

**MINUTES OF THE MEETING OF
THE BOARD OF EDUCATION**

SANDY CREEK CENTRAL SCHOOL DISTRICT
SALISBURY STREET
SANDY CREEK, NEW YORK

Date: April 2, 2020
Meeting: Regular
Place: Sandy Creek Board Room

Board Members Present:

John Shelmidine
Brian MacVean
Andrea Harris
Heidi Metott
Deanna Soule
Joe Hathway

Others Present:

Kyle Faulkner
Shelley Fitzpatrick

Board Members Absent:

Mark Haynes

CALL TO ORDER:

John Shelmidine, Board President, called the meeting to order at 6:30 p.m. in the Board Room.

PLEDGE OF ALLEGIANCE:

All present recited the pledge of allegiance

John Shelmidine, and the Board of Education held a moment of silence in recognition of Joe Fowler, retired Math Teacher and Coach, who recently passed away after a battle with cancer.

PUBLIC COMMENT:

Due to the VIRTUAL meeting parameters there will be NO public comment.

CONSENT AGENDA CHANGES:

None.

RECOMMENDED RESOLUTION:

Motion made by Hathway, seconded by Harris, that the Sandy Creek Central School District Board of Education hereby approves the Consent Agenda, by a vote on a roll call, which resulted as follows:

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent
Motion carried

APPROVAL OF MINUTES:

The approval of the minutes of the Regular Board of Education Meeting held on March 12, 2020.

APPROVAL OF THE CSE RECOMMENDATIONS:

New York State Education Law and Part 200 of the Regulations of the New York State Commissioner of Education empower Boards of Education to provide suitable educational programs for students with disabilities, upon the recommendation of the Committee on Special Education.

The Committee on Special Education has determined that the children listed on the attached possess disabilities to a degree sufficient to warrant placement in a Special Education Program.

Based upon the committee's decision, the Board of Education accepts the Committee on Special Education's recommendations, and will provide these children with the appropriate programs.

APPROVAL OF THE FINANCIAL REPORTS:

To approve the Clerk and Treasurer's Report for the period of February 1, 2020 – February 28, 2020.

To approve the Extracurricular Treasurer's Report for the period of February 1, 2020 – February 28, 2020.

APPROVAL OF POSITION AUTHORIZATIONS/ABOLISHMENTS, RESIGNATIONS/TERMINATIONS, LEAVES OF ABSENCE, AND APPOINTMENTS:**APPROVAL OF APPOINTMENTS:**

It was moved by Hathway, seconded by Harris, to approve the following resolution: RESOLVED, upon the recommendation of the Superintendent to appoint **Mackenzie Shirley** to the position of **Building Maintenance Helper**, for a probationary period of 52 weeks, to commence April 20, 2020 and concluding April 19, 2021. He will be paid \$13.50 per hour, for an approximate pro-rated salary of \$5,616.

(Position due to the resignation Jonathan Sheeley.)

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent

Motion carried

ACTION ITEMS:

It was moved by Soule, seconded by MacVean. to approve the following resolution: RESOLVED, upon the recommendation of the Superintendent, to approve the attached **2019-2020 Health and Welfare Services Contract** between the Sandy Creek Central School District and the West Genesee Central School District for health services provided to Sandy Creek residents attending each non-public school within the West Genesee Central School District at a cost of \$534.

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent

Motion carried

It was moved by Hathway, seconded by Metott, to approve the following resolution: At the Regular Meeting of the Board of Education (“Board”) of the Sandy Creek Central School District (the “School District”) [124 Salisbury Street, Sandy Creek, NY 13145] commencing at 6:30 p.m. on Thursday, April 2, 2020.

RECITALS

WHEREAS, on March 7, 2020, the Governor of the State of New York signed Executive Order 202, wherein the Governor declared a disaster emergency in the State of New York with respect to the outbreak of the COVID-19 virus;

WHEREAS, on March 12, 2020, the Governor of the State of New York signed Executive Order 202.1, whereby the Governor amended Order 201 to include the following as it relates to school districts 180 days of required attendance for state aide purposes as public meetings as follows:

1. Suspension of Education Law 3604(7), to allow the Commissioner of Education to disregard such reduction in the apportionment of public money due to a failure by a school to meet the instructional requirements proscribed within this section due to the properly executed declaration of a local state of emergency as defined within sub-section (i), a school is directed to close by a state or local health official or following a properly executed declaration of a state of emergency as defined within sub-section (i), limited to the extent that those specified schools are unable to make up missed instructional days.
2. Suspension of Article 7 of the Public Officers Law, to the extent necessary to permit any public body to meet and take such actions authorized by the law without permitting in public in-person access to meetings and authorizing such meetings to be held remotely by conference call or similar service, provided that the public has the ability to view or listen to such proceeding and that such meetings are recorded and later transcribed.

