

**AGENDA FOR
 Regular Meeting of the Board of Education
 Corning City School District
 Administration Building
 165 Charles Street, Painted Post, New York 14870
 Wednesday, September 2, 2009 at 6:30 p.m.**

1.0 OPENING

Meeting called to order at ____ p.m. with the President, Mr. Thomas Tammaro, presiding.

1.1 ROLL CALL

Board Members:	Present	Absent
Nancy Arkin	_____	_____
Neil Bulkley	_____	_____
William Carlson	_____	_____
Patrick Flynn	_____	_____
Barry Nicholson	_____	_____
Virginia Schultz	_____	_____
Thomas Tammaro, President	_____	_____
Dr. James Webb	_____	_____
Dr. Dale Wexell, Vice-President	_____	_____
Administrators:		
Michael Ginalski, Superintendent	_____	_____
Anthony Gyetua-Danquah, Asst. Supt.-Instruction	_____	_____
Jeffrey Delorme, Asst. Supt.-Admin. Services	_____	_____
Paul Webster, School Business Official	_____	_____
Officers:		
Karen Dutcher, Clerk of the Board	_____	_____

Media: Leader ___ Star Gazette ___ News10 Now ___ WENY-AM ___ WETM-TV ___ WENY-TV ___

Pledge of Allegiance

1.2 Acceptance of the Agenda

Moved by: _____ Seconded by: _____
 Aye _____ Nay _____ Absent _____ Accepted/Rejected

1.3 Approval of Minutes

Moved by: _____ Seconded by: _____ to approve the minutes of the Regular Board meeting of August 5, 2009 and the Special Board meeting of August 19, 2009.
 Aye _____ Nay _____ Absent _____ Accepted/Rejected

1.4 Report from the President of the Board of Education

1.5 Report from the Superintendent of Schools

VISITOR COMMENTS:

1.6 Authorization of Funds to Implement Special Education Programs/Services

RESOLVED, that the Board of Education approves the authorization of funds to implement the Special Education programs and services consistent with such recommendations from the CSE meetings of July 24, 2009 through August 27, 2009.

Moved by: _____ Seconded by: _____
 Aye _____ Nay _____ Absent _____ Accepted/Rejected

September 2, 2009

2.0 REPORTS

**2.1 Discussion of Facilities Presentation Schedule and Calendar – William Cameron
Public Information Coordinator**

2.2 Board Committees

2.2.1 Policy Committee

2.2.1.1 The Policy Committee submits the following policy, per enclosure, for dissolution because the policy will be presented as a new policy due to major revisions

5821 Athletic Selection/Classification

Motion Submitted by Dr. Dale Wexell on behalf of the Policy Committee
Aye _____ Nay _____ Absent _____ Accepted/Rejected

2.2.1.2 The Policy Committee submits the following policies for review, per enclosure, for a first reading, as new policies

**2415 Submission of Petitions and Requests to the Board
5822 Athletic Selection/Classification**

2.2.1.3 The Policy Committee submits the following policy, per enclosure, to be presented for reaffirmation with minor revisions

2340 Notice of Meetings

Motion Submitted by Dr. Dale Wexell on behalf of the Policy Committee
Aye _____ Nay _____ Absent _____ Accepted/Rejected

2.2.1.4 The Policy Committee submits the following policies, per enclosure, to be presented for reaffirmation with no changes

**2320 Special Meetings
2352 Rules of Order**

Motion Submitted by Dr. Dale Wexell on behalf of the Policy Committee
Aye _____ Nay _____ Absent _____ Accepted/Rejected

3.0 PERSONNEL

3.1 Resignation of Personnel

Superintendent's Recommendation: that the following resignation be accepted, with regret:

1. **Amanda Perry**, Teaching Assistant at West High School, effective August 24, 2009.
2. **Cheryle Brown**, Teacher Aide at Frank Pierce Early Childhood Center, effective August 12, 2009.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

September 2, 2009

3.2 Request for Leave of Absence

Superintendent's Recommendation: that the following request for leave of absence, without pay, be granted in accordance with the rules and regulations of the Board of Education and/or Civil Service Commission.

1. **Janis Bierwiler**, Typist at Corning Free Academy Middle School, effective August 20, 2009 through February 17, 2010.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

3.3 Termination of Personnel – Support Staff

Superintendent's Recommendation: that the services of Terry Aldrich, Food Service Helper at East High School, be terminated, effective September 13, 2009.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

3.4 Appointment of Personnel

Superintendent's Recommendation: that the appointment of personnel listed on attachment 3.0 sections 3.4.1, 3.4.2, 3.4.3, 3.4.4 and 3.4.5 be approved, subject to the rules and regulations of the Board of Education and/or the Civil Service Commission.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

3.5 Change in Assignment and/or Status

Superintendent's Recommendation: that the request for change in assignment/status on attachment 3.0, sections 3.5.1, 3.5.2 and 3.5.3 be approved, subject to the rules and regulations of the Board of Education and/or Civil Service Commission.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

4.0 BUSINESS ITEMS

4.1 Business Items-Consent Agenda

A. Bid Award

that the Board approve the Award of Bids to vendors meeting specifications in accordance with the description of items and summary of information as listed on the "Bid Recommendation Report", filed as part of the Board minutes.

