

BUSINESS MEETING OF THE BOARD OF EDUCATION
HAUPPAUGE UNION FREE SCHOOL DISTRICT
TOWNS OF SMITHTOWN AND ISLIP
SUFFOLK COUNTY, NEW YORK
TUESDAY, JANUARY 9, 2024 AT 8:00 P.M.
THE MEETING WAS HELD IN PERSON
PUBLIC SESSION CAN BE VIEWED ON “YOUTUBE LIVE”
ON THE HAUPPAUGE PUBLIC SCHOOL DISTRICT WEBSITE
www.hauppauge.k12.ny.us

Members Present:

Mr. David Barshay, President; Mr. Rob Scarito, Vice President; Mr. Michael Buscarino, Dr. Lawrence Crafa, Ms. Gemma Salvia

Members Absent:

Ms. Colleen Capece, Mr. James Kiley

Others Present:

Dr. Donald B. Murphy, Superintendent of Schools; Mr. Joseph Tasman, Deputy Superintendent; Dr. Tim McCarthy, Assistant Superintendent for Curriculum, Instruction, and Technology; Ms. Brigid Siena, Assistant Superintendent for Business and Operations; Ms. Rebecca Bilski, Assistant Superintendent for Pupil Personnel Services; Dr. Christopher Smalley, Executive Administrator of Information Technology and Security Initiatives; Ms. Lindsay Crocker, Attorney; Lori DeGeorge, District Clerk

CALLING OF THE MEETING

Mr. Scarito called the meeting to order at 6:37 p.m.

EXECUTIVE SESSION

Mr. Scarito asked for a motion to adjourn into Executive Session to discuss pending litigation in the matters of Jane Doe vs. Hauppauge School District, negotiations conducted pursuant to the Taylor Law involving the UPSEU Union, and a disciplinary matter involving a particular student.

Motion Mr. Buscarino. Second Dr. Crafa. Motion carries 4-0-0-3, with Mr. Barshay, Ms. Capece, and Mr. Kiley absent. Mr. Barshay joined the meeting at 6:42 p.m.

PLEDGE TO THE FLAG

SUPERINTENDENT’S UPDATE

Dr. Murphy congratulated the students who earned Principal’s Honor Roll, High Honor Roll, and Honor Roll for Term 1.

Dr. Murphy also congratulated high school diver, Colin Buscarino, who was named one of *Newsday’s* “Top 25 Swimmers and Divers” for the 2023/2024 season.

Dr. Murphy said that Middle School student Andrew Weir was invited to the New York Stock Exchange on Wednesday, January 3rd for a tour and to watch the ringing of the closing bell. He had attended with his principal, Christine O’Connor, and teachers, Brian Ferrara and Amy Thompson.

Dr. Murphy reported that the inaugural “Scripps Spelling Bee” was held at our three elementary schools last week. He offered congratulations to the following students who will represent the Hauppauge School District at the first regional competition in February:

Riona Mittal
Ismael Morales
Lilly Muilenburg
Nisha Murugan
Aderinsola Ogunsakin
Mila Roxas

RECOGNITION / AWARDS / PRESENTATION / ADOPTION OF MINUTES

5A. RECOGNITION AND AWARDS

- 1) High School “Eagle Food Pantry” by Kristy Pagliari, Middle School Assistant Principal
- 2) Sports Recognitions by Daniel Butler, Director of Athletics

5B. PRESENTATIONS

5C. ADOPTION OF MINUTES

- 1) Business Meeting of Tuesday, December 5, 2023

Mr. Barshay made a motion to approve the minutes of the Business Meeting on Tuesday, December 5, 2023. Second, Dr. Crafa. Motion carries 4-0-1-2 with Mr. Scarito abstaining, and Ms. Capece and Mr. Kiley were absent.

QUESTIONS AND COMMENTS ON TONIGHT’S AGENDA ONLY

Members of the public who desire to address the board on any topic that is on tonight’s organizational agenda are welcome to do so at this time. Speakers are requested to limit their remarks to not more than three minutes, to appoint a spokesperson if the concern is a group concern, and to supplement verbal presentations with written reports, if necessary or desired. Twenty minutes are being scheduled for this portion of tonight’s agenda.

CONSENT AGENDA

7.1 ADMINISTRATIVE MATTERS

BE IT RESOLVED, that upon recommendation of the Superintendent of Schools, the following be approved:

- A. BE IT RESOLVED, that the Board of Education hereby ratifies a Memorandum of Agreement between the District and the Hauppauge Teachers Association (HTA).
- B. BE IT RESOLVED, that the Board of Education hereby approves revised salary/pay rates for ancillary services for monitors for the 2023/2024 school year as per attached.

