



REGULAR MEETING

Board of Education Present: Mr. John Albanese (left at 8:33pm), Mrs. Susan Cain, Mrs. Tracy Callahan, Mrs. Kay Gallery, Mrs. Deborah Kolod, Mrs. Diane Seaman, Mr. D. Paul Waltz.

Board of Education Absent: Mrs. Lori Aird, Mrs. Leah Cushing.

Administrative Personnel Present: Dr. Donna DeSiato, Supt.; Dr. Thomas Nevelidine, Deputy Supt.; Mrs. Katherine Skahen, Exec. Dir. of School Bus. Admin./Clerk; Mr. Douglas Mohorter, Executive Director of Employee Engagement & Accountability; Mr. Kieran O'Connor, Exec. Dir. of Planning, Development & Technology; Mr. N. Shane Hacker, Exec. Dir. of Curriculum, Learning & Assessment; Mr. Gernardo Avellino, Executive Principal CHS; Mr. Thomas Sweeney, Associate Principal PG.

Other Present: Mr. Michael Rood, District Treasurer; Mrs. Marcia Kelley, SFO; Mrs. Carolyn Scott, ESMUT.

Interested Citizens: 17

MR. D. PAUL WALTZ, PRESIDENT, CALLED THE REGULAR MEETING TO ORDER AT 6:00 PM AT WOODLAND ELEMENTARY SCHOOL.

PLEDGE OF ALLEGIANCE

SPECIAL PRESENTATION/RECOGNITION:

- A. Woodland Elementary School Improvement Team Highlight: *Let's Take a "Bite" Out of New York State Science Investigations*
- B. Dr. DeSiato Inspiration Award

FIFTEEN MINUTE PERIOD: No one spoke

REPORTS:

- A. Acceptance of Minutes:
February 6, 2023 Regular Meeting
- B. President/Vice President/Board Member Reports:
Revised Board of Education Retreat Dates
Spartan Stage Jr. Musical - *Matilda JR*
ESM Education Foundation Chicken BBQ - May 16, 2023

C. Superintendent Reports:

- 2023-2028 ESM Strategic Plan Update
- 2023-2024 Budget Development Update
- Building Our Spartan Future Financing
- 2023-2025 District Plan for Students with Disabilities
- JUUL Settlement
- Reserve Fund Transfer
- Establish CAC for Study of Senior Citizen Property Tax Exemption
- 2023-2024 Updated ESM School Calendar
- Leave of Absence (FYI) Anne Marie Hennessey, Reading Teacher - ESE, Eff. 5/18/2023 through 1/26/2024
- Staffing Transfer (FYI)

Name	From	To	Eff. Date
Vacancy (Karen Button retirement)	Teaching Assistant (Special Education.) @ CHS	Teaching Assistant (Special Education.) @ PGMS	3/6/2023

“RESOLVED BY MRS. CALLAHAN, SECONDED BY MRS. KOLOD THAT, the Reports A-C, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

ACTION ITEMS:

A. Building Our Spartan Future Financing

“**WHEREAS**, the qualified voters of the East Syracuse Minoa Central School District, Onondaga and Madison Counties, New York (the “District”), at a special meeting duly called and held on January 12, 2023, did vote and adopt a proposition authorizing a capital improvement project consisting of renovations, reconstruction, alterations and improvements to (i) the Central High School building, athletic stadium and press box, athletic fields, roads and parking areas and (ii) the Transportation Center including, for both, site and infrastructure improvements, furnishings, fixtures and equipment required for such purposes, architectural fees, and all other necessary costs incidental to such work (collectively, the “Project”) at a total estimated cost not to exceed \$19,100,000 and obtain the necessary funds by spending up to \$1,300,000 from the District’s Capital Reserve Fund and the remaining \$17,800,000 or so much thereof as may be necessary after receipt of available State aid, be raised by the levy of a

tax upon the taxable property of said District which is hereby voted in the amount of \$17,800,000, which tax shall be levied and collected in annual installments in such years and in such amounts as may be determined by the Board of Education and in anticipation of the collection of such tax, bonds and notes of the District are hereby authorized to be issued at one time, or from time to time, in the principal amount not to exceed \$17,800,000, and a tax is hereby voted to pay the principal and interest on said obligations when due; and

