

**THE ENLARGED CITY SCHOOL DISTRICT OF TROY, NY**

**BOARD OF EDUCATION**

**Meeting Minutes**

Date of Meeting: December 2, 2009  
Type of Meeting: Board of Education  
Location: Doyle Middle School  
Time: 6:00 pm - Executive Session  
7:00 pm - Public Meeting

**I. MEETING CALLED TO ORDER**

At approximately, 6:00 pm, Mr. Mayo opened the meeting with the Pledge of Allegiance.

**II. ROLL CALL**

Members Present: Mr. Mayo, President  
Mrs. Wager-Rounds, Vice President  
Mrs. Adams  
Mrs. Clinton  
Mrs. Harvin  
Mrs. Marro-Giroux  
Mr. Schofield  
Mrs. Scully  
Mrs. Walsh

Members Absent: None.

Also Present: Mr. Atiba-Weza, Superintendent  
Mr. Hopke, Director of Management Services  
Ms. O'Neill, School Business Administrator  
Ms. Culligan, Human Resources Coordinator  
Mr. McCarthy, School Attorney

**III. EXECUTIVE SESSION**

At approximately 6:05 pm Mr. Mayo made a motion to enter into Executive Session for the purpose of discussing personnel matters. This was seconded by Mr. Schofield and the vote carried: 9– 0. Mr. McCarthy also attended the Executive Session.

#### IV. MOVE TO PUBLIC MEETING

At approximately 7:05 pm, the members of the Board of Education reconvened into a Public Session.

#### V. SUPERINTENDENT'S REPORT (oral)

- 2009/10 District Goals were presented to the BOE and were distributed to the the public.
- District Spelling Bee was held at DMS on November 3, 2009.
- THS teacher Laura Tedesco was recognized for having achieved national teaching certification.
- Carroll Hill School was invited to apply for National Blue Ribbon School honor.

#### VI. BOARD OF EDUCATION COMMITTEE REPORTS

1. Education Committee – Mary Marro-Giroux reported on the November 4th meeting where Anne Betters reported on Business/Vo Tech/Family & Consumer Sciences programs in District.
2. Policy and Planning Committee – Mary Ellen Adams, Chair, reported on the November 17th meeting. The following policies were reviewed at this meeting: distribution of materials by outside agencies, district credit cards policy update, unexpired term fulfillment of board members and discussion of an anti-bullying policy. District goals were discussed and will be presented by the Superintendent at tonight's meeting.
3. Finance Committee – Stephanie Scully, Chair, reported on the November 24<sup>th</sup> meeting. There was nothing unusual to report. The current budget process was discussed. The Board is considering creative alternatives to saving money.
4. Facilities Committee - Anne Wager-Rounds, Chair, reported on special meeting of November 10<sup>th</sup> regarding update of state-aid available for the Capital Project. At the November 24<sup>th</sup> meeting the estimate of the Capital Project was reduced to \$56.675 million and 93 percent aid able, resulting in a minimal tax impact. A detailed breakdown of each item was reviewed.

#### VII. PUBLIC INPUT ON AGENDA AND NON-AGENDA ITEMS

The Board of Education encourages public input at our Board meetings. Persons wishing to speak should identify themselves and the topic they wish to address. Individuals should limit their comments to five minutes in length. Verbal attacks on individual Board and/or staff members will not be tolerated at Board meetings. The Board will not respond to questions during our meeting, however, individual Board Members and Administration will answer your questions and/or concerns at the end of our meeting or during the appropriate committee meeting.

- THS parent raised concerns regarding escalating fighting at the high school.
- Mark Walsh (TTA President and Taxpayer) - Mr. Walsh congratulated Laura Tedesco and encouraged more teachers to pursue national board certification.

VIII. APPROVAL OF MINUTES

BE IT RESOLVED, that the Board of Education, hereby approves the following minutes:

A. Board Meetings

- 1. Board of Education - November 4, 2009
- 2. Board of Education - November 17, 2009

B. Committee Meetings

- 1. Education Committee - November 4, 2009
- 2. Policy and Planning Committee - November 17, 2009
- 3. Finance Committee - November 24, 2009
- 4. Facilities Committee - November 10, 2009
- 5. Facilities Committee - November 24, 2009

Motion: Mr. Mayo  
 Second: Mr. Schofield  
 Abstain: Mrs. Harvin (Committee Minutes #3, #4, #5)  
 Carried: 9 - 0

