

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

**Present:** Frank Zwack, Gina Goodermote, John Greene, Elizabeth Miller, Thomas Morelli, Jeffrey Paine, Beverly Stewart

**Absent:** No one

**Also Present:** Charlotte Gregory, Cathie Allain, Michelle Colvin, Cyril Grant, Dennis Healy, Eileen Leffler, Jennifer Morris, Sandra Owens

**Guests included:** Beth Bourassa, Tammy Osterhout, Becky Giumarra, Sue Cass, Kathy Burdick, Dawn Wetmore, Phillip Zema, Karen Deiana, Lisa Purdy, Diane Paine, Dawn Demick, Jackie Elacqua, Anton Katzman, Andy Zlotnick, Lauren Nichols, June Hemilenski, John Nash, Sheila Hewitt, Bob Miller, Jean Kirsch, Dan Byron, Donna Kelly, Monica Shupe

President Zwack convened the meeting at 7:02 PM with all seven board members present.

On motion of Liz Miller, second by Tom Morelli, minutes of the 10/20/2009 meeting were approved with corrections.

On motion of Liz Miller, second by Gina Goodermote, the following Consent Agenda Items (#1-7, 9-13) were unanimously approved (#8 Approval of NYSSBA Membership was pulled until the December meeting):

- Treasurer's Report from 10/1/2009 – 10/31/2009 General Fund

**PERSONNEL ACTION:**

The following new appointments are contingent on passing the fingerprinting mandates:

Upon the recommendation of the Interim Superintendent to appoint the following people to the 2009-2010 Non-Instructional Substitute List – effective 11/18/2009

Kathy Bedford – Bus Driver

Gavin, Mark – Bus Driver

Swota, Kathleen – Aide, Monitor, TA

Upon the recommendation of the Interim Superintendent to appoint the following person to the 2009-2010 Instructional Substitute List – effective 11/18/2009

Zema, Phillip – Non-Certified

Upon the recommendation of the Interim Superintendent to appoint Sheila Hewitt as Treasurer (replacing John Rizzo) @ \$55,000 (pro-rated to \$34,410.25) – effective 11/3/2009

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

**APPOINTMENTS:**

**Upon the recommendation of the Interim Superintendent to appoint Kenneth Masterson, Head Bus Driver/Head Auto Mechanic @ \$26.46 per hour – effective 10/21/2009**

**Upon the recommendation of the Interim Superintendent to appoint Cynthia Skrandis, Bus Driver, for Hoosick Falls Pick-up (replacing Luisa Volpi) @ \$23.25 - 1 hour per day, 2 days per week – effective 10/21/2009**

**Upon the recommendation of the Interim Superintendent to appoint the following people as Election Inspectors for the December 8, 2009 Capital Project Referendum at the rate of \$10.00 per hour:**

**Betty Cromie  
Janice Grant  
Doris Reichelt  
Maureen Seel**

**ADDITION OF EXTRA-CURRICULAR STIPEND:**

**Upon the recommendation of the Interim Superintendent to add the extra-curricular position of Self-Defense Class Advisor to the BTA agreement – indexed at 4.7 (\$1,801) – pro-rated to \$1,324 - effective 11/18/2009**

**RESIGNATION:**

**Upon the recommendation of the Interim Superintendent to accept the resignation of Robert Smith, Bus Driver, from the Grafton Assist Late Run – effective 11/3/2009**

**RECOMMENDATIONS OF THE COMMITTEE ON SPECIAL EDUCATION**

- **Approval of the following recommendations of the Committee on Special Education: 000017110, 000100141, 000060416, 000077315, 102871, 101643, 101712, 000082214, 000019109, 102095, 000086812, 101403, 000032410, 000084014, 000065117, 000033113, 000011611**

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby accepts the October 2009 Claims Audit as submitted**

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby approves the following amendment to the 2009-2010 Questar III Final Service Request – effective 10/20/2009:**

- **Deletion of 11611 from AIT I Program**

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby approves the 2009-2010 extra credits as submitted**

<b>Name</b>	<b>Credits As of 11/13/08</b>	<b>College Credits</b>	<b>Inservice Credits</b>	<b>Credits As of 11/10/09</b>
Amendolara, Louis	9	0	0	9
Baldwin, Michelle	0	0	0	0
Ball, Marsha	1	0	0	1
Beisler, Alicia	0	0	0	0
Bell, Annette	3	0	0	3

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held  
at the Berlin Middle School/High School