- C. Pursuant to Board Policy 6831 (Meals and Refreshments) the Board authorizes the purchase of breakfast items for presenters at the Middle School Career Day on Friday, January 12, 2024, not to exceed \$175.00.
- D. Whereas, at the December 5, 2023, meeting the Board terminated its relationship with the entity formerly known as Lamb & Barnosky, LLP (“the Firm”) effective close of business on December 31, 2023; and
Whereas, attorneys at the Firm, Joshua S. Sprague, Esq. (JSS) and Michelle S. Feldman, Esq. (MSF) were responsible for the litigation pending against the District entitled *Jane Doe v. Hauppauge Union Free School District, et al.* (“the Litigation”) and
Whereas, for reasons of continuity and efficiency, it is in the District’s best interest to continue to have JSS and MSF defend the District in this litigation as co-counsel with Lewis Johs Avalone Aviles, LLP;
Now therefore, be it resolved, upon the recommendation of the Superintendent of Schools, the Board of Education modifies its December 5, 2023 resolution to provide for the continued representation of the District by the Firm in the Litigation only, pursuant to the retainer agreement with Lamb & Barnosky, LLP dated June 5, 2023.

7.2 PERSONNEL MATTERS

BE IT RESOLVED, that upon recommendation of the Superintendent of Schools, the following
personnel action report be approved as per attached.

- A. Personnel Action Report - Certified Staff
- 1) Change in Employment Status - Appointment to Tenure
 - 2) Temporary Employment
 - 3) Resignation/Termination/Leave of Absence/Retirement/Excessed
 - 4) Appointment of Substitutes
- B. Personnel Action Report - Civil Service Staff
- 1) Appointments
 - 2) Retirement/Resignation/Termination/Leave of Absence (LOA)
 - 3) Appointment of Substitutes
- C. Co-Curricular Appointments
- 1) Appointment of Coaching Staff - High School
 - 2) Appointment of Fine and Performing Arts Staff - High School
 - 3) Appointment of Co-Curricular Staff - Middle School
 - 4) Appointment of Swim Program Staff - High School

7.3 BUSINESS MATTERS

BE IT RESOLVED, that upon recommendation of the Superintendent of Schools, the following be approved:

- A. Special Education
- 1) IDEA- ARP
 - a) County of Suffolk (2022/23)

- 2) IDEA - Flow-Through
 - a) Alternatives for Children
 - b) ASCENT: A School for Individuals with Autism
 - c) Brookville Center for Children's Services, Inc.
 - d) Building Blocks Developmental Preschool
 - e) The Center for Discovery, Inc.
 - f) County of Suffolk
 - g) Developmental Disabilities Institute
 - h) Kidz Therapy Services, PLLC
 - i) Little Angels Center
 - j) Nassau Suffolk Services for the Autistic, Inc.
 - k) NYSARC, Inc. Suffolk Chapter Saul & Elaine Seiff Educare Center
 - l) United Cerebral Palsy Association of Greater Suffolk, Inc.
 - m) County of Suffolk (2022/23)
- 3) Donna Thiele Psychological Consulting, P.C. (Contract & Rider)

B. Other Contracts

- 1) Renaissance Learning, Inc.
- 2) ECAF Charters
 - a) Bowling Club
 - b) Class of 2024
 - c) Homecoming
 - d) Spanish Club
 - e) Student Government
 - f) Varsity Club
 - g) Yearbook
- 3) M&V Limousines LTD. (Contract & Rider)
- 4) Pitney Bowes

BE IT RESOLVED, that upon the recommendation of the Superintendent, the following be accepted:

C. Financials

- 1) ECAF - October 2023
- 2) Warrants - October 2023
- 3) Treasurer's Report - October 2023
- 4) Collateralization - October 2023
- 5) Trial Balance Report
 - a) July 2023
 - b) August 2023
 - c) September 2023
 - d) October 2023
- 6) Appropriation Status Report
 - a) July 2023
 - b) August 2023
 - c) September 2023

- d) October 2023
- 7) Revenue Status Report
 - a) July 2023
 - b) August 2023
 - c) September 2023
 - d) October 2023
- 8) Budget Transfers - October 2023
- 9) Claims Audit - October 2023

D. Award of Bids/RFPs

- 1) Award of RFP for Bond Site Improvements at Hauppauge High School, Middle School, and Pines to American Engineering Land Surveying, P.C.

7.4 CURRICULUM AND INSTRUCTIONAL MATTERS

BE IT RESOLVED, that upon recommendation of the Superintendent of Schools, the following be approved:

A. Committee on Special Education Recommendations:

- 1) CSE Recommendations
- 2) CPSE Recommendations
- 3) 504 Recommendations

B. Overnight and Out of State Field Trips

- 1) DECA State Career Conference in Rochester, NY from March 8-10, 2024.
- 2) NHSCC (National Cheerleading Competition) - Walt Disney World, Orlando, FL from February 8-13, 2024.
- 3) NYS Science Olympiad Competition at LeMoyne College in Syracuse, NY from March 15-16, 2024.

