for the following:

- WPSBA Liaison – Trustee Swibold volunteered to serve
- WPSBA Legislative Action Committee – Trustee Nadile volunteered to serve

Trustee Lillis noted that he served as a liaison last year and was frustrated because the meetings were held on the same evenings as our regular board of education meetings.

Trustee Nadile inquired about the energy performance contract. Dr. Smith indicated that we anticipate approval of the contract for the August 26<sup>th</sup> board meeting. Vice President Rode noted that the contract looks good, but there are a couple of discrete engineering items that need to be addressed. The Board agreed to have Trustee Rode to work with John Staiger to address any outstanding issues. Discussion followed.

Dr. Smith reported that the District was awarded a \$20,000 grant from Westchester Community Foundation to continue its work on the successor program to the Even Start program. This grant will allow us to continue to provide early literacy services to Hispanic families in the district.

Dr. Smith gave an update on the Washington Irving field project. The heat interfered with the installation of the sod. The field is currently being saturated with water before installation and it is anticipated that the sod will be installed by Monday or Tuesday of next week. Dr. Smith reiterated that this work is being done through a grant from Assemblyman Brodksy's office and the cost to the district is approximately \$6,000 to finalize the project.

Dr. Smith reported that there was some minor vandalism at Tappan Hill School. Signage, cable and the chain fence were damaged. A police report was filed; the district will be installing additional motion sensor lighting and will be bringing in a security consultant to see if there is anything else that needs to be addressed.

Dr. Smith reported that we are ahead of schedule with the elementary moves. Third grade was

moved to WI and the first grade move is underway. The Tappan Hill move will begin shortly and the bulk of the move should be complete within two weeks. Teachers were given a total of two paid days to pack and unpack their classrooms.

Dr. Smith discussed the proposed WLM play area and displayed a map of the site. The board is being asked to approve three action items this evening: 1) license agreement with the Village, 2) negative declaration, and 3) contract for installation of the soft surface play area. All of the work in the playground – park area, bumper strip, removal of asphalt, is being done by the village. The only district expense is the cost of the installation of the soft surface play area, sealing of the parking area and restriping, at a cost of approximately \$68,000. We do have some contingency money in our budget and are comfortable recommending the use of some of the contingency funds to cover the cost of the playground. Dr. Smith thanked the village for getting this plan going and also for providing in kind services to deal with other site work. This is a shared endeavor that will benefit the community as well as the school district.

Dr. Smith gave an update on the proposed mission statement. The following statement is a result of work that began in the Fall 2009 with the long range planning committee. Mission statement: *The mission of the Public Schools of the Tarrytowns is to empower students to make informed choices and assume responsibility for their own actions as they become self-directed, lifelong learners who are committed and able contributors to a sustainable local and global society. In partnership with our diverse community, we promote continuous growth through active engagement in a personalized learning environment characterized by high expectations and academic rigor in a climate of collaboration and mutual respect.* Discussion followed.

Dr. Smith gave a presentation on the proposed goal topics for 2010/2011, including:

- Character Education K-12
- Intervention with at risk children K-12
- Elementary School Consolidation
- Technology
- Information Literacy 6-12
- Facilities
- Finance
- Communications
- Long Range Plan

The list of topics will be revised and will be discussed again at the August 26<sup>th</sup> board meeting. Discussion followed.

A citizen commented on the closure of Tappan Hill, the implications with the village elections, and the usage of the playground equipment.

A citizen commented on the proposed WLM playground, the mission statement and the proposed board goals.

CARRIED 6-0

Trustee Lillis moved, seconded by Trustee Nadile, that  
RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the following Staff Personnel Motions, as listed:

**STAFF  
PERSONNEL**

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby accepts the following retirement resignations:

**Retirement  
Resignations:**

Margaret Ippolito, School Monitor – Tappan Hill School, effective June 21, 2010, after 16 years of service.  
Olga Iris Ruiz, Teaching Assistant – John Paulding School, effective July 1, 2010, after twenty-three years of service.  
President Godwin thanked the above staff members for all their years of service.

**M. Ippolito  
O. Ruiz**

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby accepts the following resignations:

**Resignations:**

Donna Berdik, Teaching Assistant – W.L. Morse School, effective June 25, 2010, after five years of service.  
Bettina Spargo, from the summer school 2010 position of English teacher and proctor/grader.  
Bethany Ordonez, from the summer school 2010 position of 1:1 aide, effective July 12, 2010.