WHEREAS, on March 14, 2020, the Governor of the State of New York signed Executive Order 202.2 whereby the Governor amended Order 201 to require any school district which is closing pursuant to a local state of emergency declared as a result of COVID-19, that such school district shall be required to first consult with the local department of health and to exhaust any available time, including snow days and vacation days, as part of such closure in relation to the 180 days of attendance requirement for purposes of state aid.

WHEREAS, on March 15, 2020, the County of Oswego declared a state of emergency in their respective jurisdiction after consultation with the local County Health Department per the requirements of Governor Cuomo’s Executive Order 201, *et seq*;

WHEREAS, the School District is now directed and hereby is closed pursuant to the declared states of emergency by both the County and the State of New York consistent with Executive Order 201, *et seq.*, and shall remain closed to student from Monday, March 16, 2020, through Monday, April 13, 2020, with a tentative reopening for the attendance of students scheduled for Tuesday, April 14, 2020.

NOW THEREFORE, the Board of Education, upon the recommendation of the Superintendent of Schools, hereby approves and declares as follows:

1. Pursuant to the powers vested in the Board of Education, and in accordance with the declared state of Emergency by both the County and the State of New York, and in accordance with Governor Cuomo’s Executive Order 202, *et seq.*, the Board of Education hereby declares and directs that during the period of emergency closure from March 16, 2020, through April 13, 2020, all employees of the District will continue to be paid their regular salary and/or contract hours pursuant to such employees regular contract appointments and salary or hourly wage, as the case maybe;

2. **AND FURTHER**, Superintendent of Schools shall determine at the Superintendent's discretion which employees are essential employees and/or which job functions are essential job functions such that the District may require such employees to report to work as necessary to carry out any critical and necessary functions of the District during the period of emergency closure for the service of the students of the District, subject to the requirements of this resolution;
3. **AND FURTHER**, that during the period of closure, where the Superintendent of Schools finds that the absence of any employee from their jobs and/or duties with the District, including such employees deemed by the Superintendent to be essential employees performing essential job functions, is a direct result of the existing declared emergency due to COVID-19, such employee's absence shall be considered an excused absence with pay subject to the Superintendent's determination and judgment;
4. **AND FURTHER**, that the Superintendent of Schools shall have the authority to determine which employees in the District are not essential employees whose physical presence is required in the District to perform job related duties and functions, and to excuse such employees from physical attendance with such excused absence being absence with pay, provided, that such employees are available during their normal work hours on normal work days during this period of closure to consult by telephone or other electronic means and to provide support to the District and the students of the District as directed by the Superintendent;
5. **AND FURTHER**, the Board of Education shall consider any absences with pay during this period of emergency closure to be paid service in the District subject to the final determination any applicable New York State administrative agency and/or the requirements of New York State Law;
6. **AND FURTHER**, the Superintendent of Schools is authorized to consult with any and all of the District's unions for the implementation of this resolution, including where in the Superintendent's judgment the Superintendent deems it necessary and appropriate to execute any memorandum of agreements concerning the terms of declared emergency as described herein;

The motion having been duly moved, the resolution was acted upon by the Board of Education and there were 6 votes in favor of the resolution and 0 votes against, (1 absent) the resolution as follows:

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent
Motion carried

It was moved by Soule, seconded by Metott, to approve the following resolution: RESOLVED, upon the recommendation of the Superintendent, to **permanently appoint Kimberly Ridgeway** to the position of **Bus Driver**, effective April 10, 2020.

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent
Motion carried

It was moved by MacVean, seconded by Harris, to approve the following resolution: RESOLVED, upon the recommendation of the Superintendent, to **permanently appoint Tammy Shelmidine** to the position of **Custodial Worker**, effective April 11, 2020.

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent
Motion carried

It was moved by Hathway, seconded by Metott, to approve the following resolution: RESOLVED, upon the recommendation of the Superintendent, to **accept** the **donation of \$1,500 from Fulton Management Services, Inc.** to be used towards the 2020 Meal Program.

John Shelmidine	Voting <u>Aye</u>
Brian MacVean	Voting <u>Aye</u>
Deanna Soule	Voting <u>Aye</u>
Mark Haynes	Voting <u>Absent</u>
Joseph Hathway	Voting <u>Aye</u>
Heidi Metott	Voting <u>Aye</u>
Andrea Harris	Voting <u>Aye</u>

6 yes, 0 no, 1 absent
Motion carried

OTHER:

Board Member MacVean inquired about Spring Break.

Board Member MacVean inquired about food deliveries being stolen.

Board Member Soule inquired as to the current state of the building projects and if the COVID19 would impede the schedule for capital projects.

ADJOURNMENT:

It was moved by Metott, seconded by Soule, to adjourn at 6:53 p.m.

6 yes, 0 no, 1 absent
Motion carried

Future Board Meeting Dates

Regular Meeting: Thursday, April 23, 2020 (CiTi Vote)
Thursday, May 7, 2020 (Budget Hearing)

Respectfully Submitted,

Shelley H. Fitzpatrick
District Clerk