

January 22, 2019

The regular meeting of the Le Roy Central School Board of Education was called to order on Tuesday, January 22, 2019 at 6:00 p.m. by President Jacalyn Whiting in the Board of Education conference room.

The following members were present:

Mrs. Denise Duthé  
Mr. Richard Lawrence  
Mr. Peter Loftus  
Mr. William MacKenzie  
Mr. Lloyd Miller  
Mrs. Jacalyn Whiting

The following administrators were present:

Mr. Merritt Holly, Superintendent of Schools  
Mr. Tim McArdle, High School Principal  
Mrs. Carol Messura, Elementary Principal  
Mr. Brian Foeller, Business Administrator  
Mr. Robert Blake, Director of Curriculum, Instruction and  
Technology  
Ms. Chelsea Eaton, Special Education & Student Services Director  
Mr. James Clark, Elementary Assistant Principal

The following agenda changes were approved on a motion given by Mr.

Lawrence and seconded by Mr. Miller:

**ADD TO:     ITEM G.5.                   APPROVAL OF  
RECOMMENDATIONS OF THE  
COMMITTEE FOR SPECIAL  
EDUCATION**

**ADD:            ITEM I.1.e.                   APPROVAL OF APPOINTMENT OF  
LONG-TERM SUBSTITUTE MUSIC  
TEACHER**

**ADD:            ITEM I.6.                   APPROVAL OF RETROACTIVE  
SALARY FOR LONG-TERM  
SUBSTITUTE TEACHER**

Voting: 6 Yes, 0 No. Motion carried.

Mrs. Whiting updated the Board of Education on the Genesee Valley School Boards Association Board Presidents Meeting held on January 14<sup>th</sup> at Pavilion Central School. There will be a new or interested board member training on February 21<sup>st</sup> at York Central School. There was discussion among the districts with regard to the hiring of School Resource Officers, the various bargaining units at districts and the process used for superintendent evaluations. Mrs. Whiting reminded the Board of the Legislative Day scheduled for February 2<sup>nd</sup> at Letchworth Central School.

Superintendent's Report: Mr. Holly discussed the status of the Annual Professional Performance Review ("APPR") process for evaluating teachers and principals. A bill to ban the mandatory use of state assessments in teacher evaluations is set to pass in the State Legislature. A teacher evaluation process is still required under federal rules, however, the process for the evaluations is set by the State Board of Regents. The Regents had earlier imposed a moratorium on the mandatory use of the grade 3-8 assessments in the teacher evaluation process.

Mr. Holly also discussed the Board of Regents ongoing review of the regulations surrounding the employment of substitute teachers in New York State schools. The old statute allows districts to employ three categories of substitute teachers: (1) individuals with a valid teaching certificate can work for an unlimited number of days in any capacity, however, if employed in more than an itinerant role, they must be employed in their certification area; (2) individuals without a valid certificate, but that are working towards certification (college coursework at 6 semester hours per year), can work for an unlimited number of days in any capacity, however, if employed in a more than an itinerant role, they must be employed in the area in which they are seeking certification;

(3) individuals who do not hold a valid teaching certificate and who are not working towards certification are limited to working no more than 40 days during a school year, except in extreme circumstances. That statute sunset in June of 2018 and the Board of Regents has been struggling to update the regulation in light of the difficulty that districts are having finding qualified substitute teachers. A proposed amendment was put before the Board of Regents in May of 2018 to extend the sunset provision to June 30, 2020, thereby allowing districts some flexibility to address the shortages and to employ substitute teachers for more than 40 days if they display competency in the classroom. At the Board's January 2019 meeting, the Higher Education Committee offered a proposal to require all substitute teachers to at least have an associate's degree, except for those substitute teachers without a valid teaching certificate but who were working towards certification at the rate of not less than six semester hours per year. The Committee will bring the revised item to the full Board of Regents for adoption as an emergency rule effective February 4, 2019. Following the 60 day public comment period, as required by law, it is anticipated that the proposed amendment will be presented to the Board of Regents for adoption at its May 2019 meeting.

