

BOARD of Education
APPROVED

NOV 14 2018

BOARD OFFICE

BOARD MINUTES

October 17, 2018

The meeting of the Board of Education held on October 17, 2018, in 801 City Hall commenced at 5:33 p.m. with the recitation of the Pledge of Allegiance to the Flag.

All Board Members were present except Board Member Mecozzi.

The Superintendent was present.

President Nevergold presided.

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Board Recognition

1. The month of October 2018 is designated in the Buffalo Public Schools to be National Principals month (Attachment A).
2. Cecelie Owens, the first Principal in the District to name her school, West Hertel Academy, a National Epicenter for Trauma Informed Care, has been named an "Everyday Hero" by espnW and Toyota and is nationally recognized as 1 of 4 women to be awarded a grant in the amount of \$10,000, for her community work as the founder of G.I.R.L.S. (Goals, Integrity, Respect, Leadership, and Sports) Sports Foundation, Inc.

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APPROVED, a motion made by Mrs. Belton-Cottman, seconded by Ms. Woods, to excuse Ms. Mecozzi from the meeting. The vote was unanimous.

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Speakers

The speakers made comments on various issues (Attachment B).

Superintendent Cash responded to the speakers.

Mrs. Belton-Cottman stated for the record: This parent called me up. She has video that supports what she said. She didn't call to come in here to make things up. She goes to every game. She has video that shows that there are calls that have happened that have impacted our children. I expect that this Board would be concerned any time our children are having calls that are impacting

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them on a continual basis. What happened last week from Section VI where they decided that no longer can any school request that a referee be removed off the roster to referee a game. That was specifically geared at Buffalo Public Schools because we were the ones that requested that certain refs no longer ref our games. So the appearance is there, and if the appearance is there, as a Board I feel that we are obligated to look into it a little bit more. As a result of that, I will be organizing a committee from the community who will put together these videos and start addressing this issue because it is not fair for a mother to take her time to come out here to have video that she can show you where a penalty that was called against one team; we end up getting the penalty and it was there mistake. There's a consistent pattern here. The fact that recently they decided that we cannot request that refs cannot be reffing our games is an issue. I want to move forward with that. I would appreciate the Board's support as we move forward to see if this is a legitimate issue.

Mr. Petrucci stated for the record: I had three speakers from my district on the list regarding School #72. They have a concern, regarding not so much the condition of the building itself, but of the attending grounds around the school the parking lot, the dumpster, the fence, etc. That has been a concern and they feel that their concerns are not being addressed.

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Superintendent's Update

1. Parent Center Academy Catalog.
2. October 24-25, 2018 Annual Council of Great City Schools in Baltimore, Maryland.

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Board Minutes

APPROVED, a motion made by Mr. Petrucci, seconded by Dr. Harris-Tigg, to approve the Board Minutes of September 19, 2018. The vote was unanimous.

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The Board received the following Committee Reports:

1. The Inner High Student Council submitted a report through its Chairperson, Student Representative, Miss Mariya Sami, as follows:

Miss Diriye gave a brief report on the Inner High Student Council October meeting held on October 9, 2018.

2. The Executive Affairs Committee submitted an oral report through its Chairperson, Mrs. Belton-Cottman, as follows:

Mrs. Belton-Cottman gave a brief report on the Executive Affairs Committee meeting held on October 3, 2018. (Attachment C)

3. The Student Achievement Committee submitted an oral report through its Chairperson, Dr. Harris-Tigg, as follows:

Dr. Harris-Tigg gave a brief report on the Student Achievement Committee meeting held on October 10, 2018. (Attachment D)

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APPROVED, a motion made by Dr. Harris-Tigg, seconded by Mr. Petrucci, to accept the consent agenda. The vote was unanimous.