WHEREAS, the District is a local agency pursuant to the New York State Environmental Quality Review Act (“SEQRA”), ECL Section 8-0101, et seq., and implementing regulations, 6 NYCRR Part 617 (the “Regulations”); and

WHEREAS, after carefully considering the nature and scope of the Project, by resolution adopted on November 14, 2022, the Board of Education determined that the Project is a Type II Action as defined in SEQRA and determined that as a Type II Action, the Project is not subject to further SEQRA review; and

NOW, THEREFORE BE IT RESOLVED, ON MARCH 13, 2023, BY THE BOARD OF EDUCATION OF THE DISTRICT, (BY FAVORABLE VOTE OF NOT LESS than two thirds of all members of said board of education) AS FOLLOWS:

Section 1. Subject to the provisions of Section 3 hereof, the District is hereby authorized to accomplish the Project and purchase such furnishings, fixtures, equipment, machinery and apparatus as may be required for the purposes for which the Project is to be used and to expend therefor an amount, including preliminary costs and costs incidental thereto and to financing thereof, not to exceed the estimated maximum cost of \$19,100,000; and the said amount is hereby appropriated therefor. The estimated total cost of said specific object or purpose, including preliminary costs and costs incidental thereto and the financing thereof, is \$19,100,000 and the plan of financing includes spending up to \$1,300,000 from the District’s Capital Reserve Fund, spending any available state and federal aid, and the issuance of serial bonds in the aggregate principal amount not to exceed \$17,800,000 and the levy and collection of taxes on all the taxable real property in the District, to the extent necessary, to pay the principal of said bonds and the interest thereon as the same shall become due and payable, subject to applicable amounts of state assistance available or to any revenues available for such purpose from any other source. It is hereby determined that the requirements of SEQRA have been met.

Section 2. Bonds and bond anticipation notes, including renewals thereof, of the District are hereby authorized to be issued pursuant to the provisions of the Local Finance Law of the State of New York (the “Local Finance Law”), in a principal amount not to exceed \$17,800,000 to finance said appropriation for the Project.

Section 3. The following additional matters are hereby determined and declared:

- (a) Under the Local Finance Law, the period of probable usefulness of the Project is thirty (30) years pursuant to Section 11 of the Local Finance Law;
- (b) Current funds are not required by the Local Finance Law to be provided prior to the issuance of the bonds and any notes issued in anticipation thereof authorized by this resolution; and
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. The temporary use of available funds of the District, not immediately required for the purpose or purposes for which the same were raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the District's General Fund. It is intended that the District shall then reimburse expenditures from the General Fund with the proceeds of the bonds and bond anticipation notes authorized by this resolution and that the interest payable on the bonds and any bond anticipation notes issued in anticipation of such bonds shall be excludable from gross income for federal income tax purposes. This resolution is intended to constitute the declaration of the District's "official intent" within the meaning of Treasury Regulation Section 1.150-2 to reimburse the expenditures authorized by this resolution with the proceeds of the bonds and bond anticipation notes authorized herein. Other than as specified in this resolution, no monies are reasonably expected to be, received, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 5. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation thereof shall contain the recital of validity as prescribed by Section 52.00 of the Local Finance Law and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the District, payable as to both principal and interest by general tax upon all the taxable real property within the District without limitation of rate or amount. The bonds may be issued such that annual principal and interest payments will be substantially similar or declining as provided by law. The full faith and credit of the District are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the District of appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the District is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. The power to issue and sell the bonds and any notes issued in anticipation thereof (including any renewal notes), including all powers or duties pertaining or incidental thereto, is hereby delegated to the President of the Board of Education, as Chief Fiscal Officer, except as herein provided. The bonds shall be of such terms, form and contents as may be determined by the Chief Fiscal Officer, pursuant to the Local Finance Law. The Chief Fiscal Officer is authorized to execute and deliver any documents, including a financing agreement with the Dormitory Authority of the State of New York, if applicable, and to take such other action as may be necessary and proper to carry out the intent and provisions hereof.