10-019 School Bus Bid
10-020 Boiler Repair Bid

September 2, 2009

B. Accept and Appropriate \$3,150 from the Teaching American History Grant Program

that the Board accept \$3,150 from the Teaching American History Grant Program to be used to pay for professional development stipends for three teachers that participated in the 30-hour Teaching American History Program. Further, that the Board appropriate \$3,150 to Revenue Code A2705 "Gifts and Donations" and \$3,150 to Expenditure Code A-2070-150-70-00 "In-Service Curriculum Development Stipends".

C. Authorization to Appropriate \$2,817.40 to the 2009-2010 Donovan Academy Budget

that the Board appropriate to the Donovan Academy budget \$2,187.40, which is the amount of unexpended funds from the 2008-2009 budget that can be carried forward to the 2009-2010 fiscal year for a new total program amount of \$52,817.40.

D. Authorization to Accept Donation of a Fence from Corning Southside Neighborhood Association

that the Board accept the donation and installation of a fence on the Carder Elementary playground with a total estimated value of \$3,000 from the Corning Southside Neighborhood Association.

E. Acceptance of Grant Appropriation of \$172,218 to Special Aid for International Baccalaureate Program

that the Board accept a \$172,218 grant in support of the International Baccalaureate Program from the Corning Incorporated Foundation. Further, the Board appropriate \$172,218 to the Special Aid Fund.

F. Accept and Appropriate Donation from Calvin U Smith PTA

that the Board accept \$2,832.72 from the Calvin U Smith PTA for the purchase of a swing set for the Smith Elementary playground. Further, that the Board appropriate \$2,832.72 to TA-085-44 "Smith School Playground Equipment".

G. Authorization to Appoint Petty Cash Fund Designee

that the Board appoint Janis Bierwiler as the person designated to handle the Petty Cash Fund for Corning Free Academy Middle School for the remainder of the 2009-2010 school year.

H. Authorization to Appoint Extra-Classroom Activity Fund Treasurer

that the Board appoint Janis Bierwiler as Extra-Classroom Activity Fund Treasurer for Corning Free Academy Middle School for the remainder of the 2009-2010 school year.

I. Authorization to Appoint Extra-Classroom Activity Fund Auditor

that the Board appoint Frank Barber as Extra-Classroom Activity Fund Auditor for East High School for the remainder of the 2009-2010 school year.

J. Authorization to Appoint Cash for Making Change Designee

that the Board appoint Frank Barber as the person designated to handle the Cash for making Change Fund at East High School in the amount of \$100, replacing Michelle Caulfield.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

September 2, 2009

4.2 Approval of Carry-over Encumbrances of \$415,069.12

Superintendent's Recommendation: that the Board authorizes the carry-over of \$415,069.12 from 2008-2009 General Fund Budget to the 2009-2010 General Fund Budget to pay outstanding encumbrances and actual unpaid claims against the District as of June 30, 2009.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

4.3 Finding that the Construction of Certain Improvements for a Special Education Classroom and the Installation of Pool Drains Constitute a Type II Action Under the New York State Environmental Quality Review Act

WHEREAS, the Board of Education of the Corning-Painted Post Area School District (the "Board") has considered whether the installation of certain pool drains at Corning-Painted Post Area School District (the "District") facilities and completion of certain work associated with a special education classroom (referred to as the "Project") at the Calvin Smith Elementary School and the East and West High Schools constitutes a Type II action under applicable regulations pursuant to the New York State Environmental Quality Review Act, Article 8 of the New York Environmental Conservation Law and associated regulations, including 6 N.Y.C.R.R. 617.1 et seq. and any applicable Regulations of the New York State Commissioner of Education ("SEQRA"); and

WHEREAS, the Board has considered the advice of its consultant Hunt Architects and Engineers in a letter dated July 9, 2009 addressed to the District Superintendent Michael Ginalski in which it opined that due to the emergency nature of the work associated with the Project and/or the fact that the physical alterations to be made at each of the referenced District facilities falls below applicable thresholds under the referenced regulations, and based on the advice of counsel Harris Beach PLLC concerning the Project and its status under SEQRA, given the nature and extent of the work to be performed pursuant to the Project; and

WHEREAS, because the Board finds the Project involves the maintenance, or repair of District facilities involving no substantial changes in an existing structure or facility, replacements in kind of certain facilities or buildings to meet codes or other criteria, and/or the routine activities of educational institutions involving alterations of such facilities of less than 10,000 square feet of gross floor area and/or the undertaking of such work to address an emergency situation, the Project is an exempt action under applicable SEQRA regulations; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to Article 8 of the Environmental Conservation Law, 6 N.Y.C.R.R. Part 617.1 et seq., and the Regulations of the Commissioner of Education, the Board hereby finds that the project is exempt from SEQRA as a Type II action under applicable regulations and thus no significant adverse environmental impact will result from the Project.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

