

Minutes of the Bi-Monthly Business Meeting of the  
Board of Cooperative Educational Services, Southern Westchester  
Held at  
SWBOCES  
17 Berkley Drive  
Rye Brook, NY  
June 20, 2018

Present

Board Members

Catherine Draper, President  
John V. Filiberti, Vice President  
John DeSantis  
Lynn Frazer-McBride  
Claudia Glaser  
Georgia Riedel

Others Present

Harold A. Coles, District Superintendent  
Jacqueline O'Donnell, COO/Deputy District Supt.  
Steve Tibbetts, Asst. Supt. for Business  
James Gratto, Asst. Supt. for Educational Services  
John Miller, Director of Business  
Suzanne Doherty, Director of Human Resources

Valerie A. Cermele  
Clerk of the Board

Prior to the Board Meeting, the Retirement Reception was held. Many people attended to congratulate the retirees and to enjoy the wonderful food prepared by our Culinary Students.

Call to Order: Mrs. Draper called the Bi-Monthly Business Meeting to order at 7:30 p.m.

Pledge of Allegiance

Adjournment: Mrs. Glaser moved, seconded by Mr. DeSantis that the Board adjourn into Executive Session to discuss the employment of a particular employee at 7:31 p.m.

The vote on this resolution was as follows:           Aye – 6           Nay - 0

Mrs. Glaser moved, seconded by Mr. DeSantis that the Board re-enter into Public Session at 7:34 p.m.

The vote on this resolution was as follows:           Aye – 6           Nay – 0

Memorandum of Agreement between the Board of Cooperative Educational Services, Sole Supervisory District of Westchester and the Civil Service Employees Association, Inc. Local 1000, AFSCME, AFO-CIO: Mrs. Glaser moved, seconded that the agreement as stated below.

**WHEREAS**, the Board of Cooperative Educational Services, Sole Supervisory District of Westchester (BOCES) and the Civil Service Employees Association, Inc. Local 1000, AFSCME, AFL-CIO (CSEA) are parties to a collective Bargaining agreement (CBA) between them covering the term July 1, 2016 to June 30, 2021; and

**WHEREAS**, based on the job responsibility needs for BOCES, the parties wish to create these titles as listed:

<b>TITLE</b>	<b>GRADE</b>
Receptionist	C

**NOW, THEREFORE, BE IT RESOLVED**, that it is agreed upon by both BOCES and CSEA that Appendix B, CSEA Title Salary Grades, shall be amended, effective July 1, 2018 to include the titles listed above.

All other terms and conditions of the 2016-2021 Agreement not modified herein will remain unchanged.

This Agreement is subject to the ratification and approval of the BOCES Board of Education.

Harold A. Coles, District Superintendent  
Alisa Cagle, CSEA Labor Relations Specialist  
MaryJo Moran, CSEA President  
Catherine Draper, BOCES BOE President

This document was executed as follows and is on file with these minutes as Attachment I.

The vote on this resolution was as follows:           Aye – 6           Nay - 0

Review Minutes of the Business Meeting held on June 6, 2018: Mrs. Glaser moved, seconded by Mr. DeSantis that the minutes as listed on Attachment II be approved.

The vote on this resolution was as follows:           Aye – 5           Nay – 0

Mrs. McBride abstained from voting as she was absent at the meeting of June 6, 2018.

**PERSONNEL MATTERS FOR BOARD APPROVAL**

Upon the recommendation of the District Superintendent, Mrs. Glaser moved, seconded by Mr. DeSantis that the following personnel appointments listed on Attachment III be approved.