Section 8. Theodore A. Trespasz, Jr., Esq. is appointed bond counsel to the District for the Project.

Section 9. This resolution shall take effect immediately. The District Clerk is hereby authorized and directed to publish a summary of the foregoing resolution, together with a Notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the newspapers having general circulation in the District and designated the official newspapers of District for such publication.

“RESOLVED BY MR. ALBANESE, SECONDED BY MRS. KOLOD THAT, the Action Item A, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

B. [2023-2025 District Plan for Students with Disabilities](#)

“RESOLVED THAT, the East Syracuse Minoa Central School District Plan for Students with Disabilities for 2023-2025, as recommended by the Superintendent, be approved.”

“RESOLVED BY MRS. GALLERY, SECONDED BY MRS. CAIN THAT, the Action Item B, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

C. [JUUL Settlement](#)

“**WHEREAS**, in recent years the use and abuse of e-cigarettes and vaping devices increased dramatically among high school and middle school students, leading to significant risks of addiction and potentially life-threatening respiratory ailments; and

WHEREAS, students attending the East Syracuse Minoa Central School District (the "School District") have not been immune to this phenomenon with the School District observing students using e-cigarettes and vaping devices in school and on school grounds; and

WHEREAS, the use of e-cigarettes and vaping devices by students has caused the School District to incur costs in the form of staff time, disciplinary proceedings, and other costs, with the expectation that these costs will only increase unless and until student use of these devices decreases and stops; and

WHEREAS, the School District authorized the law firms of Ferrara Fiorenza PC, and the Frantz Law Group, APLC, to initiate litigation against Juul Labs, Inc. and other parties by board resolution relating to the production, marketing, sale, and distribution of e-cigarettes and vaping devices; and

WHEREAS, the litigation involved more than 1400 U.S. public school districts across more than 25 states; and

WHEREAS, a tentative settlement has been reached with Defendant Juul Labs, Inc. and certain individual board members, directors, executives and parties with whom Juul Labs, Inc. has indemnity agreements; and

WHEREAS, litigation against Altria and remaining defendants will continue; and

WHEREAS, partial settlement means the School District would forever release all claims against Juul Labs and the other released entities; and

WHEREAS, in return, the School District would receive certain cash payments; and

WHEREAS, the amount that the School District receives will be based on a final allocation framework recommended by the court-appointed Special Master Thomas Perrelli with the allocation framework for all governmental entities including factors such as population and litigation risk and be no less than \$57,012 for the School District; and

WHEREAS, an initial payment of approximately 54% of the settlement amount is anticipated to be paid by late 2023; and

WHEREAS, the remaining payments will be made in four installments anticipated in late 2023, 2024, 2025 and 2026; and

WHEREAS, the Board of Education (the "Board") has determined it is necessary, advantageous, desirable, and in the public interest and the best interests of the School District that it settle this litigation against Juul Labs, Inc. and continue the litigation against remaining other parties involved with e-cigarettes and vaping devices.”

“NOW, THEREFORE, BE IT RESOLVED by the Board,of Education of the School District, as follows:

1. The Board authorizes the partial settlement of the vaping lawsuit against defendant Juul Labs, Inc. and certain individual board members, directors, executives and parties with whom Juul Labs, Inc. has indemnity agreements.
2. A Settlement with the substantive terms contained herein is hereby approved in substantially the form reviewed by the Board and together with such minor modifications as are deemed necessary by the School District's attorneys and administrators to protect the best interests of the School District.

3. The Board President, Superintendent and their designee(s) are hereby authorized to finalize, sign and enter into the Settlement Agreement on behalf of the School District and take all actions and execute all documents necessary or appropriate to carry out the intent of this Resolution.