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The Board Approved the Agenda Items as follows:

- Item 9.A. Instructional Personnel Changes, as recommended by the Superintendent; the vote was as follows: 8-Ayes (Belton-Cottman, Harris-Tigg (recused herself from Line 28), Jay, Petrucci, Pierce Quinn, Woods, Nevergold); 1-Absent (Mecozzi).
- Item 9.B. Civil Service Personnel Changes, as recommended by the Superintendent; the vote was as follows: 8-Ayes (Belton-Cottman (recused herself from Line 136), Harris-Tigg, Jay, Petrucci, Pierce (recused herself from Line 7), Quinn, Woods, Nevergold); 1-Absent (Mecozzi).
- Item 9.C. Administrative Personnel Changes, as recommended by the Superintendent; the vote was unanimous.
- Item 11.A. Educational Affairs – Consultant Contract/Services – VIA Evaluation - External Evaluator - Math and Science Partnership (MSP) Focus Grant, as recommended by the Superintendent; the vote was unanimous.
- Item 14.A. Educational Affairs – Non-Employee Travel – NYACCE Student of the Year - Shani Page, as recommended by the Superintendent; the vote was unanimous.
- Item 15.A. Educational Affairs – Professional Development – Great Books Foundation - Professional Development - Grade 2 Teachers - Junior Great Books, as recommended by the Superintendent; the vote was unanimous.
- Item 18.A. Award of Purchase – Corr Distributors, Inc. - Green Seal (GS40) Floor Maintenance Products, as recommended by the Superintendent; the vote was unanimous.
- Item 18.B. Award of Purchase – DeSantis Solutions - Supplemental Floor Care Products, as recommended by the Superintendent; the vote was unanimous.

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- Item 18.C. Award of Purchase – All State Fire & Security - Inspection and Minor Repairs to AES Systems, as recommended by the Superintendent; the vote was unanimous.
- Item 18.D. Award of Purchase – ERB Company, Inc. - Non-Stocked Plumbing Repair Parts and Industrial Supplies, as recommended by the Superintendent; the vote was unanimous.
- Item 18.E. Award of Purchase – Contract Paper Group - Quarterly Approval of Price Adjustment of Copy Paper, as recommended by the Superintendent; the vote was unanimous.
- Item 18.F. Award of Purchase – NOCO Energy Corp. - Unleaded Gasoline & Diesel Fuel for 2018 - 2019 School Year, as recommended by the Superintendent; the vote was unanimous.
- Item 18.G. Award of Purchase – National Art & School Supplies, Inc. - Crayons for Service Center Stock Replenishment, as recommended by the Superintendent; the vote was unanimous.
- Item 18.H. Award of Purchase – Wayside Nursery, Inc. - Playground Equipment & Installation at Schools #89 & #30@#38, as recommended by the Superintendent; the vote was unanimous.
- Item 18.I. Award of Purchase – Change in Funding Source for the Purchase of STEM Computing Equipment and Licensing, as recommended by the Superintendent; the vote was unanimous.
- Item 18.J. Award of Purchase – Veritiv Corporation - Styrofoam for Food Service Commissary, as recommended by the Superintendent; the vote was unanimous.
- Item 19.A. Payment for Legal Services – Invoice No. 19748146, Bond Schoeneck & King, RE Vacate Arbitration Award Nos. 13-11 and 13-13, as recommended by the Superintendent; the vote was unanimous.
- Item 19.B. Payment for Legal Services – Invoice No. 19748148, Bond Schoeneck & King, RE Arbitration BTF 10-004, as recommended by the Superintendent; the vote was unanimous.
- Item 19.C. Payment for Legal Services – Invoice No. 19748150, Bond Schoeneck & King, RE Teresa Arbitration July 2018, as recommended by the Superintendent; the vote was unanimous.

