

**Commack Union Free School District
Board of Education Meeting Minutes
Thursday, April 14, 2022
Generated by Debbie Virga**

Board Members Present: Steve Hartman, Justin Varughese, Sue Hermer, Gus Hueber, Dr. William Hender
Board Members Absent: None
Administration Present: Dave Flatley, Laura Newman, Dr. Michael Inforna, Jordan Cox
Counsel Present: Ms. Mara Harvey

A. OPENING OF MEETING

Meeting called to order by Mr. Hartman at 7:00 p.m.

EXECUTIVE SESSION –

- Pending litigation in the matter(s) of AB v Commack Union Free School District and PERB proceeding.
- Negotiations conducted pursuant to the Taylor Law involving CTAA and CTA.
- Financial history of particular custodians
- Matters leading to the discipline of a particular individuals
- In order to obtain legal advice

Motion to approve executive session made by Sue Hermer, seconded by William Hender and carried unanimously (5-0)

Motion to exit executive session and return to the Public Meeting at 7:56 pm, made by William Hender seconded by Gus Hueber and carried unanimously (5-0)

A. OPENING OF MEETING – PUBLIC MEETING

Meeting called to order by Mr. Hartman at 8:04 p.m.

1. Pledge of Allegiance

B. OPENING CEREMONIES

1. Roll Call

2. Presentation by Senator Gaughran of a \$100,000 check to be used for the Mock Trial court room at the High School

C. ADMINISTRATIVE REPORT

1. Budget Review

D. COMMITTEE REPORTS

1. Legislative Advocacy
2. Multicultural Committee

E. DONATIONS

- a. Costello's Ace Hardware - Donation of 2,000 containers of hand sanitizer to the District - valued at \$2,000.00
- b. Donna Berk - Donation of a used set of golf clubs to the Commack High School Boys and Girls Golf Teams

Motion made by William Hender, seconded by Justin Varughese.
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, Sue Hermer
Final Resolution: Motion Carried (5-0)

F. BOARD OF EDUCATION MEETING STATEMENT

G. PUBLIC PARTICIPATION ON SPECIFIC AGENDA ITEMS

None

H. CORRESPONDENCE

The Board acknowledged receipt of numerous correspondence

I. MINUTES

Approved of Minutes from the March 10, 2022 Board of Education Meeting, Special Executive Meeting on March 14, 2022, March 21, 2022, March 24, 2022, April 5, 2022, and April 7, 2022

Motion made by Sue Hermer seconded by William Hender
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, Sue Hermer
Final Resolution: Motion Carried (5-0)

J. PERSONNEL

Upon the recommendation of the Superintendent of Schools, the Board of Education approved the Personnel matters.

Motion made by William Hender, seconded by Justin Varughese
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, sue Hermer
Final Resolution: Motion Carried (5-0)

K. CONSENT AGENDA – NEW BUSINESS

1. Approved Consent Agenda items 2-17

2. Upon the recommendation of the Superintendent, the Board of Education approved the OLAS Mutual Nondisclosure Agreement

3. The Board of Education approved the following bids as recommended:

BID #	Name of Bid	Award Recommendation	Reason
22-3	2019 Bond Issue - Phase 3	Split Award	low bidders by contract
	Contract 1 (Site Work)	Watral Brothers, Inc.	low bidder
	Contract 2 (General Construction)	Irwin Contracting	low bidder
	Contract 3 (Plumbing)	W.H.M. Plumbing & Heating	low bidder
	Contract 4 (HVAC)	Ultimate Power	low bidder
	Contract 5 (Electrical)	Corporate Electrical Technologies	low bidder

The Board of Education approve the following Department of Public Works contracts:

Contract #	Commodity	Vendor Name	Expiration Date
FSKWP-030322	Food Service & Kitchenware Products	J & F Supply Inc. Of L.I.	3/2/2023
FSKWP-030322	Food Service & Kitchenware Products	Sam Tell & Sons Inc.	3/2/2023
FSKWP-030322	Food Service & Kitchenware Products	Wb Mason Company, Inc.	3/2/2023
GES-030119-P	Generator - Emergency Service, Repair & Parts	Gt Power Systems Corp.	2/28/2023
HDW-091217	Hardware - Door And Window	Independent Hardware Inc	9/11/2022
HDW-091217	Hardware - Door And Window	Brookhaven Locksmiths, Inc.	9/11/2022
ICES-102017	Industrial & Commercial Equipment & Supplies	Hd Supply Facilities Maintenance Ltd	10/19/2022
ICES-102017	Industrial & Commercial Equipment & Supplies	Home Depot U.S.A., Inc.	10/19/2022
ICES-102017	Industrial & Commercial Equipment & Supplies	Sid Tool Co., Inc.	10/19/2022
ICES-102017	Industrial & Commercial Equipment & Supplies	W.W. Grainger, Inc	10/19/2022
P032122	Paint And Paint Supplies	Sherwin Williams Company	3/20/2023

The Board of Education approve the following BOCES BIDS:

Bid #	Name of Bid
2022-003-1130	Curricular Paper
2022-013-1221	Microcomputer Peripherals and Software
2022-071-1228	PPE Supplies
2022-038-1216	Small Wares
2022C-069-1219	Soil Boring Services and Related Geotechnical Reports
2019-101-1025	Stationery Supplies, Furniture and Equipment (Catalog Purchase)
2022-020-1228	Tank Testing, Repair and Cleaning

4. Approved contracts with the following school districts for students to receive special education services from our district from July 1, 2021 to June 30, 2022 and authorize the President of the Board to sign same.