<b>Name</b>	<b>Credits As of 11/13/08</b>	<b>College Credits</b>	<b>Inservice Credits</b>	<b>Credits As of 11/10/09</b>
Benson, Carol	27	0	0	27
Berkau, Kelly	24	0	0	24
Berschwinger, Fleda	0	0	0	0
Bielas, Nancy	9	0	1	10
Bourquard, Bill	99	0	1	100
Breh, Jason	15	15	1	31
Brown, Susan	33	0	0	33
Bryce, Katie	1	0	1	2
Bugbee, Kimberly	5	0	0	5
Butler, Danielle	1	0	0	1
Byron, Daniel	0	0	0	0
Christian, Matthew	16	12	0	28
Cornell, Amy	31	0	1	32
Cornell, Wayne	1	0	0	1
Day, Karen	0	0	0	0
Deeb, Rachel	0	0	0	0
Deiana, Karen	1	0	1	2
Delia, Jennifer	1	0	0	1
DeMagistris, Frank	14	0	0	14
DiPierro, Patricia	8	0	1	9
Dixon, Brenda	1	0	2	3
Dobbins, Daniel	4	0	0	4
Doyle, Michele	8	0	0	8
Elacqua, Jacqueline	4	0	0	4
Estabrooks, Lorelei	46	0	0	46
Esterly, Rachel	0	0	0	0
Fisher, William	0	0	0	0
Flanigan, Kasey	1	0	1	2
Foody, Colleen	35	0	4	39
Gonzales, Paula	3	0	0	3
Gould, Robert	0	0	0	0
Greenberg, Joshua	3	0	0	3
Haggerty, Michele	14	0	0	14
Halleck, Jane	18	0	3	21
Hayes, Ann	0	0	0	0
Healy, Karyn	0	0	0	0
Healy, Vivian	4	0	1	5
Heinrichs, Tracie	19	0	0	19
Hodges, Ariel	0	0	0	0
Hoffman, Susan	48	0	1	49
Honsinger, Sandra	4	0	0	4
Huskie, Debbie	4	0	2	6
Johnson, Donald	53	0	1	54
Kabir, Nancy	0	0	0	0
Kaschak, Kellie	0	0	0	0
Kirsch, Jean	35	0	1	36
Knightes, Walter	6	0	0	6
Korzec, Patricia	8	0	0	8
Labnon, Katherine	0	0	1	1

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held  
at the Berlin Middle School/High School

<b>Name</b>	<b>Credits As of 11/13/08</b>	<b>College Credits</b>	<b>Inservice Credits</b>	<b>Credits As of 11/10/09</b>
Lamontagne, Cristi	0	0	0	0
Lawrence, William	8	0	0	8
Lazarony, Anne	30	0	0	30
Lennon, Debra	44	0	0	44
Lyon, Brandon	0	0	0	0
Mason, Frances	5	0	2	7
Mellor, Stephen	0	0	0	0
Monette, Jacqueline	35	0	0	35
Montgomery-Breh, Kristen	0	0	0	0
Mosher, Dianne	4	0	0	4
Murdie, Kayla	0	0	0	0
Murray, Marlene	5	0	0	5
Myers, Judith	82	0	1	83
Nichols, Lauren	35	0	5	40
Overocker, Jennifer	3	21	0	24
Peter, Tracy	3	0	0	3
Putterman, Melissa	66	0	0	66
Quandt, Deanna	0	0	1	1
Rezey, Sarah	4	0	0	4
Richardson, Michael	0	0	0	0
Rontey, Jessica	4	0	1	5
Salisbury, Diana	0	24	0	24
Santarcangelo, Joshua	0	0	0	0
Sauer, Kasson	0	0	0	0
Schmich, Arthur	6	0	0	6
Sweeney, Deborah	32	0	2	34
Syvertson, Maggie	68	0	2	70
Tempest, Nichole	2	0	0	2
Toole, Nicholas	0	0	0	0
Vanderhoef, Audrey	44	0	2	46
Walsh, Christine	13	0	0	13
Webster, Alan	0	0	0	0
Weiner, Bruce	42	0	0	42
Wetmore, Dawn	0	0	0	0
Wright, Leslieanne	21	0	1	22
Wynants, Kimberly	2	0	0	2
Austin, Nancy	2	0	1	3
Bates, Jennifer	0	0	0	0
Bentley, Gloria	1	0	0	1
Bonesteel, Russell	0	0	0	0
Broadwell, Laurie	1	0	0	1
Conklin, Leslie	1	0	0	1
Davies, Lisa	0	0	0	0
DiNova, Susan	38	6	1	45
Dunlop, Tammy	0	0	0	0
Goodermote, Melinda	1	0	0	1
Goyer, Delinda	1	0	1	2

