

APPROVED MINUTES

HARBORFIELDS CENTRAL SCHOOL DISTRICT GREENLAWN, NEW YORK 11740

Kind of Meeting	-	Special Meeting
Date of Meeting	-	July 24, 2008
Place of Meeting	-	OMS Board Room
Board Members Present	-	Mr. Brennan, Mr. Mastroianni, Mr. Banks, Mrs. Boba, Mr. Giuliano, Mr. Schoer, Mr. Toles
Board Members Absent	-	None
Others Present	-	Dr. Wilson, Ms. Todaro, Mr. Hartner, Steve Latino, Esq., Community Members

Mr. Brennan called the meeting to order at 7:04 p.m. and led the audience in the Pledge of Allegiance. He then instructed those in attendance where to exit the building in case of an emergency and requested all cell phones and beepers be silenced.

Appointment of District Clerk Pro-Tem

Upon motion duly made by Mr. Schoer, seconded by Mr. Toles, and carried unanimously, Diana Todaro was appointed as District Clerk Pro-Tem for this meeting.

PUBLIC PARTICIPATION

There was no public participation at this time.

HUMAN RESOURCES

Professional Appointment

Upon motion duly made by Mr. Giuliano, seconded by Mr. Schoer, and carried unanimously, the following resolution was approved:

Whereas on July 9, 2008, the District entered into an agreement for contractual services with Mr. Jack Columbo; and

Whereas it is deemed to be in the best interest of the District to **suspend** said agreement and to hire Mr. Colombo as a non-tenure-bearing contractual per-diem employee for an undetermined period of time not to extend beyond the termination date of said agreement; and

Whereas Mr. Colombo has agreed to suspend said agreement and to be hired as a non-tenure-bearing contractual per-diem employee for an undetermined period of time not to extend beyond the termination date of said agreement, and has so stipulated in a

letter to the Superintendent dated July 24, 2008, appearing herewith as an agenda enclosure and;

Whereas this appointment has been approved by district legal counsel, David Shaw;

Be it resolved, upon recommendation of the Superintendent, that the aforementioned agreement for contractual services is hereby suspended.

Be it further resolved that the Board of Education authorized the appointment of Mr. Colombo as Interim Assistant Director of Pupil Personnel Services under the limitations defined in Section 211 and Section 212 of N.Y.S. Retirement and Social Security Law at the rate of \$675.00 per day, and that Mr. Colombo will continue in this capacity for a period of time not to extend beyond the termination date of the aforementioned July 9, 2008, agreement.

Be it further resolved that Mr. Colombo will continue to serve as a non-tenure-bearing contractual per-diem employee until such time that it be resolved by action of the Board of Education that Mr. Colombo's status as a non-tenure-bearing contractual per-diem employee is discontinued.

Be if further resolved that upon discontinuation of Mr. Colombo as a non-tenure-bearing contractual per-diem employee, his status as a contractor under the terms of the aforementioned July 9, 2008, agreement will resume in full force.

Name	School	Assignment
Probationary-Administrative		
Colombo, Jack	District	Interim Assistant Director of Pupil Personnel Services

Transition in the Office of the Superintendent

Mr. Mastroianni read the following resolution.

Upon motion duly made by Mr. Giuliano, seconded by Mr. Toles, and carried unanimously, the Board hereby delegates to its President and in his absence to the Vice-President the authority to arrange for the orderly transition in the office of the Superintendent from the current Superintendent's use and occupancy to that of the Interim Superintendent, whose employment will commence on August 1, 2008. Such authority shall include the right to direct any and all school district employees with respect to the security of the facilities, to provide for the uninterrupted functioning of the District Office and to arranging for the packaging and storage of personal property, as necessary.

A copy of the letter given to Dr. Wilson is attached to the official minutes of this special meeting of July 24, 2008.

At this time, Dr. Wilson asked to read a statement and Mr. Brennan stated that it was not put on the agenda at this time.