4. This Resolution shall take effect immediately.”

“RESOLVED BY MRS. CALLAHAN, SECONDED BY MRS. ALBANESE THAT, the Action Items C, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

D. Reserve Recommendation - 2016 Bus Reserve

“RESOLVED THAT, a total appropriation of up to \$800,000 be made to the 2016 Bus Reserve Fund, as outlined in the enclosed memorandum.”

“RESOLVED BY MRS. KOLOD, SECONDED BY MRS. CALLAHAN THAT, the Action Item D, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

E. CAC for Study of Senior Citizen Property Tax Exemption

“RESOLVED THAT, pursuant to Board Policy #2210, the Board of Education establish a CITIZENS ADVISORY COMMITTEE (CAC) FOR STUDY OF THE REAL PROPERTY TAX EXEMPTION FOR LOW INCOME SENIOR CITIZENS (“Advisory Committee”). The Committee will review the fiscal impact on the district and recommend options for action on this matter.”

“The Advisory Committee shall serve during the 2022-23 and 2023-24 school year, and will be comprised of a cross-section of district residents appointed in accordance with Board Policy #2210.”

“While the School Board deems the work of the CAC to be of the highest priority, and the Board will consider all of the recommendations of the CAC, the final decision rests with the School Board.”

“RESOLVED BY MRS. GALLERY, SECONDED BY MRS. SEAMAN THAT, the Action Item E, as recommended by the Superintendent, be approved.”

Ayes – 7, Nays – 0, Motion Carried

CONSENT AGENDA:

Treasurer's Report (Jan-23)
Extra Classroom Activity Fund Reports CHS/PGMS (Jan-23)
Appropriation Status Report (Jan-23)
Budget Transfers (Jan-23)
Accounts Payable Warrant Reports #29, #31
Payroll Warrant Reports #28, #30
Updated 2023-2024 ESM School Calendar
Donations
Study Excursion/Non-Curricular Field Trip Request

“RESOLVED BY MRS. KOLOD, SECONDED BY MR. ALBANESE, THAT, the Consent Agenda, as recommended by the Superintendent, be approved.”

Ayes –7, Nays – 0, Motion Carried

PERSONNEL ITEMS:

A. Resignations

Thomas Sweeney, Associate Principal - Pine Grove Middle School, Eff. 7/1/2023
Patrick Carew, Teacher Assistant (Special Edu.) - Central High School, Eff. 3/20/2023
Patricia O'Neil, Teaching Assistant (Special Edu.) - East Syracuse Elem., Eff. 3/17/2023
Heather Welling, Teaching Assistant (Special Edu.) - Pine Grove MS, Eff. 3/10/2023

B. Retirements

Gina Terzini, Principal - Woodland Elementary, Eff. 4/26/2023
Eileen Temple, Assistant Transportation Supervisor - Bus Garage, Eff. 4/13/2023

C. Appointments

Administrative, Four-Year Probationary Appointment

Thomas Sweeney, Principal - East Syracuse Elementary, Eff. 7/1/2023-6/30/2027

Administrative, Interim Principal Appointment

“RESOLVED THAT, upon the recommendation of the Superintendent of Schools, the Board of Education hereby appoints Beth Anne Lozier as Interim Principal at Woodland Elementary School for a term commencing on April 3, 2023 until June 30, 2023 or such time that a successor Principal at Woodland Elementary School has been appointed and a successful transition period is completed. This appointment is subject to termination by either party upon ten (10) days written notice to the other.”