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

Name	Credits As of 11/13/08	College Credits	Inservice Credits	Credits As of 11/10/09
Griswold, Sandra	1	0	0	1
Hartshorn, Angela	0	0	0	0
Hinman, Patricia	1	0	0	1
Homiak, Sherry	0	0	0	0
Kelly, Donna	0	0	0	0
Maxon, Sally	0	0	0	0
*Meyer, Linda	0	0	0	0
Neaton, Becky	0	0	0	0
Osterhout, Tammy	21	0	0	21
*Phillips, Catherine	38	0	0	38
*Purdy, Lisa	3	0	0	3
*Roberts, Margot	5	0	0	5
Roder, Eileen	0	0	0	0
Schillinger, Chris	1	0	0	1
Weber, Trish	0	0	0	0

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby approves the following 2009-2010 budget transfer:**

Code From	Code To	Amount
A5510.5710	A5510.2000	\$4,905.00

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby approves the Response to Management Letter for the Independent Audit for Fiscal Year Ended June 30, 2009**

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby accepts the following 2009-2010 snow removal bids:**

- Terry Sykes @ \$69.40 per plowing at the Stephentown Elementary School
- Tim Giumarra @ \$225.00 per plowing at the Berlin MS/HS
- Tim Giumarra @ \$200.00 per plowing at the Berlin Bus Garage
- Tim Giumarra @ \$155.00 per plowing at the Grafton Elementary School

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby approves the 2009-2010 health services contract with the Lansingburgh Central School District in the amount of \$5,087.16 for 12 students**

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby accepts, with appreciation, the following donation for the 2009-2010 school year:**

Name	Description	Amount
Mr. Robert Eggleston	Olds Trombone, 4384	\$150.00

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

**- RESOLVED: That the Board of Education of the Berlin Central School District hereby declares the following items as surplus, with such items to be appropriately disposed of:**

<b>Qty.</b>	<b>Title</b>	<b>ISBN #</b>	<b>Bldg.</b>
16	Math A Topical Approach – Course 1	0-675-05414-1	SES
13	Math A Topical Approach – Course 2	0-675-05753-1	SES
85	Math A Topical Approach – Course 3	0-13-043417-5	SES
1	Teacher Edition Math A Topical Approach		SES
18	Math Essentials & Applications	0-675-05405-2	SES
57	The Ancient World	0-13-433687-9	SES
9	Crossing Boundaries	0-669-05054-7	SES
11	Making Choices	0-669-05069-5	SES
44	The Language for Daily Use	0-15-317107-3	SES
25	Spelling Connections	0-7367-0112-5	SES
36	Projection in Literature	0-673-10218-1	SES
17	Sharpen Up Mathematics	0-7836-1806-9	SES
20	Computer Programming	0-15-359090-4	SES
49	Adventures in Appreciation	0-15-335121-7	SES
26	Math – Workbooks	0-673-11719-7	SES
80	Language English Books	0-15-316417-4	SES

**The Opportunity for Public Comment portion included:**

- 1. Comments and concerns regarding the Capital Project Referendum**
- 2. A report out on the MS/HS Choral and Band Programs**
- 3. Comments and concerns regarding the District’s Distribution Policy**
- 4. Thank you from the Berlin Volunteer Fire Department**

**The Superintendent’s Report included a report out on the improvements in the testing results of the Special Education students.**

**The Legislative Liaison’s Report included a report out on the possible mid-year cuts by the State, attendance at a CAPSBA dinner on H1N1, and attendance at a Questar III conference on surviving the financial crisis.**

**Old Business included the second reading of Board Policy 5.520-09 Home Instruction.**

**New Business included the first reading of the following board policies:**

- Board Policy 8.250-09 Advertising Materials & Announcements**
- Board Policy 5.190-02 Student Absences & Excuses**
- Board Policy 5.190-02R Student Absences & Excuses Regulations**
- Board Policy 6.260-07 Homework**
- Board Policy 5.140-08 Student Attendance**

**Discussion occurred regarding the suggested changes to these policies by legal counsel. Board members were asked to forward any questions or concerns to President Zwack.**