PUBLIC PARTICIPATION

There was no public participation at this time.

EXECUTIVE SESSION

Upon motion duly made by Mr. Schoer, seconded by Mr. Giuliano, and carried unanimously, the Board moved to Executive Session at 7:30 p.m. to receive advice from counsel and for the purpose of discussing litigation brought about by the Superintendent of Schools.

Mr. Mastroianni, as well as Dr. Wilson, Ms. Todaro, and Mr. Hartner were not in attendance at Executive Session.

Upon motion duly made by Mr. Giuliano, seconded by Mr. Schoer, and carried (6-0), the Board returned to the special meeting at 9:48 p.m. Mr. Mastroianni, as well as Dr. Wilson, Ms. Todaro, and Mr. Hartner returned to the special meeting at this time.

Due Process Hearing on Addendum Agreement to Superintendent's Contract

Upon motion duly made by Mr. Schoer, seconded by Mr. Toles and carried (6-0-1), the following resolution was approved. Mr. Mastroianni abstained from voting.

Whereas, the Board, upon reviewing the transcript of proceedings, exhibits thereto, memorandum of Law and briefs submitted by the parties' respective counsel and the recommendations of the Hearing Officer Howard Edelman dated July 22, 2008, in the due process hearing on the Addendum Agreement to the Superintendent's Employment Contract, and having due deliberations thereon;

Now, therefore, be it resolved, that the Board hereby authorizes its President to issue the Board's Decision to the Superintendent of Schools in the above-referenced due process hearing as determined by the Board as this meeting; and

Be it further resolved, that the Board's decision shall be incorporated by reference within the minutes of this meeting.

Rescission of Resolutions

5.1A Stipulation of Settlement

Upon motion duly made by Mr. Schoer, seconded by Mr. Toles, and carried (6-0-1), the following resolution, voted upon at the regular meeting of May 13, 2008 was rescinded by the Board of Education. Mr. Mastroianni abstained from voting.

Be it resolved, that the Board of Education hereby authorizes its Vice-President to execute on behalf of the Board of Education a Stipulation of Settlement document dated May 9, 2008, regarding an Article 78 proceeding and a Commissioner's Appeal commenced by the Superintendent of Schools against the School District and the Board during the 2007-08 school year. A copy of said Stipulation, as presented to the Board at this meeting, shall be incorporated by reference within the minutes of this meeting.

5.2A Acceptance of Resignation

Upon motion duly made by Mr. Schoer, seconded by Mr. Toles, and carried (6-0-1), the following resolution, voted upon at the regular meeting of May 13, 2008, was rescinded by the Board of Education. Mr. Mastroianni abstained from voting.

Be it resolved, that the Board of Education hereby accepts a letter of resignation from the Superintendent of Schools, Janet Ceparano Wilson, dated May 9, 2008, effective close of business, on July 31, 2008. A copy of said letter shall be incorporated by reference within the minutes of this meeting.

5.3A Addendum Agreement to the Superintendent's Employment Agreement

Upon motion duly made by Mr. Schoer, seconded by Mr. Toles, and carried (6-0-1), the following resolution, voted upon at the regular meeting of May 13, 2008, was rescinded by the Board of Education. Mr. Mastroianni abstained from voting.

Be it resolved, that the Board of Education hereby authorizes its Vice-President to execute an Addendum Agreement to the Superintendent's Employment Agreement, dated May 9, 2008, as presented to the Board at this meeting. A copy of said Addendum Agreement shall be incorporated by reference within the minutes of this meeting.

PUBLIC PARTICIPATION

There was no public participation at this time.

ADJOURNMENT

Upon motion duly made by Mr. Giuliano, seconded by Mr. Toles, and carried unanimously, the Board adjourned the special meeting of July 24, 2008 at 9:49 p.m.

Respectfully submitted,

Diana Todaro
District Clerk Pro-Tem

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