**D. Berdik  
B. Spargo  
B. Ordonez**

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby rescinds the retirement resignation of Patricia Maceyak, Special Education Teacher, effective June 30, 2010.

**P. Maceyak –  
rescind retirement  
resignation**

In accordance with Policy #9020, be it

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following instructional/non-instructional staff for the 2010/11 school year:

**Staff  
Appointments:**

Andrew Staker, Teaching Assistant (Technology) – JP/WLM/WI, 6¼ hours per day, probationary, at a salary of \$22,401, based on Step 1 of the teaching assistant salary schedule, effective September 1, 2010 through August 31, 2013. (New position)

**A. Staker  
V. Schmelz  
G. Petryczka**

Vanessa Schmelz, Teaching Assistant (Technology) – SHMS/HS, 6¼ hours per day, probationary, at a salary of \$23,781, based on Step 2 of the teaching assistant salary schedule, effective September 1, 2010 through August 31, 2013. (New position)

George Petryczka, Physics Teacher - Sleepy Hollow High School

Appointment Type: Leave Replacement  
Effective: September 1, 2010 through June 30, 2011  
Certification: New York State Initial Certification: Physics 7-12; Mathematics 7-12  
Education: Columbia University, New York, NY - MA  
City College of New York, NY - BA  
Experience: Yorktown High School, Yorktown Heights, NY  
Physics/Chemistry Teacher, 3 years  
Spring Valley High School, Spring Valley, NY  
Physics/Chemistry Teacher, 1 year  
Salary: MA+30, Step 6 (\$81,331)

Francisca Alvarez, Teaching Assistant - Sleepy Hollow Middle School, 6¼ hours per day, probationary, at a salary of \$23,781, based on Step 2 of the teaching assistant salary schedule, effective September 1, 2010 through August 31, 2013. (Replacement)

**F. Alvarez**

Morgan Johansen, .4FTE Physical Education Teacher (Replacement)

**M. Johansen**

Assignment: Sleepy Hollow High School  
Effective: September 1, 2010 through June 30, 2011  
Certification: New York State Initial Certification: Physical Education  
Education: Manhattan College, Riverdale, NY - BA  
Experience: Rye Neck High School, Mamaroneck, NY  
Teacher Assistant, 1 year; Girls and Boys Tennis Coach, 1 year  
Salary: BA, Step 1 (prorated amount \$21,528)

**R. Fischer**

**N. Ochoa**

Ryan Fischer, Physical Education Teacher (Replacement)

Assignment: John Paulding School  
Appointment Type: Probationary  
Probationary Dates: September 1, 2010 through August 31, 2013  
Tenure Area: Physical Education  
Certification: New York State Initial Certification: Physical Education  
Education: Manhattanville College, Purchase, NY - MA  
St. Thomas Aquinas College, Sparkill, NY - BS  
Experience: White Plains City School District, White Plains, NY  
Physical Education Teacher, 2 years  
Bronx Charter School for Better Learning, Bronx, NY  
Physical Education Teacher, 1 year  
Salary: MA, Step 3 (\$66,000)

Noehly Ochoa, teaching assistant – W.L. Morse School, 6¼ hours per day, probationary, at a salary of \$23,781, based on Step 2 of the teaching assistant salary schedule, effective September 7, 2010 through September 6, 2013.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to Secondary Summer School 2010 positions:

**Secondary  
Summer School**

Susan Cunningham	Proctor	\$35.00 per hour
Jonathon Kaufman	Proctor	\$35.00 per hour
Vickie Swift	Proctor	\$35.00 per hour
Lauren Occhipinti	Physical Education Teacher	\$60.00 per hour
Mayra Molina	Hall Monitor	\$14.38 per hour
Leslie Green	School Nurse	\$35.00 per hour
Jessica Migliore	English Teacher	\$60.00 per hour
Matthew McMurray	Earth Science Teacher	\$60.00 per hour
Ray Pollydore	Chemistry Teacher	\$60.00 per hour
Carlos Franco	Chemistry Review	\$60.00 per hour
Dina Moricco	Sub Teacher	\$60.00 per hour
Darlene Polanco	Proctor	\$35.00 per hour
Edward Bernabei	Grader	\$35.00 per hour
Danielle Werner	Sub Teacher	\$60.00 per hour
Danielle Werner	Proctor/Grader	\$35.00 per hour
Darlene Polanco	Sub Teaching Assistant	\$22.50 per hour
Carlos Franco	Proctor/Grader	\$35.00 per hour

