

MINUTES OF THE BOARD OF EDUCATION MEETING
May 10, 2021

MEMBERS PRESENT	MEMBERS ABSENT	ADMINISTRATION PRESENT
Dr. Archer		Dr. Smith, Superintendent
Dr. Corcoran		Mr. Decker, School Business Administrator
Mrs. DeForest		Mr. Reyes, Assistant Superintendent
Mr. Gross		Mr. Franz, Assistant Superintendent
Mrs. James Murad		
Mr. Leach		
Mrs. Rhodes		
Mrs. Rivera-Ortiz		
Max MiMaroglu		

Mrs. Rhodes called the meeting to order at 8:19 p.m.

Red Ram Recognition

Mrs. Rhodes recognized Mrs. Ames, teacher, and the students in the Learning Pad at Tecumseh Elementary for their work to host the 7th annual lemonade stand which raised over \$2,000 for the CNY Chapter of the Autism Society and ARISE. Mr. Clinton and the JD Middle School Lacrosse team were recognized for their work to clean the community on Earth Day. Mrs. Rhodes also congratulated Mr. Lang and the Code Rams Club for participating in the Lockheed Martin competition in which they placed fourth in the world. Additionally, Mrs. Rhodes shared information on the High School being recognized in US World and News Report as one of the best schools in the nation and tops in the Syracuse area. She recognized the teachers and students for this honor. Lastly, Mrs. Rhodes acknowledged Teacher Appreciation Week and Mental Health Awareness Month and thanked the teachers, staff, and counselors for all they do.

Community Comment Time

There were no comments.

Approve Minutes of April 19, 2021 Board Meeting

Dr. Corcoran moved and Mrs. James Murad seconded the approval the Minutes of the Board of Education meeting of April 19, 2021.

Motion carried. (8-0-0).

Superintendent's Personnel Recommendations

INSTRUCTIONAL

Mrs. DeForest moved and Mr. Gross seconded the approval of the Superintendent's Personnel Recommendations as follows:

Name and position	Location	Type of Leave	Effective
Tana Pusey Teaching Assistant	Moses DeWitt	Unpaid	4/8/21-6/30/21

Sarah Babbles Math Teacher	Middle School	FMLA	5/11/21 – 6/2/21
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Change in Status or Request for Leave

Name and position	Location	Change	Effective
Kimberly Lewis K-6 Classroom Teacher	Moses DeWitt	FMLA	5/4/21-6/30/21

NONINSTRUCTIONAL

Appointments

Name and position	Location	Salary	Effective
Jake DeRutte Substitute Custodian	Custodial Dept.	\$12.50/hr.	5/11/21

Lisa Howe Confidential Secretary to Asst. Superintendents Probationary Appointment New Position - replacing Registrar position Replacing J. Chiodo	District Office	\$18.75/hr.	5/17/21
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Darryl Jones F/T Groundskeeper Probationary Appointment New Position – Increased to Full-Time Replacing G. Grenga	Maintenance	\$17.13/hr	5/11/21
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Martin Roth. Substitute Bus Attendant	Transportation	\$13.30/hr.	5/11/21
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Resignation

Name and position	Location	Effective
Lisa Howe Accounts Payable Clerk	District Office	5/16/21

Bonnie Sukert Teacher Aide	Tecumseh	6/30/21
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Motion carried (6-2-0). Mrs. Rivera-Ortiz and Mrs. Rhodes opposed.

**Approve Resolution to Accept
Contractors' Withdrawal of Bids**

Mrs. James Murad moved and Mr. Gross seconded the approval of the following resolution to accept contractors' withdrawal of bids.

Motion carried (8-0-0).

**Approve Resolution to Reject a
Non-Conforming Bid**

Dr. Corcoran moved and Mrs. DeForest seconded the approval of the following resolution to reject a non-conforming bid.

Motion carried (8-0-0).