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- Item 19.D. Payment for Legal Services – Bond Schoeneck & King, PLLC - Invoice # 19739518, as recommended by the Superintendent; the vote was unanimous.
- Item 19.E. Payment for Legal Services – Bond Schoeneck & King, PLLC - Invoice # 19739519, as recommended by the Superintendent; the vote was unanimous.
- Item 19.F. Payment for Legal Services – Bond Schoeneck & King, PLLC - Invoice # 19739521, as recommended by the Superintendent; the vote was unanimous.
- Item 19.G. Payment for Legal Services – Kenney, Shelton, Liptak & Nowak, LLP, for Services Rendered in the Matter of T.L., as recommended by the Superintendent; the vote was unanimous.
- Item 19.H. Payment for Legal Services – Invoice No. 765437, Harter Secrest & Emery LLP, 08/06/2018, as recommended by the Superintendent; the vote was unanimous.
- Item 19.I. Payment for Legal Services – The Law Firm of Frank W. Miller for Professional Services Rendered (Paladino), August 2018, the vote was as follows: 6-Ayes (Belton-Cottman, Harris-Tigg, Jay, Petrucci, Woods, Nevergold); 2-Noes (Pierce, Quinn); 1-Absent (Mecozzi).
- Item 19.J. Payment for Legal Services – Bond Schoeneck & King, Invoice No. 19743623, as recommended by the Superintendent; the vote was unanimous.
- Item 19.K. Payment for Legal Services – Harris Beach Attorneys at Law, Invoice No. 2250003, as recommended by the Superintendent; the vote was unanimous.
- Item 19.L. Payment for Legal Services – Invoice No. 2278846, Harris Beach Attorneys at Law, as recommended by the Superintendent; the vote was unanimous.
- Item 19.M. Payment for Legal Services – Invoice No. 2278845, Harris Beach Attorneys at Law (RE General Education Matters), as recommended by the Superintendent; the vote was unanimous.
- Item 19.N. Payment for Legal Services – Invoice No. 2278782, Harris Beach Attorneys at Law (RE Williams v. Paladino), as recommended by the Superintendent; the vote was unanimous.
- Item 19.O. Payment for Legal Services – Invoice No. 4608753, Barclay Damon (RE Jeffery v. BPS Mediation), as recommended by the Superintendent; the vote was unanimous.

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Item 19.P. Payment for Legal Services – H. Jeffrey Marcus, Legal Services Rendered in the Matter of B.G., as recommended by the Superintendent; the vote was unanimous.

Item 19.Q. Payment for Legal Services – Invoice No. 769264 Harter Secrest & Emery LLP (RE Review of Program LP Ciminelli, Inc.), as recommended by the Superintendent; the vote was unanimous.

Item 19.R. Payment for Legal Services – Woods Oviatt Gilman, LLP - Invoice #41620493, as recommended by the Superintendent; the vote was unanimous.

Item 22.A. Held in abeyance.

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The Board received the following report from the Superintendent:

Item 16.A. Educational Affairs – Miscellaneous - CSE/CPSE Report.

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Item Failed:

Item 17.A. Award of Contract – WNY Network/WNY Media Services - Videography Services, as recommended by the Superintendent; the vote was as follows: 1-Aye (Jay); 7-Noes (Belton-Cottman, Harris-Tigg, Petrucci, Pierce, Quinn, Woods, Nevergold); 1-Absent (Mecozzi)

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Open Session:

Ms. Pierce discussed the Erie County District Attorney’s Office Grant to the Buffalo Public Schools which focuses on the impact of violence on student lives.

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There was a moment of silence for the following individuals:

June 17th: Leo Thagard, former student of the Buffalo Public Schools

July 25th: Lee Holland, former student of the Buffalo Public Schools

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Sept. 26th: Estelle Walton, Mother of Faye C. Walton, Director of School Review in the Office of Shared Accountability

Sept. 28th: John Vella, former Principal of Riverside HS and current substitute administrator

Oct. 6th: Elizabeth Dantzler, mother of Patricia Dantzler Kenner, retired Telephone Operator for the Buffalo Public Schools

Oct. 6th: Dwight Bonk, Sr., former Physical Education teacher and coach

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APPROVED, a motion made by Ms. Woods, seconded by Mr. Petrucci, to go into Executive Session for the following purposes:

- 1) To discuss pending litigation with LP Ciminelli;
- 2) To discuss pending litigation with the Buffalo Teachers Federation;
- 3) To discuss the potential discipline of a specific District employee;
- 4) For the purpose of receiving legal advice; and
- 5) For the purpose of discussing potential litigation with Freed Maxick

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The Board went into Executive Session.

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Student Representative Sami left the meeting at 7:25 p.m.

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President Nevergold stated for the record that the Board met in Executive Session from 7:23 p.m. to 8:17 p.m. and discussed pending litigation with LP Ciminelli, pending litigation with the Buffalo Teachers Federation, the potential discipline of a specific District employee, received legal advice and discussed potential litigation with Freed Maxick. No action was taken.

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APPROVED, a motion made by Mr. Petrucci, seconded by Ms. Woods, authorizing the travel of Louis Petrucci to NYSSBA October 24, 2018. The vote was unanimous.

