

Work Session/Regular Board of Education Meeting

November 8, 2021

Boardroom, Community Resource Center

Due to NYSDOH COVID-19 mandates for PreK-12 Schools, please be advised that all individuals will be required to wear a mask (covering nose and mouth) and social distance as practical when attending board meetings.

Board of Education:

President, Danielle M. Mullen (2020-2023)
 Vice President, Julie Donnelley (2021-2024)
 Anika Fetzner (2021-2022)
 Charlotte L. Huebschmann (2020-2023)
 Jennifer A. Klemick (2021-2024)
 April E. Saks (2021-2022)
 Betty VanDenBosch-Warrick (2019-2022)

Superintendent:

Asst. Supt. for Admin. Svcs.:

District Clerk:

Paul J. Casseri

Patricia Grupka, Ed.D.

Marisa I. Barile

Approved Minutes 11-22-2021 BOE

OUR MISSION

We are committed to our **MISSION, ONE PURPOSE, YOUR PATHWAY, OUR PROMISE**. In order to achieve our **VISION**, Our **PURPOSE** is to ensure that when students leave Lewiston-Porter they will be ready to face the world with confidence in themselves and what they can contribute. While students are here they will be challenged to grow along their **PATHWAY** and discover their personal best because we **PROMISE** to give them our best.

CALL TO ORDER

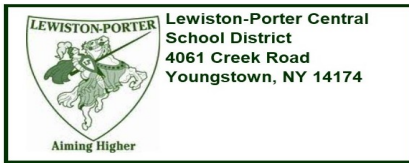
Call to Order	The Board President called the meeting to order at 6:00 pm with the Pledge of Allegiance.	Ms. Mullen
Acceptance of Agenda	RESOLVED, that the Lewiston-Porter Board of Education accept the Agenda for November 8, 2021. Motion made by Mullen, seconded by Fetzner to approve the agenda.	Approved CARRIED, 7-0

PRESENTATIONS

Presentation	Montante Solar Project Presentation	Mr. Daniel Montante
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DISCUSSION ITEMS

Discussion Items	Policy Review Committee First Reads BOCES First Reviews: <ol style="list-style-type: none"> Policy 1510, Regular Board Meetings and Rules (Quorum and Parliamentary Procedure) LP Annual Reviews: <ol style="list-style-type: none"> Policy 7350, Corporal Punishment/Emergency Interventions Policy 7680, Independent Educational Evaluation Policy 1610, Annual District Meeting and Election/Budget Vote Policy 1611, Business of the Annual District Election Policy 1620, Annual Organizational Meeting Policy 1630, Legal Qualifications of Voters at School District Meetings Policy 1640, Absentee Ballots Policy 1650, Submission of Questions and Propositions at Annual Meeting and Election and Special District Meetings 	Ms. Donnelley, Ms. Klemick, Ms. Mullen
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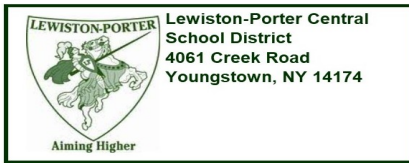