Approve Resolution to Award Contracts

Mr. Gross moved and Mrs. James Murad seconded the approval of the following resolution to award contracts.

Motion carried (8-0-0).

**Approve Resolution to Grant Superintendent Ability
To Sign Letter of Intent for Awarded Contractors**

Dr. Corcoran moved and Mrs. DeForest seconded the approval of a resolution to grant the Superintendent ability to sign letter of intent for awarded contractors:

**RESOLUTION OF THE BOARD OF EDUCATION
OF THE JAMESVILLE-DEWITT CENTRAL SCHOOL DISTRICT RE:
JAMESVILLE-DEWITT CSD – 2020 CAPITAL PROJECT CONTRACT AWARDS**

WHEREAS, the Board of Education of the Jamesville-DeWitt Central School District (the “District”) sought bids for the Jamesville-DeWitt CSD – 2020 Capital Project (the “Project”), which consists of multiple prime contracts; and

WHEREAS, the bids were received on April 29, 2021 at 3:00 p.m. and publicly opened; and

WHEREAS, after bids were publicly opened, Paul F. Vitale, Inc. and Erie Mechanical Contractors, Inc. made requests to the District to withdraw their respective bids due to mathematical or clerical errors contained therein; and

WHEREAS, Hueber-Breuer Construction Co., Inc. submitted a nonresponsive bid in that it failed to provide a bid for all alternates as required by the Bidding Documents.

NOW, THEREFORE, BE IT RESOLVED that, upon the recommendation of the Superintendent of Schools, and with the recommendation of the Construction Manager and Architect

for the Project, the Board of Education hereby accepts the withdrawal of the bids submitted by Paul F. Vitale, Inc. and Erie Mechanical Contractors, Inc.; and

BE IT FURTHER RESOLVED, that, upon the recommendation of the Superintendent of Schools, and with the recommendation of the Construction Manager and Architect for the Project, the Board of Education hereby rejects the bid of Hueber-Breuer Construction Co., Inc. on the grounds that it is nonresponsive to the requirements of the Bidding Documents; and

BE IT FURTHER RESOLVED, that, upon the recommendation of the Superintendent of Schools, and with the recommendation of the Construction Manager and Architect for the Project, the Board of Education hereby accepts and approves for contract award the bids for the Project from the following lowest responsive and responsible bidders:

1. Site Construction Contract (SC-1) for the Base Bid and Alternates SC-06 and SC-18 in the total amount of \$1,458,582 to Cunningham Excavation, Inc.;
2. General Construction Contract for the Base Bid and Alternates GC-02, GC-03, GC-04, GC-05, GC-08, GC-12, GC-13, GC-16, and GC-19 in the total amount of \$11,010,000 to MCK Building Associates, Inc.;
3. Mechanical Construction Contract for the Base Bid and Alternates MC-01, MC-02B, MC-03, MC-04, MC-05, MC-07, MC-08, and MC-13 in the total amount of \$5,765,000 to Crosby Brownlie, Inc.;
4. Plumbing Construction Contract for the Base Bid and Alternates PC-02, PC-03, and PC-04 in the total amount of \$986,700 to Bellucci Enterprises, Inc.;
5. Electrical Construction Contract for the Base Bid and Alternates EC-01, EC-02, EC-03, EC-04, EC-05, EC-06, EC-12, and EC-13 in the total amount of \$2,381,000 to Ridley Electric, Inc.; and

BE IT FURTHER RESOLVED, that the Board of Education hereby authorizes the Superintendent of Schools to execute and forward Notices of Intent to Award Contract to each of the above-listed contractors in the amounts set forth above; and

BE IT FURTHER RESOLVED, the Board of Education hereby authorizes the Board President to execute individual construction contracts, subject to review and approval by the District's

legal counsel, between the District and each of the above-listed contractors in the amounts set forth above.

BE IT FURTHER RESOLVED, that the Superintendent of Schools, or his designee, is authorized and empowered to take all necessary or appropriate actions in order to further the purpose of this resolution.