Deidre Sullivan	Proctor/Grader	\$35.00 per hour
Bethany Ordonez	Secretary	\$25.00 per hour
Rafael Bencosme	Proctor/Grader	\$35.00 per hour

RESOLVED: That the Board of Education hereby approves the summer arts instructors for Tarrytowns Summer Arts Camp 2010, effective July 12, 2010 through July 29, 2010, as per the attached list. (Fee based) (Appendix #1)

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby grants an unpaid child care leave of absence to Cathleen Caroleo, Elementary Teacher –Washington Irving School, effective December 6, 2010 through February 25, 2011.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following part-time staff to continued employment for the 2010/2011 school year:

Mayra Molina                      School Monitor

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to a stipend position for the 2009/2010 school year:

Mock Trial Team                      Stacey Rosen                      \$2,614

RESOLVED, That the Board of Education of the Public Schools of the Tarrytowns hereby approves and ratifies the Memorandum of Agreement, dated June 8, 2010, between the Board of Education and The Tarrytowns' Administrators Association. (Appendix #2)

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:

Renè Henri	Long Term Sub. Cleaner	\$18.75 per hour effective July 9 through September 21, 2010
Luisa Vasquez	Teacher	\$85 per diem
Michael Mills	Teacher	\$85 per diem
Christopher Garibaldi	Teacher	\$95 per diem
Kim Moriarty	Long Term Sub Teacher	\$290 per diem effective October 25, 2010 through February 18, 2011
Josefina Mota	Long Term Sub. Cleaner	\$18.75 per hour effective July 12 through August 13, 2010
Christopher Garibaldi	Building Substitute	\$100.00 per diem
Douglas Washburn	Cleaner	\$15.00 per hour
Samantha Lucas	Long Term Teaching Assistant	\$18.49 per hour effective September 7 through December 10, 2010

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to Special Education Summer School 2010 positions:

Teaching Assistant at the rate of \$22.50 per hour  
Cecilia Booth                      Grades 6, 7, 8    (6 hours per day)

Teacher Aide:  
Bethany Ordonez                      1:1 Aide (3 hours per day) \$16.51 per hour

Elvira Juarez            1:1 Aide \$16.16 per hour

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to a Fall 2010 coaching stipend:

Head Varsity Soccer (Boys)            Brian Duschenchuk            \$7,770

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to Summer 2010 employment:

David Hinds            \$10.00 per hour  
Victor Perez            \$10.00 per hour  
Kailey Pujols \$9.00 per hour

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby revises the following:

Helen Glynn, .5FTE Grant Funded Programs Coordinator, from probationary to permanent, in accordance with Civil Service Rules and Regulations, effective July 16, 2010.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby grants an unpaid leave of absence to Messias Sa, Cleaner – Administration Building, effective July 19, 2010 through August 13, 2010.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby grants an unpaid leave of absence to Richard Schafranski, Bus Driver, effective June 16, 2010 through June 30, 2010.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby grants an unpaid child care leave of absence to Caroline Doran, Social Studies Teacher – Sleepy Hollow Middle School, effective February 18, 2011 through June 24, 2011.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following for the 2009/2010 school year:

Christopher Garibaldi            Home Tutor            \$35.00 per hour

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to stipend positions for the 2010/2011 school year, as per the attached list (Appendix #3):

RESOLVED: That the Board of Education hereby appoints the following Challenge Summer Institute 2010 staff: (Fee based)

Mark White            \$700

**WHEREAS**, the Board of Education of the Tarrytown Union Free School District has previously appointed Dr. Howard Smith as Superintendent of Schools; and

**Employment  
Agreement:  
Dr. Howard Smith**

**WHEREAS**, the Board of Education seeks to extend the employment of Dr. Smith by way of a new four (4) year appointment and employment agreement; and

**WHEREAS**, the Board of Education and Dr. Smith seek to enter into such new employment agreement for the purpose of setting Dr. Smith's total compensation, *for the period July 1, 2010 through June 30, 2011*, effective July 1, 2010, to a level not to exceed his total compensation during the period from July 1, 2009 through June 30, 2010; and