Acting upon a recommendation of the Superintendent and on a motion given by Mrs. Duthe and seconded by Mr. Lawrence, the Board of Education approved the following consent items, as listed:

1. Minutes of the January 8, 2019 regular meeting, as presented;
2. Warrants for the following accounts and bills contained thereon, as presented:

<b>GENERAL ACCOUNT</b>	-	<b>\$ 694,459.50</b>
<b>CAFETERIA ACCOUNT</b>	-	<b>\$ 53,104.31</b>

**CAPITAL ACCOUNT - \$ 776.85**

3. Treasurer's Reports for the following accounts for the period from December

1 – December 31, 2018, as presented:

<b>AWARDS ACCOUNT</b>	<b>-</b>	<b>\$ 10,561.13</b>
<b>AWARDS ACCOUNT CD</b>	<b>-</b>	<b>\$ 450,000.00</b>
<b>CAPITAL CHECKING ACCOUNT</b>	<b>-</b>	<b>\$ 769.70</b>
<b>CAPITAL SAVINGS ACCOUNT</b>	<b>-</b>	<b>\$ 136,962.68</b>
<b>DEBT SERVICE ACCOUNT</b>	<b>-</b>	<b>\$ 200,933.12</b>
<b>DEBT SERVICE CD</b>	<b>-</b>	<b>\$ 2,000,000.00</b>
<b>EXTRACLASSROOM ACCOUNT</b>	<b>-</b>	<b>\$ 74,790.60</b>
<b>FEDERAL FUND ACCOUNT</b>	<b>-</b>	<b>\$ 24,400.89</b>
<b>GENERAL CHECKING ACCOUNT</b>	<b>-</b>	<b>\$ 864,500.67</b>
<b>GENERAL SAVINGS ACCOUNT</b>	<b>-</b>	<b>\$ 2,774,419.44</b>
<b>GENERAL FUND-TAX COLLECTOR</b>	<b>-</b>	<b>\$ 761.74</b>
<b>SCHOOL LUNCH CHECKING ACCT</b>	<b>-</b>	<b>\$ 19,806.01</b>
<b>SCHOOL LUNCH SAVINGS ACCT</b>	<b>-</b>	<b>\$ 246,966.09</b>
<b>PAYROLL ACCOUNT</b>	<b>-</b>	<b>\$ 577.45</b>
<b>TRUST &amp; AGENCY ACCOUNT</b>	<b>-</b>	<b>\$ 23,157.21</b>

4. December 2018 Budget Transfers, as presented.

[DECEMBER 2018 BUDGET TRANSFERS ATTACHED HERETO]

5. Recommendations of the Committee for Special Education, as presented and amended.

Voting: 6 Yes, 0 No. Motion carried.

**PRESENTATION:** Committee on Preschool Education Update: Ms. Sonya Ambrewster provided an overview of the process of the Committee on Preschool Education (“CPSE”). The Committee is responsible for arranging evaluations and making recommendations for provision of services to children aged 3-5 who may have developmental delays and/or disabilities. Parents of children aged 3-5 can make a direct referral to the CPSE, or students that received Early Intervention (birth to 3) can be referred directly to CPSE when they age out of the Early Intervention system. The children are registered and entered into the district’s IEP Direct program and then the parents are sent a referral letter containing a consent for evaluations and evaluation sites from which to choose. The evaluations must be completed and a meeting held to review the findings of the evaluations within sixty days from the signed consent. The meeting is attended by the parents of the student, the evaluation site representative, a school district representative (usually the CPSE chairperson), a county representative and any other people with knowledge or expertise regarding the child. A student must show significant delays in one or more of the following areas for classification: cognitive, speech and language abilities, fine motor skills, gross motor skills, adaptive behavior and social/emotional skills. If a student is classified, the committee then determines the level of support needed and communicates that to the parents in a Prior Written Notice and Individualized Education Report. The parents must sign a consent for the initial services to begin. After all information is finalized, the office must file a System to Track and Account for Children (“STAC”) 5 for the County to pay the evaluation site and a STAC 1 to compensate the providers/programs. At the time a student ages out of CPSE and goes into Kindergarten, the CPSE determines if the student should be referred to the