IX. SUPERINTENDENT'S RECOMMENDATIONS

A. Staff Matters - Unclassified

BE IT RESOLVED, that the Board of Education of the Enlarged City School District of Troy, NY, hereby accepts the recommendation of the Superintendent to approve the following unclassified personnel actions:

Items 1 through 8 were acted on as a Consent Agenda:

Motion to Consent: Mr. Mayo  
 Second to Consent: Mr. Schofield  
 Motion to Carry: Mr. Mayo  
 Second to Consent: Mrs. Adams  
 Carried: 9 - 0

1. Unclassified Employee - Temporary Appointments

<u>NAME</u>	<u>POSITION TITLE</u>	<u>% SERVICE</u>	<u>ASSIGNMENT</u>	<u>EFFECTIVE DATES</u>	<u>CERTIFICATION STATUS</u>	<u>SALARY RATE</u>
Julianna Giacone	Pre-K Facilitator	100%	District			
	(correction to salary, BOE Agenda 6/17/09, page 7/1/09 - 6/30/10				Early Child B-2.	\$45,400.00
Frances Hyde	Elementary	100%	School 16	Initial		
(for J. Kapila)				11/9/09 - until further notice	Nursery - 6 Perm	\$42,500 (S-1, Col E) (prorated)

2. Unclassified Employee - Tenure Appointments

<u>NAME</u>	<u>TENURE AREA</u>	<u>% SERVICE</u>	<u>EFFECT DATE</u>	<u>CERTIFICATION STATUS</u>
Diane DiClementi	Mathematics	100%	12/8/2009	Mathematics, Initial

3. Unclassified Employee - 2009-10 Student Interns/Tutors

<u>NAME</u>	<u>COLLEGE</u>	<u>POSITION TITLE</u>	<u>ASSIGNMENT</u>	<u>SUPERVISOR</u>
Katelyn Romell	SUNY at Albany	Elementary		
Sarah Gecha	SUNY at Albany	Elementary	School 2	Jeffrey Shanno
Brandi Hallenbeck	College of St. Rose	School Counselor	School 12	Elizabeth O'Connor
Anna Smith	Marist College	School Psychology	School 12	Holly Toteno
Ashley Fragoso	SUNY at Albany	Elementary	School 12	Holly Toteno
Christine Groat	SUNY at Albany	Elementary	School 14	Julie Safranko
Kathleen Ferrara	SUNY at Albany	Elementary	School 16	Susan Delaney
Stephanie Moryl	ARC	Transition Coord	School 18	Jean Shaver
Nowell Closser	RPI	Volunteer Tutor	THS	Kileen Vayo
Sylvia Forrest	RPI	Volunteer Tutor	School 14	Karen Cloutier
Rebecca Hauser	RPI	Volunteer Tutor	School 14	Karen Cloutier
Jacob Katz	RPI	Volunteer Tutor	School 14	Karen Cloutier
Andrew Neidhardt	RPI	Volunteer Tutor	School 14	Karen Cloutier
Gerald Pinchinat	RPI	Volunteer Tutor	School 14	Karen Cloutier
Neill Raper	RPI	Volunteer Tutor	School 14	Karen Cloutier
Brian Schenk	RPI	Volunteer Tutor	School 14	Karen Cloutier
			School 14	Karen Cloutier

4. Unclassified Employee - 2009-10 21st Century Program

<u>NAME</u>	<u>POSITION TITLE</u>	<u>ASSIGNMENT</u>	<u>SALARY RATE</u>
Deniece Clancy	Substitute Teacher		
Jenelle Morelli	Substitute Teaching Assistant	School 12	\$30.00/hr @ 2.5 hrs/day, 4 days/wk)
		DMS	\$25.00/hr @2.5 hrs/day, 4 days/wk)

5. Unclassified Employee - 2009-10 Odyssey of the Mind

<u>NAME</u>	<u>POSITION TITLE</u>	<u>ASSIGNMENT</u>	<u>SALARY RATE</u>
Margaret Mulligan	Advisor K - Grade 2		
		CHS	\$29.00/hr @ 1.5 hrs/day, 2-3 days/wk)

6. Unclassified Employee - 2009-10 Winter Sport Appointments

<u>NAME</u>	<u>POSITION TITLE</u>
Jacob VanRyn	BOYS BASKETBALL Volunteer Coach

7. Unclassified Employee - 2009-10 Substitutes

<u>TEACHERS CERTIFIED (\$100.00 per day)</u>	
Alyssa Pergolino	Mathematics
<u>TEACHERS UNCERTIFIED (\$90.00 per day)</u>	
Justin Belleville	Guidance & Counseling