**WHEREAS**, the new appointment and contract of employment will cover the term July 1, 2010 to June 30, 2014;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Education of the Tarrytown Union Free School District hereby appoints Dr. Howard Smith as Superintendent of Schools for the period commencing July 1, 2010 and ending June 30, 2014 and hereby authorizes the President of the Board of Education to enter into an employment agreement with Dr. Smith dated July 8, 2010 covering the aforementioned term;

**BE IT FURTHER RESOLVED**, that all prior appointments and contracts are hereby superseded. *Discussion followed. The above resolution was amended, as noted. Trustee Conklin moved, seconded by Trustee Nadile and carried unanimously 7-0.*

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints the following to participate in the Pace University Teacher Leader Quality Partnership for the 2009/2010 school year: (Grant funded)

**Pace TLQP**

Jason Choi	\$756.36
Eric Rinaldi	\$458.40
Christine Adamo	\$733.44
Lorren Hotaling	\$275.04
Stephanie McQuade	\$1,031.40
Jessica Hunsberger	\$1,123.33
Sue Davis	\$1,031.40
Stacy Rosen	\$1,123.08

CARRIED 6-0

Trustee Swibold moved, seconded by Trustee Laub that it be

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

**STUDENT  
PERSONNEL:**

RESOLVED: That the Board of Education accepts the recommendations from the Committee on Preschool Special Education (CPSE) at its April 8, 29; May 6, 11, 13, 20, 27; June 1, 3, 14, 24, 2010 meetings, as attached (Appendix #4).

**CSE/CPSE**

CARRIED 6-0

**Finance/Facilities**

Trustee Nadile moved, seconded by Trustee Rode, that it be  
RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the following Finance and Facilities Motions, as listed:

RESOLVED: That, as a result of competitive bidding pursuant to Section 103 of the General Municipal Law, and upon the recommendation of the Superintendent of Schools, the Board of Education extends the contract for the "2010-2011 Food Service Management Operations" to Whitsons Food Service Corporation, 1800 Motor Parkway, Islandia, NY 11749, at a meal cost of \$2.1125.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby declares the following audio-visual equipment to be surplus and, therefore, eligible for disposal in accordance with State regulations:

Minitex DVD 1600	Serial #020828537-3E1
Hitachi 19VR11B	Serial # V37606710
Hitachi 19VR11B	Serial # V376068-50
Panasonic AG520C	Serial # E7AA20463
Sony PVM1900	Serial# 2008473
Go-Video DVD 4300	
AMW S99	Serial # P9C6040841201
Apex AD1201	Serial # D1020210
Go-Video 650	Serial # 529D650003550
Sony CVM-1900	Serial # 214619

**WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by Laurentino Rodrigues, having a street address of 180 Valley Street, Sleepy Hollow, and designated and described as Section 115.11, Block 5, Lot 57 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 1998 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
1998-2001	\$34,200.00	\$34,200.00	\$0.00	N/A	\$ -0-
2002	\$34,200.00	\$29,532.00	\$4,668.00	\$872.8012	\$ 4,074.24
2003	\$34,200.00	\$28,212.00	\$5,988.00	\$986.4400	\$ 5,906.80
2004	\$34,200.00	\$27,833.00	\$6,367.00	\$1,058.0020	\$ 6,736.30
2005	\$34,200.00	\$27,018.00	\$7,182.00	\$1,153.4200	\$ 8,283.86
2006	\$34,200.00	\$25,400.00	\$8,800.00	\$1,251.0200	\$ 11,008.98
2007	\$34,200.00	\$25,964.00	\$8,236.00	\$1,293.1124	\$ 10,650.07
2008	\$34,200.00	\$25,811.00	\$8,389.00	\$1,336.8388	\$ 11,214.74

2009	\$34,200.00	\$25,811.00	\$8,389.00	N/A	\$ -0-
					Total \$ 57,874.99

**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.

**WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by Laurentino Rodrigues, having a street address of 185 Valley Street, Sleepy Hollow, and designated and described as Section 115.11, Block 5, Lot 74 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 1997 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
1997-2000	\$26,500.00	\$26,500.00	\$-0-	N/A	\$ -0-
2001	\$26,500.00	\$19,413.00	\$7,087.00	\$778.6547	\$ 5,518.33
2002	\$26,500.00	\$16,478.00	\$10,022.00	\$872.8012	\$ 8,747.21
2003	\$26,500.00	\$16,154.00	\$10,346.00	\$986.4400	\$ 10,205.71
2004	\$26,500.00	\$16,344.00	\$10,156.00	\$1,058.0020	\$ 10,745.07
2005	\$26,500.00	\$15,281.00	\$11,219.00	\$1,153.4200	\$ 12,940.22
2006	\$26,500.00	\$13,857.00	\$12,643.00	\$1,251.0200	\$ 15,816.65
2007	\$26,500.00	\$13,960.00	\$12,540.00	\$1,293.1124	\$ 16,215.63
2008	\$26,500.00	\$13,878.00	\$12,622.00	\$1,336.8388	\$ 16,873.58
2009	\$26,500.00	\$13,878.00	\$12,622.00	N/A	\$ -0-
					Total \$ 97,062.40