Committee for Special Education (“CSE”) which handles services for classified students in grades K-12. Ms. Armbrewster discussed the heavy workload, along with the frustrations of a service provider shortage across the region. The providers are struggling to service all the needs of the tri-county area.

**PRESENTATION:** Strength Training Proposal: Mr. Brad Dietsch, Mr. Ieon Koukides and Mr. Austin Dwyer presented a proposal for a strength training and conditioning program at the junior/senior high school. Mr. Dietsch pointed out that Le Roy’s athletes sometimes physically struggle against many of the athletes from larger schools and that with our enrollment numbers, the district will be competing against the larger schools in the Livingston County Athletic Association, Division 1 in all sports in the near future. Many of the student-athletes are multi-sport athletes and, therefore, are “in season” for most of the year, finding it difficult to maintain consistent strength training. The vision for this program is to provide the students, athletes, staff and community members with a well-designed, collaborative training program, to create a culture shift to prioritize character, leadership, safety, injury reduction and sports performance and, finally, to align concepts with the physical education and health curriculum at the school. Mr. Dietsch, Mr. Koukides and Mr. Dwyer all hope the program will help students to maintain lifelong healthy habits. They feel it is critical that all district coaches are on the same page and see the value of year-round training and what that can look like for the success of our students and athletic programs. They noted

three essential items for the program's success: (1) a tracking software system for all student athletes, (2) upgrade and create a proper strength/conditioning facility (possibly a changeover to utilize the small gym area), and (3) a strength and conditioning coach and training program. The estimated cost projections, which they feel are on the high side, is approximately \$80-100,000, which could be a phase in over several years. There was a discussion about the age of some of the equipment at the junior/senior high school and the need for an equipment replacement schedule for both the high school and elementary fitness rooms.

**PRESENTATION:** Mr. Foeller, Business Administrator, outlined the custodial/maintenance/grounds and transportation areas of the preliminary 2019-20 budget.

Mr. Foeller distributed a village map and cost projection for the possibility of busing all students in grades K-2 or K-3. Without knowing how many students/parents would partake of the availability of busing, it is difficult to gauge whether the district would need additional buses or drivers. Mrs. Whiting conducted a straw poll on whether the Board of Education supports adding a proposition to the May ballot for busing all students either K-3 or K-2 and the Board of Education was not in support of that proposition at this time.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. Miller and seconded by Mrs. Duthe, the Board of Education approved the following long-term substitute appointment:

Name:	Paula Wicks Allen
Type of Appointment:	Long-Term Substitute Special Education Teacher
Effective Dates:	January 22, 2019- June 28, 2019

Additional Days: Two additional days for shadowing with Mrs. Hayes on January 17 and 18, 2019 to be paid at \$195.00 per day.

Salary: \$195.00 per day

Benefits: 7.5 non-cumulative sick days  
1.5 non-cumulative personal days

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. Loftus and seconded by Mrs. Duthe, the Board of Education approved the following Genesee County Civil Service labor class appointments, pending successful completion of New York State fingerprinting clearance:

<u>Name</u>	<u>Position</u>	<u>Fingerprinting</u>	<u>Salary</u>
Lane Arnold	Substitute Cleaner	No	\$11.35
Stephanie Heisler	Substitute Cleaner	No	\$11.35
Tyler Henry	Substitute Cleaner	No	\$11.35

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. MacKenzie and seconded by Mr. Loftus, the Board of Education approved the following substitute teacher appointment effective January 23, 2019, as outlined below:

<u>Name</u>	<u>Position</u>	<u>Certification</u>	<u>Fingerprinting</u>	<u>Status</u>
Wesley Ebersole	Sub Teacher, T.A. & Aide K-12	None	Yes	40 days or less per school year

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. Lawrence and seconded by Mr. Miller, the Board of Education approved the following probationary appointment:

Name: Betty Cochran  
 Position: Full-time Cleaner  
 Type of Appointment: Genesee County Civil Service probationary (labor class)  
 Effective Date: January 23, 2019  
 Salary: \$12.29 per hour (75% of SEIU Contract Rate)  
 Benefits: Consistent with SEIU Contract

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mrs. Duthe and seconded by Mr. MacKenzie, the Board of Education approved the following long-term substitute appointment:

Name: Brogan O'Halloran  
 Type of Appointment: Long-Term Substitute Music Teacher  
 Effective Dates: January 28, 2019 – Mr. Nordhausen's return from leave  
 Salary: \$75.00 per day

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. Lawrence and seconded by Mrs. Duthe, the Board of Education approved the following changes in the employment status of district employees from probationary to permanent, as outlined below:

<u>Name</u>	<u>Position</u>	<u>Effective Date</u>
Jessica Adams	Permanent Food Service Helper	January 28, 2019
Staci Ball	Permanent School Bus Driver	January 28, 2019
Rachel Hunter	Permanent Driver (School)	January 28, 2019
Eric Miller	Permanent School Patrol Officer	January 30, 2019
Emily Rock	Permanent Food Service Helper	January 24, 2019
Dennis Szczepanski	Permanent School Bus Driver	January 23, 2019

Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. MacKenzie and seconded by Mr. Loftus, the Board of Education gratefully accepted the generous donation from Ms. Jennifer Hayes of a Yamaha trumpet, serial number 421581A, valued at \$150.00 to the Le Roy Central School District Music Department. Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mrs. Duthe and seconded by Mr. Lawrence, the Board of Education adopted the following Resolution, on a roll call vote, for a referendum on March 19, 2019 for purchase of district vehicles:

**RESOLUTION OF THE BOARD OF EDUCATION OF THE LE ROY CENTRAL SCHOOL DISTRICT, GENESEE AND LIVINGSTON COUNTIES, NEW YORK AUTHORIZING THE SUBMISSION OF A PROPOSITION TO BE VOTED UPON BY THE QUALIFIED VOTERS OF SAID DISTRICT ON MARCH 19, 2019**

**BE IT RESOLVED BY THIS BOARD OF EDUCATION AS FOLLOWS:**

**A meeting of the qualified voters of the Le Roy Central School District, Genesee and Livingston Counties, State of New York, shall be held in the Library/Media Center at the Wolcott Street School in said District, Le Roy, New York, on March 19, 2019, at 2:00 o'clock p.m. with polls to be open between the hours of 2:00 p.m. and 7:00 p.m. for the purpose of voting upon the proposition described in the notice of meeting hereinafter set forth.**

**Said meeting shall be called by giving the following notice thereof:**

**TO THE QUALIFIED VOTERS OF LE ROY CENTRAL SCHOOL DISTRICT, Genesee and Livingston Counties, New York:**

**PLEASE TAKE NOTICE that the Board of Education of Le Roy Central School District, Genesee and Livingston Counties, New York, has scheduled a meeting of the qualified voters of**

said District to be held in the Library/Media Center at the Wolcott Street School in said District, at 2-6 Trigon Park, Le Roy, New York, on March 19, 2019, at 2:00 o'clock p.m. with polls to be open between the hours of 2:00 p.m. and 7:00 p.m. for the purpose of voting upon the following proposition:

**PROPOSITION**

*Shall the Board of Education of Le Roy Central School District, Genesee and Livingston Counties, New York be authorized to purchase (i) three 65-passenger school buses with interior surveillance equipment and a two-way radio package at an estimated maximum cost of \$105,000 each; and (ii) one 16-passenger mini bus with interior surveillance equipment and a two-way radio package at an estimated maximum cost of \$55,000, for a total aggregate estimated maximum purchase cost not to exceed \$370,000, such cost to be raised by tax upon the taxable property of said District to be levied and collected in annual installments as provided in Section 416 of the Education Law, with such tax to be partially offset by State aid available therefore, and in anticipation of such tax, by obligations of said District as may be necessary?*

**NOTICE IS HEREBY FURTHER GIVEN** that applications for absentee ballots for voting on the above-referenced proposition may be applied for at the office of the District Clerk, 2-6 Trigon Park, Le Roy, New York 14482. Any such application must be received by the District Clerk at least seven (7) days before the date of the vote on the above-referenced proposition if the ballot is to be mailed to the voter, or the day before such vote if the ballot is to be picked up personally by the voter. A list of all persons to whom absentee ballots shall have been issued will be available for public inspection during regular business hours in the office of the District Clerk through the date of the election. Absentee ballots must be received in the office of the District Clerk not later than 5:00 p.m. on March 19, 2019.

The District Clerk is hereby directed to publish a copy of said notice of meeting in the *The Batavia Daily News*, the newspaper of general circulation within the District, in the manner prescribed by law.

**Dated: January 22, 2019 BOARD OF EDUCATION OF THE  
LE ROY CENTRAL SCHOOL  
DISTRICT**

**By: Jacalyn Whiting  
President, Board of Education**

**AYES: Mrs. Duthe, Mr. Lawrence, Mr. Loftus,  
Mr. MacKenzie, Mr. Miller, Mrs. Whiting**

**NAYES: None**

**ABSENT: None**

Acting upon a recommendation of the Superintendent and on a motion given by Mrs. Duthe and seconded by Mr. Lawrence, the Board of Education approved the overnight trip for Mr. Hunt's technology class to participate in a Nanoline circuit board project regional competition at Elizabethtown College in Elizabethtown, Pennsylvania from February 1-2, 2019. Voting: 6 Yes, 0 No. Motion carried.

Acting upon a recommendation of the Superintendent and on a motion given by Mr. Lawrence and seconded by Mr. MacKenzie, the Board of Education approved a retroactive increase in salary for Mrs. Christine Napper as a long-term substitute teacher filling the leave of Mrs. Kim Farnholz from January 2, 2019 through January 15, 2019 from \$90.00 per day to \$190.00 per day, pursuant to district policy for long-term substitute teachers. Voting: 6 Yes, 0 No. Motion carried.

#### COMMITTEE REPORTS:

**Budget and Finance:** The committee tentatively scheduled a meeting for Thursday, February 7<sup>th</sup> at 10:00 a.m. to review the athletics and music preliminary budgets.

**Negotiations:** Mr. Holly and Mr. Foeller will provide an update on collective negotiations during executive session.

Safety: The Safety Committee will meet on January 31<sup>st</sup> at 9:00 a.m.

Shared Decision-Making: A meeting of the shared decision making committee will be held at the end of the seasons for the district merged athletic teams in order to review and discuss continuation of these merged programs for the 2019-20 school year.

On a motion given by Mr. Miller and seconded by Mr. Loftus, the Board of Education entered into executive session at 8:42 p.m. for the purpose of discussion of the medical, financial, credit, or employment history of a particular person or corporation, or matters leading to the appointment, employment, promotion, demotion, discipline, suspension, dismissal, or removal of a particular person or corporation and discussion of collective negotiations. Voting: 6 Yes, 0 No. Motion carried.

The Board returned to open session at 10:13 p.m.

A motion to adjourn was offered by Mr. MacKenzie and seconded by Mr. Miller at 10:22 p.m. Voting: 6 Yes, 0 No. Motion carried.

Lori E. Wrobel  
District Clerk