TEACHING ASSISTANT (\$12.00 per hour)

Tammy Anderson                      Eileen Catlin

TEACHERS UNCERTIFIED (\$105.00 per day)    Eryn Hockler

Michael Baker                      Social Work

8. Transfers

<u>NAME</u>	<u>POSITION TITLE</u>	<u>FROM</u>	<u>POSITION TITLE</u>	<u>TO</u>
Karen Dominguez	Teaching Assistant	CHS	Teaching Assistant	14
Donita Randolph	Teaching Assistant	1	Teaching Assistant	THS

B. Staff Matters - Classified                      (Reviewed by Mr. Hopke)

BE IT RESOLVED, that the Board of Education of the Enlarged City School District of Troy, NY, hereby accepts the recommendation of the Superintendent to approve the following classified personnel actions:

Items 1 through 3 were acted on as a Consent Agenda:

Motion to Consent:	Mr. Mayo
Second to Consent:	Mrs. Rounds
Motion to Carry:	Mr. Mayo
Second to Carry:	Mrs. Adams
Carried:	9 - 0

1. Classified Employee - 2009-10 Elementary Extended School Day Program

<u>NAME</u>	<u>POSITION TITLE</u>	<u>ASSIGNMENT</u>	<u>SALARY RATE</u>
Linda Kraus	School Nurse	School 2	\$22.41 per hr. @ 1.5 hrs./day, 2-3 days/wk)

2. Classified Employee - 2009-10 Student Interns/Tutors

<u>NAME</u>	<u>COLLEGE</u>	<u>POSITION TITLE</u>	<u>ASSIGNMENT</u>	<u>SUPERVISOR</u>
Ashley Smith	Utica College	Physical Therapist	Elementary	Michelle Gladd

3. Classified Employee - 2009-10 School Volunteers

<u>NAME</u>	<u>ASSIGNMENT</u>	<u>NAME</u>	<u>ASSIGNMENT</u>	<u>NAME</u>	<u>ASSIGN.</u>
Kertice Arnold	School 2	Carie Kovalsky	School 2	David Davis	School 14
Jessica Escobales	School 2	Colleen Palmer	School 2	Beth Sirianni	School 14
Margaret Harvey	School 2	Katrina Rivera	School 2		

X. SUPERINTENDENT'S RECOMMENDATIONS - PROGRAMS

BE IT RESOLVED, that the Board of Education of the Enlarged City School District of Troy, NY, hereby accepts the recommendation of the Superintendent to approve the following special education placements:

Items 1 through 4 were acted on as a Consent Agenda:

Motion to Consent:	Mr. Mayo
Second to Consent:	Mr. Schofield
Motion to Carry:	Mr. Mayo
Second to Carry:	Mr. Schofield
Carried:	9 - 0

1. Committee on Pre-School Special Education Placements

Early Intervention Transition

997825  
997843  
998389

Initial Eligibility Determination

997783	998076	997838		
997809	998129	997975	998137	998042
			998348	

2. Committee on Special Education Placements

Initial Eligibility Determination

111031      993772  
990163      994456  
992102  
992812  
993023

Initial Meeting

913639

Program Review

186704	990596	950187
583098	991447	987618
742467	994043	

Requested Review

994365      994956  
994376      998055  
994462

Requested Review Transfer

455802	998109	998197
988772	998120	
992796	998134	
997762	998149	
998078	998180	

Reevaluation Transfer Student

348170	998128	997722
991832	998138	998127
993224	998196	

3. Special Education Contracts (Addendum I)

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, approves the following contracts for services:

- (a) Crossroads Centers for Children, Inc.
- (b) Center for Children & Families: A Bancroft NeuroHealth Program
- (c) Northeast Parent and Child Society (two contracts - one per student)
- (d) Parsons Child and Family Center
- (e) Wildwood School

4. Professional Development - Contracts for Workshops (Addendum II)

(a) Contract with Philip R. Fusco

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, approves a contract with Philip R. Fusco for "Culture of Excellence" interactive workshop at School 18 on February 3, 2010 in the amount of \$1,000.

(b) Contract with Tinsley Institute

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, approves a contract with Tinsley Institute for "Pyramid Model of Positive Behavior Support" workshop on November 18, 2009 in the amount of \$300.