Mr. Barshay asked if any members would like to remove any items from the Consent Agenda. Mr. Barshay removed item 7.2. A.4 and item 7.4. A.

Mr. Barshay made a motion to approve the Consent Agenda minus items 7.2. A.4 and item 7.4.A. Second Mr. Scarito. Motion carries 5-0.

Mr. Barshay asked for a motion to approve item 7.2. A. Motion Mr. Scarito. Second Mr. Buscarino. Motion carries 4-0-1-2, with Mr. Barshay abstaining.

Mr. Barshay asked for a motion to approve item 7.4. A. Motion Ms. Salvia. Second Mr. Scarito. Motion carries 4-0-1-2, with Mr. Barshay abstaining.

8. POLICIES

BE IT RESOLVED, that upon recommendation of the Superintendent of Schools, the following be approved:

- 1) 4772 - Graduation Ceremonies - Second Reading
- 2) 8413 - Transportation for Nonpublic School Students - Second Reading

Mr. Barshay asked that 8.1 and 8.2 be tabled to the next Board of Education meeting on January 23rd, 2024.

3) 8130.2 - Hauppauge Workplace Violence Policy Statement - First Reading

Mr. Barshay asked that item 8.3 be on the Agenda of the next Board of Education meeting on January 23rd, 2024, for second reading.

9. BOND RESOLUTION

BOND RESOLUTION OF THE HAUPPAUGE UNION FREE SCHOOL DISTRICT, NEW YORK, ADOPTED JANUARY 9, 2024, AUTHORIZING THE CONSTRUCTION OF IMPROVEMENTS TO DISTRICT SCHOOL BUILDINGS AND THE SITES THEREOF; STATING THE ESTIMATED TOTAL COST THEREOF IS \$58,200,000; APPROPRIATING SAID AMOUNT THEREFOR; AND AUTHORIZING THE ISSUANCE OF \$58,200,000 SERIAL BONDS OF SAID DISTRICT TO FINANCE SAID APPROPRIATION.

Recital

WHEREAS, at the Special District Meeting duly called and held on December 5, 2023, in the Hauppauge Union Free School District, in the County of Suffolk, New York (the "District"), a majority of the qualified voters present and voting approved a Bond Proposition authorizing the construction of improvements to District school buildings and the sites thereof, at the estimated cost of \$58,200,000; and such qualified voters then present and voting further authorized the Board of Education to levy and collect a tax to be collected in annual installments to pay the principal of and interest on the \$58,200,000 serial bonds authorized to be issued;

Now, therefore,

THE BOARD OF EDUCATION OF HAUPPAUGE UNION FREE SCHOOL DISTRICT, IN THE COUNTY OF SUFFOLK, NEW YORK, HEREBY RESOLVES (by the favorable vote of not less than two-thirds of all the members of said Board of Education) AS FOLLOWS:

Section 1. The Hauppauge Union Free School District, in the County of Suffolk, New York, is hereby authorized to construct improvements to District school buildings and the sites thereof, substantially as described in a plan prepared for the District with the assistance of BBS Architects, Landscape Architects and Engineers, including (as and where required) improvements to the heating, air conditioning, ventilation, mechanical, plumbing, electrical, security, sound, lighting, fire safety, clock, phone/public address/intercom systems; exterior drainage improvements; the construction of ADA improvements; interior reconstruction and space reconfiguration; roof replacement and/or reconstruction; localized locker improvements; replacement of stairs, ramps, railings, doors, hardware and ceilings; window/glazing improvements; selective interior bleacher replacements; flooring replacements and abatements; sidewalk, exterior building envelope and selective pavement improvements/expansions; irrigation system improvements; generator repairs/improvements; boiler room abatements and upgrades and athletic and recreational improvements, including the construction of multi-purpose synthetic turf fields, installation of sports and security lighting; interior and exterior scoreboard upgrades; reconstruction of tennis courts, grandstand replacement, the construction of a new comfort station, concession and storage building, construction of bathroom buildings, track and field improvements and courtyard reconstruction; all of the foregoing to include the original furnishings, equipment, machinery, apparatus and ancillary or related site and other work required in connection therewith. The estimated total cost thereof, including preliminary costs and costs incidental thereto and to the financing thereof, is

\$58,200,000, and said amount is hereby appropriated therefor. The plan of finance includes the issuance of \$58,200,000 serial bonds of the District to finance said appropriation, and the levy and collection of taxes on all the taxable real property in the District to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the District in the amount of \$58,200,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said appropriation.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness applicable to the purpose for which serial bonds are authorized to be issued pursuant to this resolution, within the limitations of Section 11.00 a. 97 of the Law, is thirty (30) years.