4.4 Resolution of the Board of Education of the Corning City School District Authorizing the Expenditure of up to \$100,000 for Certain Emergency Capital Improvements and Declaring Such Expenditures to be Ordinary Contingent Expenses

WHEREAS, the Corning City School District (the "District") is required under applicable State and Federal law to undertake certain capital improvements, consisting of the replacement of pool drain covers and modification to existing sump at the East High School and at the West High School pools, and also provide for a dedicated HVAC system for a special education classroom at the Calvin Smith Elementary School (collectively, the "Improvements"); and

September 2, 2009

WHEREAS, the approved budget for the District's 2009-2010 fiscal year includes, as budget code number A9950-900-32-00, under the description "Transfer to Capital Fund", a budgeted cost of \$100,000 for capital improvements to be paid out of current funds; and

WHEREAS, for purposes of obtaining Building Aid, including Capital Outlay Exception Aid, from New York State for the projects included within the Improvements, the District has received from the State Education Development the following project control numbers and stated project scopes:

Pool drain replacement at East High School:

Control No.: 57-10-00-01-0-023-030;

Project Scope: "East High School, Reconstruction, CSI Section(s) 15"

Pool drain replacement at West High School:

Control No.: 57-10-00-01-0-024-027;

Project Scope: "West High School, Reconstruction, CSI Section(s) 15"

HVAC system for special education classroom at Calvin Smith Elementary School:

Control No.: 57-10-00-01-0-019-017;

Project Scope: "Calvin U Smith Elementary, Reconstruction, CSI Section(s) 9,155,16";

and

WHEREAS, the District has determined that the total estimated cost for undertaking the Improvements will not exceed \$100,000; and

WHEREAS, by a prior resolution adopted by the Board of Education immediately prior to the consideration of this resolution, the Board of Education determined that, pursuant to Article 8 of the Environmental Conservation Law, 6 N.Y.C.R.R. Part 617.1 et seq., and the Regulations of the Commissioner of Education, the projects included in the Improvements are exempt from SEQRA as a Type II action under applicable regulations and thus no significant adverse environmental impact will result from the Project; and

WHEREAS, the Improvements constitute emergency improvements in that they are required to be undertaken forthwith in order to preserve the health and safety of the District's students.

NOW, THEREFORE, the Board of Education of the Corning City School District hereby resolves as follows:

1. The District is hereby authorized to undertake the Improvements at a maximum cost not to exceed \$100,000.

2. The Improvements constitute emergency repairs, replacements and improvements to the School District's property required to be undertaken in accordance with applicable State and/or Federal law and are necessary to insure the health and safety of students. The Improvements are therefore hereby determined to constitute ordinary contingent expenses, within the meaning of Section 2601-a(5) of the Education Law.

3. This resolution should take effect immediately.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

September 2, 2009

4.5 Authorization to Accept Proposal and Enter into a Contract with Hunt Engineers for Emergency Capital Project

Superintendent's Recommendation: that the Board approves the proposal with Hunt Engineers for Emergency Project titled "Hunt Project:2649.004" for services outlined in the proposal required for capital improvements deemed necessary to insure the health and safety of students dated June 29, 2009. Further, that the Board authorizes the Superintendent to enter into an Agreement with Hunt Engineers for completion of the work as outlined in the proposal, subject to review and approval of the terms and conditions of the Agreement by the District's legal counsel.

Moved by: _____ Seconded by: _____
Aye _____ Nay _____ Absent _____ Accepted/Rejected

5.0 FUTURE AGENDA ITEMS

6.0 BOARD MEMBER REQUESTS FOR INFORMATION

7.0 BOARD MEMBER COMMENTS

VISITOR COMMENTS:

Executive Session

Moved by: _____ Seconded by: _____
to enter into executive session at _____ p.m. to discuss matters related to the employment of a particular person(s), as well as a real estate matter which, if discussed in public, would substantially affect the value of the property.
Aye _____ Nay _____ Absent _____ Accepted/Rejected

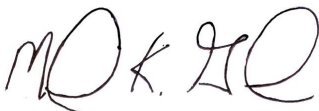
Resume Regular Order of Business

Moved by: _____ Seconded by: _____ to resume the regular order of business at _____ p.m.
Aye _____ Nay _____ Absent _____ Accepted/Rejected

ADJOURNMENT

Moved by: _____ Seconded by: _____ to adjourn the meeting at _____ p.m.
Aye _____ Nay _____ Absent _____ Accepted/Rejected

Respectfully submitted, _____



Michael K. Ginalski
Superintendent of Schools

MKG/krd