XI. SUPERINTENDENT'S RECOMMENDATIONS - BUSINESS FINANCE

Items 1 through 5 were acted on as a Consent Agenda:

Motion to Consent:	Mr. Mayo
Second to Consent:	Mr. Schofield
Motion to Carry:	Mr. Mayo
Second to Carry:	Mrs. Rounds
Carried:	9 - 0

1. Financial Reports (Addendum III)

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, hereby approves the following financial reports:

- (a) Budget Transfers (October 2009)
- (b) Cash Flow (through 2/28/10)
- (c) Treasurer's Report (October 2009)

- (d) Budget Status Reports (ending 10/31/09)
- (e) Internal Claims Auditor Report (October 2009)

2. Appointment of Deputy Treasurer

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, hereby approve the appointment of Mary O'Neill as Deputy Treasurer.

3. Participation in NYSMEC

WHEREAS, article 5-G of the New York State General Municipal Law authorizes municipal corporations to enter into cooperative agreements for the performance or exercise of services, functions, powers or activities on a cooperative or contract basis among themselves or one for the other,

WHEREAS, Section 119-n of the General Municipal Law defines the term "municipal corporation" for the purposes of Article 5-G as a county outside of the city of New York, a city, a town, a village, a board of cooperative educational services, a fire district or a school district;

WHEREAS, this Board wishes for this municipal corporation to become or remain a participant pursuant to the Municipal Cooperation Agreement for Energy Purchasing Services dated the 1<sup>st</sup> day of May, 2005 (the "Agreement"), among the municipal corporations collectively identified as the New York School and Municipal Energy Consortium ("NYMEC") upon the terms of the Agreement and further wishes to authorize participation as an energy consumer for natural gas and/or electricity as specified below.

NOW THEREFORE, BE IT RESOLVED, that the Board hereby determines that it is in the interests of the Troy School District (hereinafter "Participant") to participate in the NYSMEC, authorizes and directs the Superintendent to sign the Agreement and/or the Billing Schedule for natural gas and electricity pursuant to the Agreement for the term ending April 30, 2012 for all natural gas participants; and April 30, 2012 for all electric participants on its behalf and further authorizes its officers and employees to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution; and

BE IT FURTHER RESOLVED, that the Participant agrees to participate in the future municipal cooperative bids for the purchase and delivery of natural gas and/or electricity pursuant to the Agreement and subject to subsequent approval by this Board.

BE IT FURTHER RESOLVED, that the Participant authorizes the Administrative Participant (as defined in the Agreement) to prepare, advertise, disseminate and open bids and to award contracts for the purchase and delivery of natural gas and/or electricity on behalf of the Participant, subject to subsequent approval by this Board in accordance with such bid specification, to the lowest responsible bidder as is determined by the Administrative Participant or to reject any or all such bids; and

BE IT FURTHER RESOLVED, that the Participant agrees to advertise said bid as may be directed by the Administrative Participant; and

BE IT FURTHER RESOLVED, that the officers and employees of Participant are authorized to execute such other documents and take such other actions as may be necessary or appropriate to carry out the intent of this resolution.



4. Implementation of Medicaid Provider Compliance Program

Whereas, The Enlarged City School District of Troy is committed to the highest standards of ethics, honesty, and integrity and compliance with all applicable laws and regulations; and

Whereas, all members of the Board of The Enlarged City School District of Troy, the Superintendent, members of the Administration, administrative officers, members of the faculty and staff, and others representing the District are expected to adhere to the highest ethical standards in the discharge of their duties and to comply with all applicable laws and regulations; and

Whereas, a number of compliance activities and programs at The Enlarged City School District of Troy are decentralized throughout the District; and

Whereas, the Board has determined that it is in the best interest of The Enlarged City School District of Troy to provide for greater centralized assistance and oversight for compliance efforts and to formalize a comprehensive District wide compliance program to demonstrate and document the District's commitment to compliance by establishing and maintaining ethical standards, including a Code of Conduct; designating a Compliance Officer; and instituting procedures to promote compliance through education, monitoring, reporting of violations, and

Whereas, the Board believes that it is important to document the District's commitment, at the highest level of institutional governance, to an effective compliance program, as evidenced by The Enlarged City School District of Troy Compliance Program;

NOW THEREFORE BE IT RESOLVED that the Board of The Enlarged City School District of Troy, adopts the Enlarged City School District of Troy Compliance Program to evidence and affirm the District's commitment to compliance through the implementation of the Code of Conduct and the appointment of a Compliance Officer and a Board Committee of Compliance with the responsibility for overseeing, monitoring, and assuring the enforcement of the Compliance Program.