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	<p>9. Policy 4210, Lewiston-Porter District Leadership Team Organization Chart</p> <p>Second Reads Lew-Port Reviews:</p> <ol style="list-style-type: none"> 1. Policy 1410, Policy and Administrative Regulations 2. Policy 1520, Special Meetings of the Board of Education 3. Policy 1530, Minutes 4. Policy 1540, Executive Sessions <p>Claims Audit Review for October 2021</p>	<p>Dr. Grupka</p>																		
NEW BUSINESS																				
<p>Approval of Montante Solar Contract for Energy Efficiency Project</p>	<p>RESOLVED, upon the recommendation of the Assistant Superintendent for Administrative Services, that the Lewiston-Porter Board of Education approve the Montante Solar Contract for the Energy Efficiency Project.</p> <p>Motion made by Mullen, seconded by Warrick to approve NA-1.</p>	<p>NA-1 Approved CARRIED, 6-0 (Saks - Abstained)</p>																		
<p>Approval of Contractors for Phase 1B and Phase 2 of the 2021-2023 Capital Project</p>	<p>RESOLVED, upon the recommendation of the Assistant Superintendent for Administrative Services, that the Lewiston-Porter Board of Education approve the following vendors as low bidders for Phase 1B and Phase 2 of the Middle School, Intermediate Education Center, and High School 2021-2023 Capital Project.</p> <table border="0" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 60%;"></th> <th style="width: 20%; text-align: center;">Base</th> <th style="width: 20%; text-align: center;">Alternates</th> </tr> </thead> <tbody> <tr> <td>Asbestos abatement, Mark Cerrone, Inc.,</td> <td style="text-align: right;">\$ 783,855</td> <td style="text-align: right;">\$ 25,300</td> </tr> <tr> <td>HVAC, DV Brown and Associates</td> <td style="text-align: right;">\$8,065,000</td> <td style="text-align: right;">\$ 515,000</td> </tr> <tr> <td>General Trades, Allgaier Construction</td> <td style="text-align: right;">\$ 938,500</td> <td style="text-align: right;">\$ 24,500</td> </tr> <tr> <td>Plumbing, John W. Danforth</td> <td style="text-align: right;">\$ 57,888</td> <td style="text-align: right;">\$ 0</td> </tr> <tr> <td>Electrical, CIR Electrical Construction Corp.</td> <td style="text-align: right;">\$ 854,500</td> <td style="text-align: right;">\$ 19,600</td> </tr> </tbody> </table> <p>Motion made by Mullen, seconded by Fetzner to approve NA-2.</p>		Base	Alternates	Asbestos abatement, Mark Cerrone, Inc.,	\$ 783,855	\$ 25,300	HVAC, DV Brown and Associates	\$8,065,000	\$ 515,000	General Trades, Allgaier Construction	\$ 938,500	\$ 24,500	Plumbing, John W. Danforth	\$ 57,888	\$ 0	Electrical, CIR Electrical Construction Corp.	\$ 854,500	\$ 19,600	<p>NA-2 Approved CARRIED, 7-0</p>
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<p>Approval of Contracts for Testing and Monitoring Services for Phase 1B and Phase 2 for the 2021-2023 Capital Project</p>	<p>RESOLVED, upon the recommendation of the Assistant Superintendent for Administrative Services, that the Lewiston-Porter Board of Education approve the following contracts for monitoring and testing based on Request for Proposal submitted by Trautman and Associates.</p> <p>Air monitoring, ADM Environmental Services Special Inspections, Professional Service Industries, Inc (PSI) Commissioning, Building Energy Solutions</p> <p>Motion made by Mullen, seconded by Warrick to approve NA-3.</p>	<p>NA-3 Approved CARRIED, 7-0</p>																		
<p>Appointment of Dr. Mark Costanza as Health Examiner/School Physician</p>	<p>WHEREAS, the Board of Education is authorized under Section 913 of the NYS Education Law to require any person employed by the district to submit to such medical or health examinations as deemed necessary for the purpose of determining the physical or mental capacity of the employee to perform his or her duties;</p> <p>WHEREAS, the Board of Education believes it is in the best interest of both the District and its employees for such referrals to be made without the need for individual Board approval;</p>	<p>NA-4 Approved CARRIED, 7-0</p>																		