- Tenure/Permanent Appointments
- Resignations
- Terminations
- Leave of Absence
- Civil Service Appointments
- Hours Rate Assignments
- Substitutes
- Rate Adjustments
- Eliminations of Positions
- Reductions-in-Force (RIF)
- Terminations (Reductions-in-Force)
- Recall Appointments

Casual (Temporary) Appointments

The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

Mrs. Draper congratulated and thanked the following employee(s) for their dedication and hard work during their time at SWBOCES:

Peter Schoenberg, 11 years, Network Specialist

Resolution to Create Position of Senior Director of Athletics: Mrs. Glaser moved, seconded by Mr. DeSantis that the resolution as stated below and listed on Attachment IV be approved:

**BE IT RESOLVED**, that the Southern Westchester BOCES, Sole Supervisory District, Board of Education hereby approves the creation of the position of Senior Director of Athletics. The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

BUSINESS MATTERS FOR BOARD APPROVAL

Mr. John Miller, Director of Business, informed the Board that since they received their packets, an additional \$2.1 million has been received.

Treasurer's Report: Mrs. Glaser moved, seconded by Mr. DeSantis that the treasurer's report for the period April 1, 2018 through April 30, 2018 indicating a balance on hand in the Checking Account of \$9,253,097.20; a balance on hand in the CLASS/Signature Investment Account of \$118,466.85; a balance on hand in the School Lunch Fund Checking \$5,460.51; a balance on hand in the Trust and Agency CLASS-Bob Newman Fund of \$76,379.42; a balance on hand in the Trust and Agency CLASS-Dreyfus Fund of \$10,425.76; a balance on hand in the Trust and Agency CLASS Evelyn Stock Fund of \$2,029.65; a balance on hand in the Trust and Agency CLASS Regular Fund of \$641.01; a balance on hand in the Trust and Agency Payroll Checking Fund of \$3,461.17; a balance on hand in the Internal Service Funds Unemployment Fund CLASS of \$148,045.02; a balance on hand in the Internal Service Post Employment Accrual Fund Class of \$2,388.91; to be filed with these minutes as Attachment V.

Accounts Receivable Report: Mrs. Glaser moved, seconded by Mr. DeSantis that the accounts receivable report as listed on Attachment VI be approved.

The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

Claims Auditor Report: Mrs. Glaser moved, seconded by Mr. DeSantis that the claims auditor report as listed on Attachment VII be approved.

The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

Budget Adjustments: Mrs. Glaser moved, seconded by Mr. DeSantis that the budget adjustments as listed on Attachment VIII be approved.

The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

Contracts: Mrs. Glaser moved, seconded by Mr. DeSantis that the contracts as listed on Attachment IX and on the Addenda to the Agenda be approved.

The vote on this resolution was as follows:                   Aye – 6           Nay – 0

Contracts – Individual: Mrs. Glaser moved, seconded by Mr. DeSantis that the contracts – individual as listed on Attachment X and on the Addenda to the Agenda be approved.

The vote on this resolution was as follows:                   Aye – 6           Nay – 0

Resolution for Nomination of Area 10 Director for 2019-2020: Mrs. Glaser moved, seconded by Mr. DeSantis that the resolution stated below and listed on Attachment XI be approved:

**BE IT RESOLVED**, that the Board of Education of the Southern Westchester Board of Cooperative Educational Services, Sole Supervisory District of Westchester County, hereby nominates Peggy Zugibe for Area 10 Director for 2019-2020 at their business meeting held on June 20, 2018.

The vote on this resolution was as follows:                   Aye – 6           Nay – 0

Resolution Authorizing Changes to Terms and Conditions of Employment for: Special Education School Improvement Specialist RSE-TASC: Mrs. Glaser moved, seconded by Mr. DeSantis that the resolution as stated below and on Attachment XII be approved:

**BE IT RESOLVED**, that the Southern Westchester Board of Cooperative Educational Services, Sole Supervisory District of Westchester County, approves compensation changes for the Terms and Conditions of Employment for the above referenced employee groups at its Business Meeting held on June 20, 2018 for the period effective July 1, 2018 through June 30, 2019 as follows:

Special Education School Improvement Specialist RSE-TASC from \$125,000.00 to \$125,500.00.

The vote on this resolution was as follows:                   Aye – 6           Nay – 0

Resolution to Accept the Memorandum of Understanding: Mrs. Glaser moved, seconded by Mr. DeSantis that the Memorandum of Understanding as listed below and on Attachment XIII be approved.