BE IT FURTHER RESOLVED that the Board hereby directs the Superintendent, the Compliance Officer, and the Committee of Compliance to implement the District's Compliance Program and to provide regular reports to the Board

5. Amendment to 403(b) Retirement Plan

WHEREAS, the Enlarged City School District of Troy ("District") maintains the Enlarged City School District of Troy 403(b) Retirement Plan ("Plan"); and

WHEREAS, the Plan was duly Amended and Restated Effective January 1, 2009 on the 24<sup>th</sup> day of June, 2009 by the District's Board of Education ("Board"); and

WHEREAS, the Board desires to restate and amend the Plan as regards section 2.1 Eligibility and section 6.6 ROTH;

NOW, THEREFORE, BE IT RESOLVED that sections 2.1 and 6.6 of the Plan are hereby restated and amended to read as follows:

2.1 Eligibility

Each Employee shall be eligible to participate in the Plan and elect to have Elective Deferrals made on his or her behalf hereunder immediately upon becoming employed by the Employer.

## 6.6 ROTH

ROTH contributions shall be allowed under the Plan. The rules of §1.401(k)-1(f)(1) and for designated Roth contributions under a qualified cash or deferred arrangement shall apply to designated Roth contributions under the Plan. Thus, a designated Roth contribution under the Plan is a section 403(b) elective deferral that is designated irrevocably by the Employee at the time of the cash or deferred election as a designated Roth contribution being made in lieu of all or a portion of the section 403(b) elective deferrals the Employee is otherwise eligible to make under the Plan. A designated Roth contribution shall be treated by the Employer as includible in the Employee's gross income at the time the Employee would have received the amount in cash if the Employee had not made the cash or deferred election (such as by treating the contributions as wages subject to applicable withholding requirements);

The Plan will allocate Roth contributions to a separate Account which shall be maintained in accordance with Treasury Regulations Section 1.401(k)-1(f)(2). Gains, losses, and other credits and charges shall be separately allocated on a reasonable and consistent basis to each Participant's Roth contribution Account and the Participant's other Accounts under the Plan.

A designated Roth contribution under the Plan must satisfy the requirements applicable to section 403(b) elective deferrals under the Plan and the requirements of Section 1.403(b)-6(d). Similarly, a designated Roth account under the Plan is subject to the rules of Code sections 401(a)(9)(A) and (B) and Section 1.403(b)-6(e). Notwithstanding section 6.1 [the eligible rollover provision], a direct rollover of a distribution from a Roth Account under the Plan will only be made to another qualified Roth contribution program described in Code section 402A or a Roth IRA described in Code section 408A, the Plan will only accept a rollover contribution to a Roth Account if it is a direct rollover from another qualified contribution program described in Code section 402A or a Roth IRA described in Code section 408A, the Plan will only make or accept a rollover contribution to a Roth Account if it is a direct rollover from another qualified contribution program described in Code section 402A, and the Plan will only make or accept a rollover if the rollover is permitted under the rules of Code section 402(c).

BE IT FURTHER RESOLVED that the Plan, as restated and amended is hereby approved and adopted.

## PART II

### XII. CAPITAL PROJECT RESOLUTIONS

Items 1 through 2 were acted on as a Consent Agenda:

Motion to Consent:	Mr. Mayo
Second to Consent:	Mr. Schofield

Discussion: Mrs. Harvin would like to see the polling sites remain the same as prior years to afford every taxpayer the right to vote in their neighborhood as stated in the following resolution.

Motion to Carry:	Mr. Mayo
Second to Carry:	Mrs. Rounds
Carried:	9 - 0

1. RESOLUTION SPECIFYING THE NECESSITY FOR THE RENOVATION, UPGRADING AND IMPROVEMENT OF SCHOOL DISTRICT BUILDINGS AND ATHLETIC FIELDS, AND ACQUISITION OF ORIGINAL FURNISHINGS, EQUIPMENT, MACHINERY OR APPARATUS REQUIRED FOR THE PURPOSE FOR WHICH SUCH RENOVATED BUILDINGS AND ATHLETIC FIELDS ARE TO BE USED, SUCH FACILITIES LOCATED IN THE CITY OF TROY, RENSSELAER COUNTY, NEW YORK.