Non-Instructional, 8-Week Probationary Appointment

Katie Garback, Account Clerk II - District Office, Eff. 3/14/2023

2022-2023 Spring Coach Appointments

Sports	Position	Coach
Athletic Trainer	Asst. Trainer	Houck, Paul A.
Baseball	Head Coach	Herrington, John R.
Baseball	Asst. Coach-V	Para II, Keith
Baseball	Asst. Coach-JV	McIntosh, Michael
Baseball	Asst. Coach-MOD	Gigliotti, Joseph
Baseball	Asst. Coach-MOD	Young, Brian
Golf-Girls	Head Coach	Ferris, Michael N.
Golf-Girls	Asst. Coach-JV	Trivelpiece, Mark W.
Lacrosse-Boys	Head Coach	McCoy, Jonathan R.
Lacrosse-Boys	Asst. Coach-V	OPEN
Lacrosse-Boys	Asst. Coach-V	Linton, David M.
Lacrosse-Boys	Asst. Coach-JV	Wolfe III, Robert
Lacrosse-Boys	Asst. Coach-JV	Germain, Todd
Lacrosse-Boys	Asst. Coach-MOD	deBerjeois, Michael
Lacrosse-Boys	Asst. Coach-MOD	Michaud, Kevin

Lacrosse-Girls	Head Coach	Aldrich, William
Lacrosse-Girls	Asst. Coach-V	Kershner, Jennifer
Lacrosse-Girls	Asst. Coach-V	Casaletta, Cody
Lacrosse-Girls	Asst. Coach-JV	OPEN
Lacrosse-Girls	Asst. Coach-JV	Cayea, Lindsey
Lacrosse-Girls	Asst. Coach-MOD	Zdobyak, Carrie
Lacrosse-Girls	Asst. Coach-MOD	Scott, Carolyn

Outdoor Track-(B)	Head Coach	Carr, Mark
Outdoor Track-(B)	Asst. Coach-V	Eschbacher, Michael J.
Outdoor Track-(B)	Asst. Coach-MOD	Herrington, Pamela
Outdoor Track-(B)	Asst. Coach-MOD	Staub, Christopher J.
Outdoor Track-(G)	Head Coach	Gorney, James F.
Outdoor Track-(G)	Asst. Coach-V	Smith, James T.
Outdoor Track-(G)	Asst. Coach-MOD	Felicia, Denise L.
Outdoor Track-(G)	Asst. Coach-MOD	Neff, Kevin A.
Softball	Head Coach	Herrington, Robert
Softball	Asst. Coach-V	Stever, Tyler
Softball	Asst. Coach-JV	Bach, Joseph
Softball	Asst. Coach-MOD	Stoddard, Carolyn
Softball (½ stipend)	Asst. Coach-MOD	Ervin, Megan

Softball (½ stipend)	Asst. Coach-MOD	OPEN
Tennis-Boys	Head Coach	Cline, Jake
Weight Training-HS (AM)	Coach	Eschbacher, Michael J.
Weight Training-HS (PM)	Coach	Winch, Christopher
Summer Weight Training/ Conditioning	Coach	Eschbacher, Michael J.
Unified Bowling	Head Coach	Vollmer, Jaime
Unified Bowling	Assistant Coach	Hayes, Jeffrey

2023 Stadium Worker Appointment

SUPERVISOR STAFF 2023	ACTUAL ROLE IN DISTRICT	EST. FREQUENCY OF WORK (# OF EVENTS BY SEASON)	TITLE IN EXTRA DUTY PAY (ROLES)	CURRENT RATE OF PAY FOR ALL POSITIONS
Gregory Galuski	HS Teacher	15 - Spring	MOD Baseball & Softball Umpire	\$23.00
Lindsey Neuhaus Lindner	PE Teacher & Coach	15 - Spring	MOD Baseball & Softball Umpire	\$23.00
Martin Piraino	HS Teacher & Coach	15 - Spring	MOD Baseball & Softball Umpire	\$23.00
Alexander Rybczak	HS Teacher & Coach	15 - Spring	MOD Baseball & Softball Umpire	\$23.00
David Sellin	Asst Varsity Football Coach	15 - Spring	MOD Baseball & Softball Umpire	\$23.00
Christopher Winch	Elem Teacher & Coach	15 - Spring	MOD Baseball & Softball Umpire	\$23.00

2023 Spring Volunteer Coach Appointments

Jon Bang Daniel Buddie Garry Comstock
Conor Harrigan Dave Richmond Brittany Siechen

D. Amended Substitute List

“RESOLVED THAT, the enclosed amended substitute list dated 03/13/2023, be approved.”