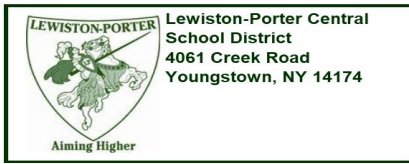


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	<p>The Superintendent of Schools or his/her designee is hereby authorized to require any employee to submit to a medical examination by a physician or other health care provider of his/her choice or the director of school health services of the board of education (otherwise known as the "school medical inspector"), as determined by the Superintendent, in order to determine the physical or mental capacity of the employee to perform his or her duties. The employee required to submit to such examination shall be entitled to be accompanied by a physician or other person of his or her choice. The determination based upon such examination as to the physical or mental capacity of the employee to perform his or her duties shall be promptly reported to the Superintendent or his or her designee. At any time, the Superintendent or his or her designee may direct any employee to be absent from his or her duties until the report of the determination based upon such examination is received.</p> <p>RESOLVED, that Dr. Mark Costanza with offices located at 2075 Sheridan Dr, Buffalo, NY 14223 be hereby appointed effective November 8, 2021, as an examiner of fitness for duty services and to conduct such examinations as requested by the District pursuant to NYS Education Law Section 913.</p> <p>Motion made by Mullen, seconded by Huebschmann to approve NA-4.</p>	
<p>Approval of the CAPITAL OUTLAY PROJECT For the Middle School Cross Country Course</p>	<p>A RESOLUTION, DATED November 8, 2021, OF THE BOARD OF EDUCATION OF THE LEWISTON-PORTER CENTRAL SCHOOL DISTRICT, NIAGARA COUNTY, NEW YORK (THE "DISTRICT") CONFIRMING THE DETAILS OF A CAPITAL OUTLAY PROJECT (THE "PROJECT") INVOLVING PROPOSED IMPROVEMENTS AND UPGRADES AT THE DISTRICT'S MIDDLE SCHOOL BUILDING AND CROSS COUNTRY COURSE (AND CONFIRMING THE PROJECT AS BEING AN UNLISTED ACTION WITHOUT SIGNIFICANT IMPACTS UNDER THE NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT).</p> <p>WHEREAS, the Board of Education (the "Board") of the Lewiston-Porter Central School District, Niagara County, New York (the "District"), after consultation by District officials with the District's retained architectural firm Trautman Associates ("Trautman") has resolved that the District should undertake, during the District's pending (2021-2022) fiscal year, a capital outlay project involving certain modest upgrades and improvements, with such work being anticipated to include, but not necessarily to be limited to, masonry restoration and/or other upgrades at the Middle School and expansion and improvement of the District's cross country course, with possible drainage enhancements, and all associated work (collectively, the "Project"); and</p> <p>WHEREAS, the estimated maximum cost of the Project (inclusive of all preliminary and incidental costs) has been determined by Trautman to be \$100,000; and</p> <p>WHEREAS, the qualified voters of the District have approved the District's 2021-2022 budget calling for the application of \$100,000 of funds earmarked for such purpose as a "Transfer to Capital Fund" in the District's approved budget to fund the Project, with the work on the Project being expected to be completed during the 2021-2022 fiscal year of the District; and</p> <p>WHEREAS, the District wishes to reserve the right to expand, contract or modify the scope of the Project in light of the level of future construction bids received, with the understanding that the estimated maximum cost of the Project will not exceed \$100,000; and</p> <p>WHEREAS, in accordance with State Education Department guidance and policy, the District and the Board are the lead agency under the State Environmental Quality Review Act ("SEQRA") for the environmental review of the Project, which is an Unlisted Action; and</p>	<p>NA-5 Approved CARRIED, 7-0</p>



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WHEREAS, the District and Board have duly considered the Project, the Environmental Assessment Form, the criteria for determining whether the Project will have a significant adverse impact on the environment as set forth in 6 N.Y.C.R.R. § 617.7(c) of the SEQRA regulations, and such other information as has been deemed appropriate; and

WHEREAS, the District and Board have identified the relevant areas of environmental concern, have taken a hard look at these areas, and have made a reasoned elaboration of the basis for the determination under SEQRA; and

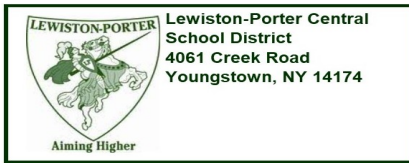
WHEREAS, Trautman has submitted information on the proposed work to the New York State Department of Parks, Recreation and Historic Preservation, a/k/a State Historic Preservation Office ("SHPO"), and SHPO confirmed that no properties, including archaeological and/or historic resources, listed in or eligible for the New York State and National Registers of Historic Places will be impacted by the Project;