WHEREAS, it is the judgment of the Board of Education of the Enlarged City School District of Troy, Rensselaer County, New York (the "District"), that the needs of the District require the miscellaneous interior renovations and upgrades within the Middle School and High School and renovations and upgrades to the athletic fields of the District (collectively, the "Project"), which facilities are located in the City of Troy and located within the Enlarged City School District of the City of Troy, in order for the District to continue to fully utilize said District facilities as school and related facilities; and

WHEREAS, the Board of Education of the District has been presented with a proposal for the aforesaid Project at a maximum estimated cost not to exceed **\$56,362,233.00**, the components of which are more particularly set forth in Schedule "A" annexed hereto and made part hereof; and

WHEREAS, Section 2512 of the Education Law requires that whenever in the judgment of the Board of Education a building or property, or both, are to be reconstructed, constructed or otherwise improved, such Board of Education shall prepare a Resolution specifying, in detail, the necessity therefore and the estimated cost of the funds necessary for such purposes;

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Enlarged City School District of the City of Troy, Rensselaer County, New York, as follows:

Section 1. It is determined that the Project, as more fully described in the preamble hereof and as set forth in Schedule "A", is necessary in order to (A) enhance and improve the health, safety and welfare of the students, faculty and staff of the District, and (B) enhance and improve the District's physical education and sports programs.

Section 2. It is hereby estimated that the amount of funds necessary for the aforesaid purposes are as set forth in the preamble hereof and shall not exceed the sum of \$56,362,233.00.

Section 3. This resolution shall take effect immediately.

2. BOND RESOLUTION OF THE BOARD OF EDUCATION OF THE ENLARGED CITY SCHOOL DISTRICT OF TROY AUTHORIZING NOT TO EXCEED \$56,362,233.00 AGGREGATE PRINCIPAL AMOUNT OF SERIAL GENERAL OBLIGATION BONDS TO FINANCE THE RECONSTRUCTION OF VARIOUS SCHOOL DISTRICT BUILDINGS AND ATHLETIC FIELDS AT AN ESTIMATED MAXIMUM COST OF \$56,362,233.00, LEVY OF TAX IN ANNUAL INSTALLMENTS IN PAYMENT THEREOF, THE EXPENDITURE OF SUCH SUM FOR SUCH PURPOSE, AND DETERMINING OTHER MATTERS IN CONNECTION THEREWITH.

BE IT RESOLVED BY THIS BOARD OF EDUCATION AS FOLLOWS:

Section 1. The Enlarged City School District of Troy (the "School District") shall reconstruct various District buildings and athletic fields, including site work, and acquire original furnishings, equipment, machinery or apparatus required for the purpose for which such reconstructed buildings and athletic fields are to be used at a maximum cost of \$56,362,233.00, as more particularly described in Section 3 hereof.

Section 2. The School District is hereby authorized to issue its serial general obligation bonds (the "Bonds") in the aggregate principal amount of not to exceed \$56,362,233.00 pursuant to the Local Finance Law of New York.

Section 3. The class of objects or purposes to be financed pursuant to this Resolution (the “Purpose”) is the reconstruction of various District buildings and athletic fields.

Section 4. It is hereby determined and declared that (a) the maximum cost of the Purpose, as estimated by the Board of Education, is \$56,362,233.00, (b) no money has heretofore been authorized to be applied to the payment of the cost of the Purpose, and (c) the School District plans to finance the cost of the Purpose from funds raised by the issuance of the Bonds and bond anticipation notes hereinafter referred to.

Section 5. It is hereby determined that the Purpose is one of the class of objects or purposes described in Subdivision 97 of Paragraph a of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of the Purpose is thirty (30) years.

Section 6. Subject to the provisions of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the sale of the Bonds, including renewals of such notes, is hereby delegated to the President of the Board of Education, the chief fiscal officer. Such notes shall be of such terms, form and contents, and shall be sold in such manner, as may be prescribed by said President of the Board of Education, consistent with the provisions of the Local Finance Law.

Section 7. The power to further authorize the issuance of the Bonds and bond anticipation notes and to prescribe the terms, form and contents of the Bonds and bond anticipation notes, including the consolidation with other issues and the use of substantially level or declining debt service, subject to the provisions of this Resolution and the Local Finance Law, and to sell and deliver the Bonds and bond anticipation notes, is hereby delegated to the President of the Board of Education. The President of the Board of Education is hereby authorized to sign and the District Clerk is hereby authorized to attest any Bonds and bond anticipation notes issued pursuant to this Resolution, and the District Clerk is hereby authorized to affix to such Bonds and bond anticipation notes the corporate seal of the School District.