Motion carried (8-0-0).

**Approve Resolution to for the Board to Grant Superintendent
The Authority to Approve All Change Orders of \$50,000 and below**

Mrs. DeForest moved and Mr. Gross seconded the approval of the following resolution to grant the Superintendent authority to approve all change orders of \$50,000 and below:

**RESOLUTION OF THE BOARD OF EDUCATION
OF THE JAMESVILLE-DEWITT CENTRAL SCHOOL DISTRICT RE:
JAMESVILLE-DEWITT CSD – 2020 CAPITAL PROJECT CHANGE ORDER APPROVAL
AND AUTHORIZATION PROCESS**

WHEREAS, the Board of Education of the Jamesville-DeWitt Central School District (the “District”) is undertaking the process of implementing the Jamesville-DeWitt CSD – 2020 Capital Project (the “Project”); and

WHEREAS, the Board of Education is desirous of facilitating the timeliness and efficiency of the work associated with the Project and recognizes the occasional need to approve changes in the work of the Project as it is under construction.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education hereby authorizes the Superintendent of Schools and, in his absence, the Board President, to approve change orders and construction change directives for the Project as follows:

1. Change orders or construction change directives that result in a net decrease, or no change, in the Contract sum may be authorized and signed by the Superintendent;
2. Change orders and construction change directives that result in a net increase in the Contract Sum of \$50,000 or less may be authorized and signed by the Superintendent;

3. Change orders of construction change directives that result in a net increase of more than \$50,000 shall require the approval by the Board of Education; and

BE IT FURTHER RESOLVED that the Superintendent of Schools shall report as an information item the change orders and construction change directives that he has authorized in accordance with this Resolution to the Board of Education at its next regularly scheduled Board meeting.

Motion carried (8-0-0).

Approve Inspectors of Election

Mr. Gross moved and Dr. Corcoran seconded the approval of the list of Inspectors of Election for the Budget Vote and Board of Education election on May 18, 2021. (See Supplemental Minutes).

Motion carried. (8-0-0).

Jamesville-Dewitt Board of Education Governance Handbook - First Reading

The following items for the Jamesville-DeWitt Board of Education Governance Handbook were reviewed for a first reading: (See Supplemental Minutes)

Section IV – Communications

- B. Requesting Information about a Non-Agenda Item

Section V – Team Development

- B. Professional Development for the Board

Section VIII – Appendices

1. Calendar Framework

Jamesville-Dewitt Board of Education Governance Handbook – Second Reading

The following items for the Jamesville-DeWitt Board of Education Governance Handbook were reviewed for a second reading: (See Supplemental Minutes)

Section III – [Board Meetings](#)

- A. Board Meeting Ground Rules
- B. Agenda Planning
 - Appendix B: Board Meeting Agenda Template
- C. Red Ram Recognition
- D. Adding an Item to a Board Meeting Agenda
- E. Preparing for Meetings
- F. Requesting Information about an Agenda Item

H. Participating in Discussion, Debate and Voting

Potential Consideration for Future Meetings

Dr. Smith updated the Board on the District Safety Team, School Resource Officer MOU and the Code of Conduct. He said that Mr. Franz is currently working on updating and revising the Code of Conduct. He said the Committee is working through the end of May with an expected first draft to be completed by June 1st, a public hearing to be held on June 7th and then return to the committee for reflection and comments. He expects the Code of Conduct to come to the Board for adoption on June 21st. Dr. Smith said the Safety Team has met twice and will continue to work through the month of May. Mr. Franz is working on the SRO MOU and that the MOU will be an appendix to the Safety Plan. Dr. Smith updated the Board with a timeline for the Safety Plan.

Max asked about restorative justice and if we would be bringing in outside help to draft that piece and Mr. Franz responded that the district will utilize assistance for implementation.