NOW THEREFORE, BE IT RESOLVED, that it is the final determination of the District's Board that the Project constitutes an Unlisted action under SEQRA, that the Project will not result in a significant adverse impact on the environment (as set forth in a reasoned elaboration of the basis for such determination that has been provided in the Negative Declaration and Environmental Assessment Form which have been presented to, and reviewed and evaluated by, the Board, and are incorporated herein by this reference), and the Superintendent is hereby authorized to sign and file all documents necessary to comply with SEQRA; and be it further

RESOLVED, that funding for the Project has been included as a "transfer to capital fund" line item (not exceeding \$100,000 in amount) in the District's approved budget for the 2021-2022 fiscal year (with appropriate additional notification to District voters regarding the anticipated details of the work having been given in connection with the District's regular budget presentation and approval process), so that the Project may be initiated and completed during the District's 2021-2022 fiscal year; and be it further

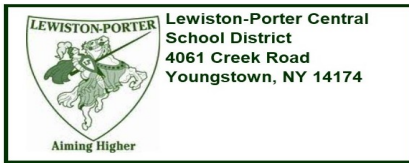
RESOLVED, that this resolution shall take effect immediately.

Motion made by Mullen, seconded by Huebschmann to approve NA-5.



PERSONNEL - CONSENT AGENDA

	<p>Motion made by Mullen, seconded by Huebschmann to approve the Personnel Consent Agenda to combining PRNI, PAI, PACC, PAPC, PASI.</p>	<p>Approved CARRIED, 7-0</p>												
<p><u>Resignations/ Rescissions - Instructional</u></p>	<p>RESOLVED, upon the recommendation of the Superintendent of Schools, that the Lewiston-Porter Board of Education accept the consent agenda for resignations/rescissions.</p> <table border="1" data-bbox="310 520 1263 646"> <thead> <tr> <th>Name</th> <th>Appointment</th> <th>Cat./ Step</th> <th>Stipend</th> </tr> </thead> <tbody> <tr> <td>Dana Thompson</td> <td>IEC Technology Coding Club</td> <td>VII-1</td> <td>\$1,011</td> </tr> </tbody> </table> <p>*appointment correction</p>	Name	Appointment	Cat./ Step	Stipend	Dana Thompson	IEC Technology Coding Club	VII-1	\$1,011	<p>PRNI</p>				
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<p><u>Appointments - Instructional Long-Term Substitute</u></p>	<p>RESOLVED, upon the recommendation of the Superintendent of Schools, that the Lewiston-Porter Board of Education accept the consent agenda for Instructional and Long-Term appointments. <i>The probationary expiration date is tentative and conditional only (unless extended in accordance with the law). Except to the extent required by the applicable provisions of Section 3012 of the Education Law. In order to be granted tenure the principal/teacher must receive composite or overall annual professional performance review ratings pursuant to Section 3012-c and/or 3012-d of the Education Law of either effective or highly effective in at least three (3) of the four (4) preceding years, and if the principal/teacher receives an ineffective composite or overall rating in the final year of the probationary period the teacher shall not be eligible for tenure at that time.</i></p> <table border="1" data-bbox="310 1058 1182 1430"> <tbody> <tr> <td>Name:</td> <td>Brendan McDermott</td> </tr> <tr> <td>Placement:</td> <td>Middle School</td> </tr> <tr> <td>Position:</td> <td>Guidance Counselor</td> </tr> <tr> <td>Effective:</td> <td>11/16/21</td> </tr> <tr> <td>Probationary Period:</td> <td>11/16/21-11/16/24</td> </tr> <tr> <td>Tenure area:</td> <td>Guidance Counselor</td> </tr> </tbody> </table> <p>*amended start date</p>	Name:	Brendan McDermott	Placement:	Middle School	Position:	Guidance Counselor	Effective:	11/16/21	Probationary Period:	11/16/21-11/16/24	Tenure area:	Guidance Counselor	<p>PAI</p>