Section 8. The faith and credit of the School District are hereby irrevocably pledged for the payment of the principal of and interest on the Bonds and bond anticipation notes as the same respectively become due and payable. An annual appropriation shall be made in each year sufficient to pay the principal of and interest on such obligations becoming due and payable in such year. There shall be levied annually on all taxable real property of the District, a tax sufficient to pay the principal of and interest on such obligations as the same become due and payable.

Section 9. This Resolution shall constitute the declaration of the School District’s “official intent” to reimburse expenditures authorized by Section 1 with proceeds of the Bonds and notes, as required by United States Treasury Regulation Section 1.150-2.

Section 10. This Resolution, when effective, shall be published in full by the District Clerk together with a notice in substantially the form prescribed by Section 81.00 of said Local Finance Law, and such publication shall be in each official newspaper of the District. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or the provisions of law which should be complied with at the date of publication of this Resolution are not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication; or if said obligations are authorized in violation of the provisions of the Constitution.

Section 11. This Resolution shall become effective immediately, the implementation of which shall be subject to and conditioned upon approval thereof by the voters of the School District at a special meeting of such voters.

3. RESOLUTION OF THE BOARD OF EDUCATION OF THE ENLARGED CITY SCHOOL DISTRICT OF TROY AUTHORIZING A PROPOSITION TO BE PRESENTED TO THE VOTERS AT A SPECIAL DISTRICT MEETING.

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE ENLARGED CITY SCHOOL DISTRICT OF TROY that a special meeting of the qualified voters of said District be and the same is hereby called to be held at the Polling Centers listed below on **Wednesday, February 10, 2010** from 10:00 a.m. until 9:00 p.m. for the purpose of voting on the following proposition:

Shall the bond resolution adopted by the Board of Education authorizing: (a) the reconstruction of various District buildings and athletic fields, including site work thereat, and the acquisition of original furnishings, equipment, machinery or apparatus required for the purpose for which such reconstructed buildings and athletic fields are to be used, at a maximum cost of \$56,362,233.00; (b) expenditure of such sum for such purpose; (c) the levy of the necessary tax therefore, to be levied and collected in annual installments in such years and in such amounts as may be determined by the Board of Education taking into account state aid and EXCEL grants received; and (d) in anticipation of the collection of such tax, the issuance of bonds and notes of the District at one time or from time to time in the principal amount not to exceed \$56,362,233.00, and the levy of a tax to pay the interest on said obligations when due be approved?

PLEASE TAKE FURTHER NOTICE, that the aforesaid Proposition shall appear on the ballot labels of the voting machines in the following abbreviated form:

Shall the bond resolution authorizing the Board of Education to reconstruct various District buildings and athletic fields, including necessary site work, and acquire original furnishings, equipment, machinery or apparatus, (the "Project") at a maximum cost of \$56,362,233.00, and providing that the cost of the Project (including the interest due on any District obligations), taking into account state aid and EXCEL grants received, be raised by a tax levy to be collected in annual installments, with District obligations to be issued in anticipation thereof, be approved?

The vote upon such proposition shall be by machine or absentee ballot. The hours during which the polls shall be kept open shall be from 10:00 a.m. to 9:00 p.m. prevailing time or for as long thereafter as necessary to enable qualified voters who are in the polling place at 9:00 p.m. to cast their ballots.

The polling centers are as follows: School 2, School 12, School 14, School 16, School 18 and Carroll Hill School

Personal registration of voters is required, either pursuant to Section 2014 of the Education Law or pursuant to Article 5 of the Election Law. Only those qualified voters who are not registered under permanent personal registration on or before the last registration day found on the original or duplicate registers or records or list furnished by the Board of Elections and have not voted at an intervening school district election, shall be required to present themselves personally for registration.

The School District Board of Registration shall meet for the purpose of preparing the register for the School District at the District Business Office - School #1, Ingalls and Sixth Avenue, Troy, New York and shall hold registration between the hours of 11:00 am and 4:00 p.m. on Wednesday, January 27, 2010 for any person who is not registered under permanent registration with the Rensselaer County Board of Elections. Any person shall be entitled to have his or her name placed on the register provided that at such meeting of the Board of Registration, he or she is known or proven to the satisfaction of the Board of Registration to be then or thereafter entitled to vote at the school meeting for which such register is prepared.