(b) The proceeds of the bonds herein authorized and any bond anticipation notes issued in anticipation of said bonds may be applied to reimburse the District for expenditures made for the purpose or purposes for which said bonds are authorized. The foregoing statement of intent with respect to reimbursement is made in conformity with Treasury Regulation Section 1.150-2 of the United States Treasury Department.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the District, payable as to both principal and interest by a general tax upon all the taxable real property within the District without limitation of rate or amount. The faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the District by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Board of Education relative to authorizing bond anticipation notes and prescribing the terms, form, and contents and as to the sale and issuance of all bonds herein and heretofore authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said bond anticipation notes, are hereby delegated to the President of the Board of Education, the chief fiscal officer of the District.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

(a) such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or

(b) the provisions of law which should be complied with at the date of the publication of such resolution, or a summary hereof, are not substantially complied with,

and an action, suit, or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This bond resolution shall take effect immediately, and the District Clerk is hereby authorized and directed to publish the foregoing resolution, in summary, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in “*The Smithtown News*,” and “*The Islip Bulletin*” two newspapers hereby designated the official newspapers of said District for such publication.

Mr. Barshay made a motion to approve the Bond Resolution. Second, Mr. Scarito. Motion carries 5-0-0-2.

Roll Call:

	AYE	NO
David Barshay	X	
Rob Scarito	X	
Michael Buscarino	X	
Colleen Capece	Absent	
Dr. Lawrence Crafa	X	
James Kiley	Absent	
Gemma Salvia	X	

10. COMMITTEE REPORTS

- A. Audit Committee - Ms. Colleen Capece, Temporary Chair; Mr. James Kiley; Mr. Rob Scarito
- B. Board Policy Committee - Mr. Dave Barshay, Temporary Chair; Ms. Gemma Salvia; Mr. Rob Scarito; Ms. Colleen Capece, Alternate; Mr. Joseph Tasman, Deputy Superintendent; Ms. Brigid Siena, Assistant Superintendent for Business and Operations; Dr. Tim McCarthy, Assistant Superintendent for Curriculum, Instruction, and Technology
- C. Islip Town School Board Association Representatives Committee - Mr. Michael Buscarino, Chair; Ms. Colleen Capece, Alternate
- D. Steering Committee - Mr. Dave Barshay; Dr. Donald B. Murphy, Superintendent, Chair
- E. HIV/AIDS Committee - Dr. Lawrence Crafa, Chair
- F. Code of Conduct Committee - Mr. Rob Scarito, Temporary Chair; Mr. James Kiley; Mr. Michael Buscarino; Mr. Joseph Tasman, Deputy Superintendent
- G. Safety Committee - Mr. Michael Buscarino, Temporary Chair; Ms. Gemma Salvia; Mr. James Kiley, Alternate; Dr. Christopher Smalley, Executive Administrator of Information Technology and Security Initiatives; Mr. Glenn Holm, Director of Facilities; Mr. Patrick Caffrey, Director of Security
- H. Facilities Committee - Dr. Lawrence Crafa, Temporary Chair; Ms. Colleen Capece; Ms. Gemma Salvia; Mr. James Kiley, Alternate; Mr. Glenn Holm, Director of Facilities; Ms. Brigid Siena, Assistant Superintendent for Business and Operations

- I. Curriculum, Instruction, and Technology - Ms. Gemma Salvia, Temporary Chair; Ms. Colleen Capece; Dr. Tim McCarthy, Assistant Superintendent of Curriculum, Instruction, and Technology; Ms. Rebecca Bilski, Assistant Superintendent for Pupil Personnel Services; Dr. Christopher Smalley, Executive Administrator of Information Technology and Security Initiatives; Mr. Gary Fortmeyer, Parent Representative
- J. Bond Subcommittee - Mr. Barshay, Board of Education President; Dr. Donald Murphy, Superintendent; John Savastano, Traci Ryan

11. DISCUSSION MATTERS

12. NEW BUSINESS

13. QUESTIONS AND COMMENTS FROM THE COMMUNITY

Members of the public who desire to address or question the board on any topic related to board work are welcome to do so at this time. Speakers are requested to limit their remarks to not more than three minutes; to appoint a spokesperson if the concern is a group concern, and to supplement verbal presentations with written reports, if necessary or desired. Twenty minutes are being scheduled for this portion of tonight's agenda.

14. ADJOURNMENT

Mr. Barshay made a motion to adjourn the meeting and return to Executive Session to seek legal advice from the Board's Attorney. Second, Mr. Scarito. Motion carries 5-0-0-2. The meeting was adjourned at 8:35 p.m.

15. NEXT COMMUNITY MEETING - TUESDAY, JANUARY 23, 2024

Respectfully submitted,

/s/ Lori DeGeorge
District Clerk