Discussion JUUL Multi-District Litigation

Dr. Smith read a letter provided by district's counsel regarding an opportunity to join a lawsuit involving school districts against JUUL Labs, Inc. and affiliated companies (See Supplemental Minutes). Dr. Smith said there is no financial commitment to the District. This item will be brought back at the next meeting for a vote.

Assistant Superintendent's Report

Mr. Franz shared the 30 Week Impact Report, which included focus areas, data points, measurements and responses (See Supplemental Minutes).

Mrs. Rhodes asked if are plans to involve parents and clinicians in implementation of the BIMAS tool and Mr. Franz responded that the students at the Middle School and High School were the next step and there are plans to involve parents. He said there have not been many conversations surrounding clinicians.

Mr. Franz shared with the Board that at the April Board of Regents meeting, the framework for Diversity, Equity, and Inclusion was introduced and will be adopted in May. He reported that are clear elements proposed such as establishing a district DEI committee and adopting a culturally responsive sustaining education framework. Mr. Franz said that through our Strategic Plan, we have begun the work on many different components of the Board of Regents initiative.

Mrs. Rhodes asked how climate surveys fit in and Mr. Franz responded we are looking at several different options for climate surveys and that Mr. Reyes is looking to find the most appropriate survey to administer at the end of this year.

Mrs. Rivera-Ortiz asked if there has been any guidance from the state as to which tool we can use since it was a requirement of ESSA. Mr. Reyes responded that the state was specifically looking at one survey but the pilot has fizzled out. We have had several discussions with the ThoughtExchange to look at a template that will prioritize feedback from students.

Superintendent's Report

Dr. Smith circled back to the Red Ram Recognition of the High School ranking in US News and World Report. He said the ranking measures many areas such as college readiness, AP exams, Math and Reading proficiency and graduation rates. He said that this data is from 2018-19 and that while we know we have much work to be done so that all students have the same opportunities, this award reflects the work of all students, staff, and families across the district. He congratulated everyone associated with Jamesville-DeWitt for this honor. Dr. Smith reported that additional in-person instruction resumed to five days a week on May 3rd for all elementary students. He said the transition was smooth and everyone was excited to be back to full instruction. Dr. Smith also said there will be one more opportunity for families to return to in-person instruction on May 24th. Dr. Smith updated the Board on the Budget Vote location, which has been changed to inside the high school gym, which will allow for more space, a single flow of foot traffic, and the opportunity for the art show to take place. Dr. Smith reminded the Board to RSVP for the CNYSBA annual dinner by May 19th. Lastly, Dr. Smith updated the Board on end of year activities such as graduation, prom and senior ball.

Board President's Report

Mrs. Rhodes reminded everyone to vote in the election and said details are on the website. Mrs. Rhodes spoke about the Board of Regents and the important points around the value of the work of DEI. She encouraged the Policy Committee to look at the DEI policy again to make sure we have done the work that the Board of Regents is asking us to do.

Community Comment Time #2

There were no comments.

Unfinished and Continuing Business

Dr. Corcoran thanked all the Board members who donated to the Scholarship Fund for graduating seniors. She said she was able to send \$300 to Diane Ennis for scholarship awards.

Mrs. Rhodes thanked Dr. Corcoran for coordinating this.

9:39 p.m., Dr. Corcoran moved and Dr. Archer seconded the motion to adjourn the meeting to Executive Session to discuss the medical history of an employee.

Motion carried (8-0-0).

At 10:24p.m., Dr. Corcoran and Dr. Archer seconded the adjournment of Executive Session.

Motion carried (8-0-0).

Approve Resolution to Direct Employee to Attend Medical Examination and Evaluation

Mr. Gross moved and Dr. Corcoran seconded the approval of the following resolution:

RESOLUTION
Medical Examination Pursuant to NYS Education Law Section 913

At a regular meeting of the Board of Education of the Jamesville-DeWitt School District held via Zoom, on May 10, 2021, at 7:00 p.m.