**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.

**WHEREAS**, law suits have been commenced to challenge the assessments on the property owned by Antonio and Linda Rodrigues, having a street address of 174 Valley Street, Sleepy Hollow, and designated and described as Section 115.11, Block 5, Lot 56 on the Tax Maps and Assessment Rolls of the Town of Mount Pleasant for assessment years 2001 through 2009; and

**Tax Certiorari:  
A.&L. Rodrigues**

**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
2001	\$11,200.00	\$9,150.00	\$2,050.00	\$778.6547	\$1,596.24
2002	\$11,200.00	\$8,100.00	\$3,100.00	\$872.8012	\$2,705.68
2003	\$11,200.00	\$7,800.00	\$3,400.00	\$986.4400	\$3,353.90
2004	\$11,200.00	\$7,700.00	\$3,500.00	\$1,058.0020	\$3,703.01
2005	\$11,200.00	\$7,400.00	\$3,800.00	\$1,153.4200	\$4,383.00
2006	\$11,200.00	\$7,100.00	\$4,100.00	\$1,251.0200	\$5,129.18
2007	\$11,200.00	\$7,400.00	\$3,800.00	\$1,293.1124	\$4,913.83
2008	\$11,200.00	\$7,400.00	\$3,800.00	\$1,336.8388	\$5,079.99
2009	\$11,200.00	\$7,400.00	\$3,800.00	N/A	\$ -0-
					Total \$ 30,864.83

**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.

**WHEREAS**, the Board of Education of the Union Free School District of the Tarrytowns ("Board") is considering a project, the purpose of which is to maintain and improve certain portions of the grounds of the Winfield L. Morse School (the "Project"); and

**WHEREAS**, the Project generally consists of improvement of play areas, addition of playground equipment and provision of sitting and landscaped areas; and

**WHEREAS**, the Project also includes execution of an Agreement with the Village of Tarrytown; and

**WHEREAS**, the State Education Department requires a State Environmental Quality Review Act classification for purposes of Facilities Planning review.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby determines that the Project is a Type II Action pursuant to 6 NYCRR §617.5(c)(2) and (8), commonly known as the Regulations promulgated pursuant to the State Environmental Quality Review Act.

**RESOLVED:** That, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the issuance of serial bonds in the amount of \$1,729,110.55 for tax certiorari judgments as follows: (a) \$543,697.19 – Ferry Landing; (b) \$364,171.23 – County Homes; (c) 332,300.28 – 95 Beekman Avenue; (d) \$242,497.72 – Ichabod’s Landing; (e) Crescent Associates,

**Serial bonds:**

LLC - \$246,444.13, as per the attached detailed resolution (Appendix #5), as recommended and approved by our bonding attorney Hawkins, Delafield & Wood.

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education awards the contract for the W.L. Morse playground safety surface to: American Recreational Products, 1535 Locust Avenue, Bohemia, NY 11716, in the amount of \$67,799, in accordance with New York State Contract #PC62086.

CARRIED 6-0

Trustee Conklin moved, seconded by Trustee Nadile, that it be

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

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education authorizes the Superintendent of Schools to execute an agreement with KidzArt, for art enrichment in the after school programs at John Paulding School, W.L. Morse School and Washington Irving School, at a fee of \$170.00 per hour, not to exceed \$14,960, effective October 1, 2010 through May 31, 2011. (Funded by 21<sup>st</sup> Century Grant)

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to amend the agreement with Family Services of Westchester, to provide a Director for the Asociación de Familias Hispanas de Tarrytowns Program, for an additional six (6) days per month, for the months of July and August 2010, at a rate of \$510.00 per diem. (Grant funded)