- a. Harborfields CSD - Amendment to original agreement, approved by the Board of Education on October 14, 2021, for the addition of a student to the program
- b. Seaford UFSD

5. Approved the 2021-2022 contracts with the listed districts for special education students who reside in the Commack UFSD and attend private/parochial schools in the listed districts, and authorize President of the Board to sign same.

- a. Smithtown CSD

6. Approved contract with the listed provider for 2022-2023 IDEA Flow Through Funds and authorize the President of the Board to sign same.

- a. Kidz Therapy Services, PLLC

7. Approved the contract with the listed school districts for students who reside in the Commack UFSD and attend private/parochial schools in the listed school districts, and authorize the President of the Board to sign same.

- a. Mineola UFSD
- b. Smithtown CSD
- c. South Huntington UFSD
- d. Syosset CSD
- e. Northport UFSD

8. The Board of Education acknowledged the receipt of the Request for Revision of Financial Information Form for the listed capital projects and authorize the President of the Board to sign same.

- a. 17-18 Capital Improvement Projects - Smith's Lane - 011-008

9. Approved the deduct Change Orders #1 for the listed 2019 Bond projects for the return of an allowance for unforeseen conditions, and authorize the President of the Board to sign same.

a. Watral Brothers - North Ridge - 007-015 - (\$10,000.00)

b. The LandTek Group, Inc. - Commack Middle School - 027-025 - (\$102,400.00)

10. The Board of Education is requested to approved the following field trips:

a. International Science and Engineering Fair
Georgia World Conference Center
285 Andrew Young International Blvd NW
Atlanta, GA 30313
May 7, 2022 - May 13, 2022
Commack High School

b. Madison Square Garden
4 Pennsylvania Plaza
New York, New York 10001
May 17, 2022
Commack High School

11. WHEREAS, the Board of Education of the Commack Union Free School District (the “Board of Education”) is proposing to build a mock trial courtroom at the Commack High School (hereinafter the “proposed action”); and

WHEREAS, the Board has retained John Grillo to review the proposed action, the State Environmental Quality Review Act and its implementing regulations at 6 NYCRR Part 617, and to make a recommendation to the Board as to the proper classification of the proposed action; and

WHEREAS, the proposed action at Commack High School specifically includes the internal reconstruction of internal classroom(s); and

WHEREAS, pursuant to 6 NYCRR 617.5(c)(1) and (2) of the implementing regulations of the State Environmental Quality Review Act, the “maintenance or repair involving no substantial changes in an existing structure or facility,” and “replacement, rehabilitation of a reconstruction of a structure or facility, in kind, on the same site, including upgrading buildings...” are Type II actions;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education hereby declares itself as the lead agency in connection with the requirements of the State Environmental Quality Review Act; and

BE IT FURTHER RESOLVED, that the Board of Education, as lead agency, after review of the action proposed at Commack High School, 7 NYCRR 617.5, and the opinion provided by ADD

ARCHITECT hereby determines that the proposed action is a Type II Action pursuant to 6 NYCRR 617.5(c)(1) and (2) of the implementing regulations of the State Environmental Quality Review Act, and will, by definition, have no significant adverse impacts on the environment.

12. The Regeneron Science Talent Search School Award, in the amount of \$2,000.00, is for the District's Regeneron Scholar winner. The funds will be used to support the needs of the science research program at Commack High School. The Board accepted this award and will require a deposit to Restricted Donation Account CM 104001.

13. The Board acknowledged receipt of the following grant(s):

a. Commack High School received a \$2,500.00 grant from Citizens Campaign Fun for the Environment, Inc. for use in Commack High School's IB Environmental Systems and Societies class, the Environmental Club, and students in the HS research program whose projects are related to environmental concerns.

b. The Commack UFSD received a State and Municipal Facilities Program (SAM) grant in the amount of \$100,000.00 for use towards the construction of a Mock Trial Courtroom at Commack High School (as part of the District's capital project funding).

14. Approved contract, and rider where applicable, with the listed vendors for their services for the 2021-2022 school year and authorize the President of the Board to sign same.

a. Bus Patrol America LLC - Amendment to the original Agreement, approved by the Board of Education on 11/12/20, for use of an Internal Safety Camera System

15. The Board of Education adopted the Resolutions for the Annual Budget Vote and Trustee Election to be held on May 17, 2022.