The meeting was called to order by President Wendy Rhodes and, upon, roll being called, the following were:

Present: Wendy Rhodes, Lori DeForest, Sharon Archer, Juanita Rivera-Ortiz, Dana Corcoran, David Leach, Joe Gross, Renee James Murad.

Absent: none

Upon the recommendation of Peter C. Smith, Superintendent of Schools, the following resolution was offered by Mr. Gross, who moved its adoption, and seconded by Dr. Corcoran, to wit:

WHEREAS, it is the duty of the Board of Education (the “Board”) to employ only such individuals as are physically and mentally qualified to perform the duties associated with their positions; and

WHEREAS, Section 913 of the NYS Education Law provides in relevant part that “[T]he board of education or trustees of any school district... shall be empowered to require any person employed by the board of education... to submit to a medical examination by a physician or other health care provider of his or her choice... in order to determine the physical or mental capacity of such person to perform his or her duties”; and

WHEREAS, pursuant to Section 913 of the NYS Education Law, in order to safeguard the health of children attending public schools, the Board has the authority to require District employees to submit to a medical examination by a school medical examiner designated by the Board in order to determine whether such employee possesses the physical or mental capacity to perform the duties associated with his or her position; and

WHEREAS, the Superintendent of Schools made a recommendation to the Board of Education in executive session at the regularly scheduled Board meeting this evening, May 10, 2021, that a certain District employee, who shall be identified here as Employee, be required to undergo an examination and evaluation pursuant to NYS Education Law Section 913; and

WHEREAS, the Board has determined that Dr. Digant Nanavati, whose office is located at 182 Intrepid Ln, Syracuse, NY 13205, should act as school medical examiner for the purposes of NYS Education Law Section 913.

NOW, THEREFORE, IT IS RESOLVED AS FOLLOWS:

1. Dr. Digant Nanavati, with an office located at 182 Intrepid Lane, Syracuse, NY 13205, is hereby designated as school medical examiner for purposes of NYS Education Law Section 913.

2. The Superintendent of Schools is hereby authorized and directed to order Employee to report to Dr. Nanavati for examination on such date as Dr. Nanavati shall designate, provided that the day and time for the examination is scheduled to take place during the employee's regular work day.
3. The Superintendent of Schools is further authorized to order Employee to provide Dr. Nanavati with properly completed and signed medical authorizations that comply with the requirements of the Health Insurance Portability and Accountability Act of 1996 (HIPAA) in sufficient quantity to enable Dr. Nanavati to obtain all records of prior medical care, treatment, and evaluation of Employee by physicians and other medical care providers within the last ten (10) years.
4. The Superintendent of Schools is further authorized to order Employee to report to such other physicians or agencies as Dr. Nanavati may direct.
5. The results of Dr. Nanavati's examination and all further examinations required or requested by Dr. Nanavati are to be forwarded to the Superintendent of Schools.
6. The Superintendent of Schools is directed to forward a letter to Employee together with a certified copy of this resolution, advising Employee of the scheduled date of the examination, directing Employee to report to Dr. Nanavati's office for the examination and evaluation, and directing Employee to report to such other physicians or agencies as Dr. Nanavati may direct.
7. This resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on a roll call, which resulted as follows:

Wendy Rhodes..... voting yes
 Lori DeForest.....voting yes
 Sharon Archer.....voting yes
 Dana Corcoran.....voting yes
 Joe Gross.....voting yes
 David Leach.....voting yes
 Renee James Murad.....voting yes
 Juanita Rivera-Ortiz.....voting yes

The resolution was thereupon declared duly adopted.

At 10:26 p.m., Dr. Archer moved and Mrs. Rivera-Ortiz seconded the adjournment of the meeting.

Motion carried (8-0-0).

Respectfully submitted,

Timothy Decker
 Clerk of the Board

BOARD APPROVED: 5/24/21