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Tenure area:	Guidance Counselor													
<p><u>Appointments - Co-Curricular & Extra-Curricular</u></p>	<p>RESOLVED, upon the recommendation of the Superintendent of Schools, that the Lewiston-Porter Board of Education accept the consent agenda for Co-Curricular & Extra-Curricular appointments.</p> <table border="1" data-bbox="310 1604 1230 1791"> <thead> <tr> <th>Name</th> <th>Appointment</th> <th>Cat./ Step</th> <th>Stipend</th> </tr> </thead> <tbody> <tr> <td>Dena Peterson</td> <td>IEC Technology Coding Club</td> <td>VII-1</td> <td>\$1,011</td> </tr> <tr> <td>Maria Frederick</td> <td>Elementary Art Club</td> <td>VII-1</td> <td>\$1,011</td> </tr> </tbody> </table>	Name	Appointment	Cat./ Step	Stipend	Dena Peterson	IEC Technology Coding Club	VII-1	\$1,011	Maria Frederick	Elementary Art Club	VII-1	\$1,011	<p>PACC</p>
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<p>Appointments - Mentors</p>	<p>RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept the consent agenda for the following mentor appointments.</p> <table border="1" data-bbox="310 323 1230 447"> <thead> <tr> <th>Mentor</th> <th>Mentee</th> <th>Area/Subject</th> <th>Stipend</th> </tr> </thead> <tbody> <tr> <td>Kathleen Stack</td> <td>Brendan McDermott</td> <td>Guidance Counselor</td> <td>\$950</td> </tr> </tbody> </table>	Mentor	Mentee	Area/Subject	Stipend	Kathleen Stack	Brendan McDermott	Guidance Counselor	\$950	<p>PAPC</p>																												
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<p>Appointments -</p>	<p>RESOLVED, upon the recommendation of the Superintendent of Schools, that the Lewiston-Porter Board of Education accept the consent agenda for substitute appointments, without benefits, except as required by law, to be utilized on an as needed basis at the discretion of the Superintendent. Services shall be at-will and at the pleasure of the Board of Education.</p> <table border="1" data-bbox="310 646 1271 1201"> <thead> <tr> <th>Name</th> <th>Date</th> <th>Position</th> <th>Daily Rate</th> </tr> </thead> <tbody> <tr> <td>Alexis Alfieri</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Renee Edbauer*</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Elise Ellis</td> <td>10/14/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Heather Kolke**</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Jade LaRock</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Jennifer Nicol</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Julie Perreault</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> <tr> <td>Sarah Wright**</td> <td>10/25/21</td> <td>Non-Certified Teacher</td> <td>\$115.00</td> </tr> </tbody> </table> <p>*Pending physical clearance **Pending fingerprint & physical clearance Correction: Non-Certified rate is \$115.00 per day; error on 10/25/2021 agenda.</p>	Name	Date	Position	Daily Rate	Alexis Alfieri	10/25/21	Non-Certified Teacher	\$115.00	Renee Edbauer*	10/25/21	Non-Certified Teacher	\$115.00	Elise Ellis	10/14/21	Non-Certified Teacher	\$115.00	Heather Kolke**	10/25/21	Non-Certified Teacher	\$115.00	Jade LaRock	10/25/21	Non-Certified Teacher	\$115.00	Jennifer Nicol	10/25/21	Non-Certified Teacher	\$115.00	Julie Perreault	10/25/21	Non-Certified Teacher	\$115.00	Sarah Wright**	10/25/21	Non-Certified Teacher	\$115.00	<p>PASI</p>
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<p>ADJOURNMENT</p>																																						
<p>Adjournment</p>	<p>Motion made by Mullen, seconded by Fetzner to adjourn the meeting at 7:17 pm.</p>	<p>Approved CARRIED, 7-0</p>																																				

Marisa I. Barile

Marisa I. Barile, District Clerk