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Donna Klein & Associates, Inc. 690 North Broadway Suite GL2, No. White Plains, NY 10603, Occupational Therapist, at a rate of \$95.00 per hour, not to exceed \$120,000, for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Donna Klein & Associates, Inc. 690 North Broadway Suite GL2, No. White Plains, NY 10603, Physical Therapist, at a rate of \$95.00 per hour, not to exceed \$55,000, for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Brain Builders, 280 Dobbs Ferry Road, White Plains, New York 10607, for summer services, at the rate of \$147.00 per hour, not to exceed \$2,500 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Holistic Learning Center LLC, 575 White Plains Rd, Eastchester, NY 10709, for ABA Consultation, at the rate of \$165.00 per hour, not to exceed \$55,000 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Centris Group, 100 Merrick Rd. Suite 418E, Rockville Centre, NY 11570, for IEP Direct software license and support services, not to exceed \$16,000 for the 2010/2011 school year.

**Agreements:**  
**Centris Group**

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Madeline Reich, 57 South Manor Dr., White Plains, NY 10603, Teacher of the Hearing Impaired, at the rate of \$100 per hour, not to exceed \$69,000 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Michael Wheatley, 55 Shirley Lane, White Plains, NY 10607, Teacher of the Hearing Impaired, at the rate of \$100.00 per hour, not to exceed \$20,000 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Listening Partners, Inc. 1 Castle View Court, Rye Brook, NY 10573, Teacher of the Hearing Impaired, at the rate of \$80.00 per 30 minutes direct service speech language service; \$110.00 per 60 minute direct service hearing services; and \$100.00 per 60 minute consultation services, not to exceed \$100,000.00 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Learning Shop, Inc. 219 Harrison Ave suite 10, Harrison, NY 10528, Home Instruction, at the rate of \$110.00 per hour for reading services and \$65.00 per hour for home instruction, not to exceed \$66,000 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Derek Ferst, 92 South Harrison Ave, Congers, NY, 10920, to provide summer speech/language services at the rate of \$100.00 per hour, not to exceed \$10,000.00 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Verna Phillip-Yalley, 82 Hudson Point Lane, Ossining, New York, 10562, for summer services at the rate of \$80.00 per session, not to exceed \$15,000.00 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Judy Strauss-Schwartz, 17 Lakeview Road, New Rochelle, NY, Vision Specialist, at the rate of \$165.00 per hour, not to exceed \$12,500 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Ms. Andrea Rauso Eckerle, M.M.,CCC, Westchester Pediatric Center for Therapy, 54 Washington Ave., Pleasantville, NY, 10571 at the rate of \$145.00 per 45 minute session and \$160 for 60 minute session, not to exceed \$25,000.00 for the 2010/2011 school year.

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Abilities Beyond Disabilities, Inc. 120 Kisco Ave., Mt. Kisco, NY, 10549, summer job coach, at the rate of \$58.11 per hour, not to exceed \$3,000.00 for the 2010/2011 school year.

**Agreements:**

**Abilities Beyond  
Disabilities**

**L. Heyrnann**

RESOLVED: That the Board of Education, upon the recommendation of the Superintendent of Schools, is authorized and empowered to execute an agreement with Lois K. Heyrann, M.A. CCC/SLP, 1 Hawk Drive, HUM 14A, New Paltz, NY, 12561, Auditory Consultant, at the rate of \$300.00 per hour, not to exceed \$10,000 for the 2010/2011 school year.

RESOLVED: That the Board of Education is authorized and empowered to increase the compensation for Maureen Massaro, Challenge Summer Institute Director, by an additional \$1650, based on enrollment, in accordance with the terms of the Summer Institute Director agreement (Fee based).

RESOLVED: That, upon the recommendation of the Superintendent of Schools, the Board of Education hereby adopts the following textbook:

Algebra II/Trigonometry

Author: Ann Xavier Gantert

Publisher: Amsco

To be used by the Sleepy Hollow High School 10<sup>th</sup> grade mathematics students

The Treasurer's Report for the month of May 2010 is attached to these minutes as Appendix #6.

CARRIED 6-0

10:15PM

Trustee Swibold moved, seconded by Trustee Laub, that it be  
RESOLVED: That the meeting of the Board be adjourned.

Respectfully submitted,

Nelly Valentin  
District Clerk

Appendices:

- #1 Summer 2010 Summer Arts Camp Instructors
- #2 MOA – Administrators' Association
- #3 Stipend Positions 2010
- #4 CSE/CPSE
- #5 Serial Bonds
- #6 Treasurer's Report: May 2010