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

**A discussion of the Five-Year Financial Plan was also held under New Business.**

**Calendar of Meetings**

**November 24, 2009 – Superintendent’s Advisory Committee Public Forum – 6:30 PM – BES**

**December 1, 2009 – Public Hearing on Capital Project Referendum – 7:00 PM – MS/HS**

**December 8, 2009 – Capital Project Referendum – noon – 9:00 PM – Berlin Fire Hall**

**December 15, 2009 – Regular Meeting – 7:00 PM – MS/HS**

**On motion of Jeff Paine, second by Liz Miller, executive session for advice from legal counsel was entered at 10:55 PM, with public session resuming at 11:13 PM on motion of Jeffrey Paine, second by Liz Miller.**

**On the motion of Jeff Paine, second by Liz Miller, the Board of Education unanimously approved the written agreement with Vince Coppola.**

**On the motion of Jeff Paine, second by Liz Miller, the Board of Education unanimously approved the following:**

**RESOLUTION AGREEMENT  
Berlin Central School District  
Case No. 02-09-1209**

**In order to resolve the compliance concerns identified in Case No. 02-09-1209, the Berlin Central School District assures the U.S. Department of Education, New York Office for Civil Rights (OCR), that it will take the actions detailed below pursuant to the requirements of Section 504 of the Rehabilitation Act of 1973 (Section 504), as amended, 29 U.S.C. § 794, and its implementing regulation at 34 C.F.R. Part 104; and Title II of the Americans with Disabilities Act of 1990 (ADA), 42 U.S.C. § 12131 et seq., and its implementing regulation at 28 C.F.R. Part 35, to the extent that such requirements are applicable to a pre-existing facility.**

**I. Action Steps:**

**By December 31, 2009, the District will:**

- A) Make alterations at the Berlin Elementary School (the “School”) to the designated accessible restroom consistent with Appendix A, using the Uniform Federal Accessibility Standards (UFAS), Americans with Disabilities Act Accessibility Guidelines (ADAAG) or equivalent standards; and**

**B) With respect to the exterior accessible route and accessible entrance at the School, the District shall modify and designate the entrance at the north side of the School as the accessible entrance; to ensure that each service, program, or activity offered at the School, when viewed in its entirety, is accessible to and useable by individuals with disabilities. The District shall further ensure that the exterior route to the accessible entrance meets applicable standards for a pre-existing facility and shall further install directional signage indicating the exterior accessible route from the main entrance to the designated accessible entrance.**

**II. Reporting Requirements:**

The action steps set forth in paragraph (I) of this Agreement shall be completed by December 31, 2009. Not later than January 15, 2010, the District will provide OCR with documentation confirming completion of all such alterations (e.g., copies of paid invoices, photographs).

**APPENDIX A**

Building Component	Designated Accessible Restroom (First Floor)
Accessibility Issues	<ul style="list-style-type: none"> <li>• No rear grab bar [ADAAG 4.16.4; Fig. 29]</li> <li>• Placement of side grab bar:               <ul style="list-style-type: none"> <li>- Space between wall and side grab bar is 1.75" [ADAAG 4.16.4; 4.26.2 – must be 1.5"]</li> <li>-Height is 26" [ADAAG 4.16.4; Fig. 29 – must be 33-36"]</li> <li>-Length is 24.5" [ADAAG 4.16.4; Fig. 29 – minimum 42"]</li> <li>-Distance from rear wall is 16" [ADAAG 4.16.4; Fig. 29 – maximum 12"]</li> </ul> </li> <li>• Pipes not insulated or otherwise configured to protect against contact [ADAAG 4.19.4]</li> <li>• Height of lower edge of mirror is 50" [ADAAG 4.19.6 – maximum 40"]</li> <li>• Height of paper towel dispenser is 48" [ADAAG 4.22.7; 4.27.3; 4.2.5; Fig. 5(b) – maximum high forward reach is 44" when obstruction projects 20-25"]</li> <li>• Sign mounted on door [ADAAG 4.30.6 – must be mounted on latch side of door, 60" above floor]</li> <li>• No international symbol of accessibility [ADAAG 4.30.7; 4.1.2(7)(d)]</li> </ul>

11/17/2009 Meeting of the Board of Education of the Berlin Central School District, held at the Berlin Middle School/High School

**A meeting was established for 6:30 PM on Tuesday, November 24 at the Berlin Elementary School for Executive Session on Negotiations.**

**The meeting was adjourned at 11:14 PM on motion of Jeff Paine, second by Liz Miller.**

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**Mary M. Grant, District Clerk**