The register prepared by the Board of Registration shall be filed in the office of the District Clerk (2920 Fifth Avenue, Troy, New York) and shall be open for inspection by any qualified voter of the School District from 8:00 a.m. until 4:00 p.m. prevailing time on weekdays on each day in the two weeks prior to the vote.

Absentee ballots may be applied for at the office of the District Clerk from 8:00 a.m. until 4:00 p.m. Applications for absentee ballots must be received by the District Clerk at least seven days prior to the vote if the ballot is to be mailed to the voter, or on or prior to February 9, 2010, if the ballot is to be delivered personally to the voter. Absentee ballots must be received by the District Clerk not later than 5:00 p.m. on Wednesday, February 10, 2010. A list of all persons to whom absentee ballots have been issued will be available for public inspection during regular business hours (8:00 a.m. to 4:00 p.m.) of the District Clerk on each weekday prior to the vote. Any qualified voter may, upon examination of such list, file a written challenge of the qualifications as a voter of any person whose name appears on such list, stating the reasons for such challenge. Such written challenge will be transmitted by the Clerk to the inspectors of election on the vote date.

BE IT FURTHER RESOLVED, that the District Clerk is hereby authorized and directed to publish a notice of such meeting in two newspapers of general circulation within the District, four (4) times within the seven (7) weeks next preceding such District meeting, the first publication to be at least forty-five (45) days prior to the date of the meeting.

BE IT FURTHER RESOLVED, that this resolution takes effect immediately.

### XIII. BOARD OF EDUCATION RESOLUTIONS

#### 1. 2009/10 District Goals

The Superintendent distributed proposed goals for discussion and approval (attached). Discussion: The "safety and security" will be amended to be more specific with a special emphasis on the secondary schools. More information should be gathered as to why there is increased enrollment for the charter schools. The District goals shall be posted to the website.

BE IT RESOLVED, that the Board of Education approve the 2009/10 District Goals as amended.

Motion to Carry:	Mr. Mayo
Second to Carry:	Mr. Schofield
Carried:	9 - 0

#### 2. Amendment to Agreement - Troy Civil Service Employees Association (Addendum IV)

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, hereby authorizes the School Board President to execute a Memorandum of Agreement amending the Agreement Effective July 1, 2004 to June 30, 2009 with the Troy Civil Service Employees Association as attached in Addendum IV.

Motion to Carry:	Mr. Mayo
Second to Carry:	Mr. Schofield
Carried:	9 - 0

#### 3. Amendment to Agreement - Troy Administrators Association (Addendum V)

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, hereby authorizes the School Board President to execute a Memorandum of Agreement amending the Contract Agreement Effective July 1, 2007 to June 30, 2010 with the Troy Administrators Association as attached in Addendum V with the following additional statement:

In subsequent years if he/she wishes to switch to salary Schedule "B", he/she must notify the District by June 15 for the next school year. Once placed on Schedule "B" one may not revert back to Schedule "A".

Motion to Carry:	Mr. Mayo
Second to Carry:	Mrs. Rounds
Carried:	9 - 0

#### XIV. DISCUSSION OF FUTURE MEETINGS

##### 1. PTA/PTO Meeting Schedule (Addendum VI)

The Board of Education will make a Capital Project presentation at all PTA/PTO meetings prior to the Bond Vote on February 10, 2010.

##### 2. Board of Education Meetings

- a. December 16, 2009 - Carroll Hill School (7:00 pm)
- b. January 6, 2010 - School 14 (7:00 pm)
- c. January 20, 2010 - School 18 (7:00 pm)

##### 3. Committee Meetings

- a. Education Committee - December 2, 2009 (following BOE Mtg.)
- b. Finance Committee - December 9, 2009 (6:30 pm)
- c. Facilities Committee - December 9, 2009 (7:15 pm)
- d. Policy and Planning - December 16, 2009 (following BOE Mtg.)

#### XV. OTHER BUSINESS

##### a. District Offices Closed on Christmas Eve

BE IT RESOLVED, that the Board of Education, upon the recommendation of the Superintendent, hereby approves that District offices be closed on Christmas Eve, December 24, 2009.

Motion to Carry:	Mr. Mayo
Second to Carry:	Mrs. Rounds
Carried:	9 - 0

#### XVI. MOTION TO ADJOURN

At 8:10 pm, Mr. Mayo made a motion to adjourn the meeting. Mr. Schofield seconded the motion which carried 9 - 0.

Respectfully submitted by,

Mary Beth Bruno  
Clerk of the Board