“RESOLVED BY MRS. GALLERY, SECONDED BY MR. ALBANESE THAT, Personnel Item D recommended by the Superintendent, be approved.”

Ayes –7, Nays – 0, Motion Carried

POLICY DISCUSSION:

A. Board Policy #8450 Instruction: Home Tutoring

POLICY ACTION: None

RESOLVED BY MR. ALBANESE, SECONDED BY MRS. CALLAHAN THAT, IN ACCORDANCE WITH PUBLIC OFFICER'S LAW SECTION 96, SUBDIVISION I, THE BOARD ADJOURN TO EXECUTIVE SESSION FOR SALE, LEASE, EXCHANGE OR PURCHASE OF PROPERTY AT 8:06 PM." ATTENDING WAS, DR. DONNA DESIATO, SUPERINTENDENT; MRS. KATHERINE SKAHEN, EXECUTIVE DIRECTOR OF SCHOOL BUSINESS ADMINISTRATION; MR. DONALD BUDMEN, ATTORNEY.

Ayes –7, Nays - 0, Motion Carried

“RESOLVED BY MRS. CAIN, SECONDED BY. MRS. KOLOD THAT, THE EXECUTIVE SESSION BE ADJOURNED AT 8:35 PM.”

Ayes – 7, Nays - 0, Motion Carried

“RESOLVED BY MRS. CAIN, SECONDED BY MRS. KOLOD THAT, THE REGULAR MEETING BE ADJOURNED AT 8:35 PM”

Ayes - 6, Nays - 0, Motion Carried

Respectfully submitted,

Katherine Skahen
District Clerk

Approved _____
Filed _____



March 13, 2023 at 6:00pm
Regular Meeting of the ESM Board of Education
Woodland Elementary School Community Cafe'

AGENDA

I. SPECIAL PRESENTATION/RECOGNITION:

- A. Woodland Elementary School Improvement Team Highlight: *Let's Take a "Bite" Out of New York State Science Investigations*
- B. Dr. DeSiato Inspiration Award

II. FIFTEEN MINUTE PERIOD:

III. REPORTS:

- A. Acceptance of Minutes:
February 6, 2023 Regular Meeting
- B. President/Vice President/Board Member Reports:
Revised Board of Education Retreat Dates
Spartan Stage Jr. Musical *Matilda JR*
ESM Education Foundation Chicken BBQ
- C. Superintendent Reports:
2023-2028 ESM Strategic Plan Update
2023-2024 Budget Development Update
Building Our Spartan Future Financing
2023-2025 District Plan for Students with Disabilities
JUUL Settlement
Reserve Fund Transfer
Establish CAC for Study of Senior Citizen Property Tax Exemption
2023-2024 Updated ESM School Calendar
Leave of Absence (FYI)
Staffing Transfer (FYI)

IV. ACTION ITEMS:

- A. Building Our Spartan Future Financing
- B. 2023-2025 District Plan for Students with Disabilities
- C. JUUL Settlement
- D. Reserve Fund Transfer
- E. Establish CAC for Study of Senior Citizen Property Tax Exemption

CONSENT AGENDA:

Treasurer's Report (Jan-23)

Extra Classroom Activity Fund Reports CHS/PGMS (Jan-23)

Appropriation Status Report (Jan-23)

Budget Transfers (Jan-23)

Accounts Payable Warrant Reports #29, #31

Payroll Warrant Reports #28, #30

2023-2024 Updated ESM School Calendar

Donations

Study Excursion/Non-Curricular Field Trip Request

V. PERSONNEL ITEMS:

A. Resignations

B. Retirements

C. Appointments

D. Amended Substitute List

VI. POLICY DISCUSSION:

A. Board Policy #8450 Instruction: Home Tutoring

VII. POLICY ACTION: None