**WHEREAS**, the BOCES Teachers’ Association (the “Association”) and the Southern Westchester BOCES (the “BOCES”) engaged in negotiations for a successor agreement to the Collective Bargaining Agreement that expired on June 30, 2014; and

**WHEREAS**, the parties agreed to terms of a successor agreement (the “CBA”), which agreement was set forth in a Memorandum of Agreement (“MOA”) dated October 26, 2017; and

**WHEREAS**, both the Association and the Board of Education of the BOCES has ratified the MOA; and

**WHEREAS**, four issues have been identified as in need of clarification to avoid future controversy over the intent of the parties to the MOA; and

**WHEREAS**, the Association and the BOCES determined that a memorandum of understanding (“MOU”) would provide for such clarification by the parties;

**NOW, THEREFORE, IT IS AGREED** by and between the parties that the following is to supplement the MOA to provide the necessary clarification:

1. Delete Article XVI and renumber the rest of the Articles in the CBA.
2. Article XVIII(C)(3)(b) to the CBA shall state that a bargaining unit member must have 50 days or more of accumulated sick days upon the date of retirement to be eligible for compensation of credit towards the payment of health insurance in retirement.
3. Article XVIII(C) (3) (b) to the CBA shall include the following sentence: “If there exists a legitimate, extenuating circumstance that would not allow for the employee to provide the 120 day notice in advance of his/her retirement, the BOCES Deputy Superintendent or his/her designee may excuse such requirement, which decision shall not be subject to the grievance provision of this Agreement.”
4. Article XIX (E) (6) to the CBA shall be interpreted so as to allow a unit member to move one lane every 24 months, regardless of the number of credits the unit member accumulates within that 24 month period. Additionally, it was the party’s intent to not allow a unit member to jump over a lane if they accumulate sufficient credits to do so while awaiting the next opportunity for lane movement.
5. It is understood between the parties that the teacher aide3s, which are represented by the BTA under a separate Collective Bargaining Agreement, will enjoy the same \$5.00 per year increase to their summer school pay that the parties agreed to in the MOA.
6. This MOU is subject to ratification of the Board of Education of the BOCES, due to the fact it increases that rate of pay for the teacher aides for summer school.

The vote on this resolution was as follows:                   Aye – 6           Nay – 0

**REPORT OF THE DISTRICT SUPERINTENDENT**

Dr. Coles advised/informed the Board of the following:

- There was a news article in regards to minors being separated from their parents and that Governor Cuomo has sent the minors from our area to Children’s Village and Leake & Watts. NYSED has no responsibility or say at all.

**REPORT FROM THE CHIEF OPERATING OFFICER/DEPUTY DISTRICT SUPERINTENDENT**

Mrs. O’Donnell advised/informed the Board of the following:

- Stacey DePaulo, Teacher at Irvington is here this evening and I would like to thank her and all of our teachers for all of her hard work and to let the Board know that 97 and 89 students have “reached mastery” in different programs.

COMMENTS FROM MEMBERS OF THE BOARD AND STAFF

Mrs. Frazer-McBride thanked everyone for reaching out to her and her family on the passing of her Mom.

Ms. Doherty informed the Board that everything is in place for summer school and that all the teachers are very excited and positive to begin.

Mrs. Riedel informed the Board, that like usual, the graduations and events have been once again very well planned and a wonderful tribute to our students. The graduation at the Decagon was my favorite as the Board of Education members stood and shook hands with the graduates. There were 100 students and 70 students also received their citizenship.

Ms. Murphy informed the Board that over the last 2 years Adult and Community has received 3 grants over the next 5 years totaling \$4.225 million.

Mr. DeSantis informed the Board that the Nominating Committee, with the agreement of the two candidates, will at the Reorganization Meeting, nominate Catherine Draper for President and John V. Filiberti as Vice President.

ADJOURNMENT

Mrs. Glaser moved, seconded by Mr. DeSantis that the Board adjourn its Public Meeting at 7:58 p.m.

The vote on this resolution was as follows:                      Aye – 6                      Nay – 0

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Valerie A. Cermele  
Clerk of the Board