16. Approved the Property Tax Report Card.

17. Approved the schedule for the 2022-2023 Board of Education Meeting Schedule

Motion by Justin Varughese seconded by William Hender

Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, Sue Hermer

Final Resolution: Motion Carried (5-0)

L. CONSENT AGENDA – LEGAL

None

M. ITEMS REMOVED FROM CONSENT AGENDA

1. Approved the Resolution Agreement for student ID #043370008.

Motion by William Hender seconded by Sue Hermer

Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, Sue Hermer

Final Resolution: Motion Carried (5-0)

2. Upon the recommendation of the Superintendent of Schools, the Board of Education approved the attached Agreement with Employee No. 13323, and authorizes the Board President to sign the same.

Motion by William Hender, seconded by Sue Hermer
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, sue Hermer
Final Resolution: Motion Carried (5-0)

3. Upon the recommendation of the Superintendent of Schools, the Board of Education approved the attached Agreement with Employee No. 00047, and authorizes the Board President to sign the same.

Motion by Justin Varughese, seconded by William Hender
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, sue Hermer
Final Resolution: Motion Carried (5-0)

4. Upon the recommendation of the Superintendent of Schools, the Board of Education approved the first reading of Policy #7550 - Dignity for all Students; BE IT FURTHER RESOLVED, that upon the recommendation of the Superintendent of Schools, the Board of Education approved the 2nd reading and moves to adopt the policy tonight.

Motion by Sue Hermer, seconded by William Hender
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, sue Hermer
Final Resolution: Motion Carried (5-0)

5. BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, the Board of Education approved the proposed 2022-2023 School District Budget

Motion by Gus Hueber, seconded by William Hender
Aye: Steve Hartman, William Hender, Gus Hueber, Justin Varughese, sue Hermer
Final Resolution: Motion Carried (5-0)

N. NEW BUSINESS

None

O. BOARD BUSINESS

1. Acknowledged receipt of the Financial Reports listed below:

- Trial Balances: February 2022
- Revenue Status Reports: February 2022
- Budget Status: February 2022
- Budgetary Transfer: February 2022
- Cash Flow Report:

- CD Rates Report: March 2022
- Treasurer Reports: February 2022
- Collateral Statement Summary: February 28, 2022

2. Acknowledged receipt of the Internal Claims Auditor's Monthly Update.

3. The Board of Education acknowledged receipt of the statement for Professional Services rendered by Lamb & Barnosky, LLP on non-retainer matters for the month ending March 31, 2022 in the amount of \$39,452.57

4. Acknowledged receipt of Committee on Special Education: 3/2/22; 3/14/22; 3/15/22; 3/17/22; 3/18/22; 3/21/22; 3/22/22; 3/23/22; 3/24/22; 3/25/22; 3/28/22; 3/29/22; 3/30/22; 3/31/22; 4/1/22; 4/4/22; 4/5/22; 4/6/22; 4/7/22; 4/8/22; 4/11/22; 4/12/22; 4/14/22.

Acknowledged receipt of Committee on Preschool Special Education: 2/15/22; 2/16/22; 3/1/22; 3/2/22; 3/8/22; 3/9/22; 3/15/22; 3/16/22; 3/22/22; 3/23/22; 3/29/22; 3/30/22; 4/5/22; 4/6/22; 4/12/22; 4/13/22.

5. The Board of Education shall hold the Budget Hearing Meeting on Tuesday, May 10, 2022 at 6:00 pm at Hubbs Administration Building, 480 Clay Pitts Road, East Northport, NY 11731. The Board of Education of the Commack Union Free School District shall hold its Regular Meeting on Thursday, May 12, 2022 at 6:30 p.m. at Hubbs Administration Building, 480 Clay Pitts Road, East Northport, NY. It is anticipated that the Board will make a motion for the purpose of adjourning into Executive Session at this time and at 8:00 p.m. the Board will reconvene in Public Session for the purpose of holding its Regular Business Meeting.

P. PUBLIC PARTICIPATION

- Comments supportive of Northwell Health
- Comments on support of the LGBTQ families
- Comments on the Dignity for all Policy

Q. ADJOURNMENT

Motion to adjourn the public meeting at 9:30 pm

Motion to adjourn into executive session for the purpose of discussing the employment history of particular employees at 9:45 pm

Motion by Sue Hermer, seconded by William Hender

Aye: Steve Hartman, William Hender, Justin Varughese, Gus Hueber. Sue Hermer

Final Resolution: Motion Carried (5-0)

Motion to adjourn executive session at 10:00 pm

Motion by Sue Hermer, seconded by William Hender

Aye: Steve Hartman, William Hender, Justin Varughese, Gus Hueber. Sue Hermer

Final Resolution: Motion Carried (5-0)