APPROVED, a motion made by Dr. Harris-Tigg, seconded by Mr. Petrucci, authorizing the payment by the District of three million one hundred seventeen thousand six hundred seventy-seven dollars (\$3,117,677.00) to LP Ciminelli and further authorizing General Counsel Nate Kuzma or John Horn and Dan Altieri from Harter Secrest and Emery LLP to execute (a) the attached Stipulation discontinuing case number 800900/2016 before the New York State Supreme

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Court in Erie County with Prejudice, (b) the attached settlement agreement and release on behalf of the District and the Joint Schools Construction Board as an agent of the District, (c) and any other documents necessary to promptly and finally terminate the LP Ciminelli lawsuit and close out the program. The vote was as follows: 7-Ayes (Belton-Cottman, Harris-Tigg, Jay, Petrucci, Pierce, Woods, Nevergold); 1-No (Quinn); 1-Absent (Mecozzi).

The Board Approved the Agenda Item as follows:

Item 22.A. Financial Affairs Business Affairs – A. June 30, 2018 Audited Financial Statements, as recommended by the Superintendent; the vote was unanimous.

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The meeting adjourned at 8:45 p.m.

Respectfully submitted,



Lisa M. Keane
Administrative Secretary

ATTACHMENT A

National Principals Month Board of Education of the Buffalo Public Schools

Whereas the Buffalo Board of Education and The School Administrators Association of New York State recognize the month of October 2018 as “National Principals Month” in coordination with the efforts of the National Association of Elementary School Principals, the American Federation of School Administrators, and the National Association of Secondary School Principals, working with the U.S. Congress, to designate “National Principals Month” and resolutions thereof;

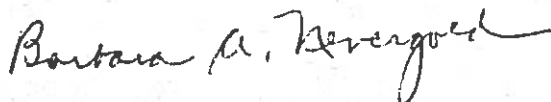
Whereas the vision, dedication, skill, and determination of a principal provides the mobilizing force behind any school reform effort through the Education Bargain with Students and Parents in the Year of Instruction²;

Whereas principals set the academic tone for their schools and work collaboratively with teachers to develop and maintain high curriculum standards, develop mission statements, and set performance goals and objectives for schools to achieve educational excellence;

Whereas to honor and recognize the contribution of all school principals and assistant principals at all grade levels to the success of students in Buffalo Public elementary and secondary schools; and to encourage residents of Buffalo to observe “National Principals Month” with appropriate recognition that promotes awareness of school leadership’s role in ensuring that every child has access to a high-quality education.

Be it resolved –

in honor of the service of all elementary, middle level, and high school principals, and to recognize the importance of their school leadership so that every child has access to an equal and high-quality education, and to celebrate school leader accomplishments, the month of October 2018 is hereby designated in the Buffalo Public Schools to be National Principals Month.



Dr. Barbara Nevergold
Board President

ATTACHMENT B

BOARD OF EDUCATION – CITY OF BUFFALO
Buffalo, New York

I N T E R O F F I C E M E M O R A N D U M

Date: 9/24/18 - 10/16/18

SUBJECT: [Speakers List](#) for Board Meeting on [Wednesday, October 17, 2018](#)

TO: All Board Members and Dr. Kriner Cash

FROM: Darren J. Brown, Chief of Staff

09/24/18 Ann Lupo, Grandparent
 RE: Accessibility

10/09/18 Willie Stewart, Concerned Citizen
 RE: Way things are going with the Board and Workers

10/10/18 Tammy Tedesco, Parent
 RE: Unfairness at the Bennett Football Game

10/11/18 Calvin Silmon, Concerned Citizen
 RE: Diversity

10/15/18 John Allen, Concerned Citizen
 RE: Diversity

10/16/18 Ina Ferguson, SEPAC
 RE: Children

BOARD OF EDUCATION - CITY OF BUFFALO

Buffalo, New York

INTEROFFICE MEMORANDUM

TO: Members of the Buffalo Board of Education
FROM: Darren J. Brown, Chief of Staff/District Clerk
SUBJECT: Work Session Agenda
DATE: September 28, 2018

Buffalo Board of Education Work Session Agenda

Wednesday, October 3, 2018

801 City Hall

5:00 - 7:00 PM

Finance & Operations:

- Financial Statements will be reviewed at October 10th Work Session

Executive Affairs:

- Further Discussion regarding Equity/Inequities within BPS
- Urban Education Reform - List of Justices (previously sent by e-mail)
- Additional Section for RFP/Contract Language

BOARD OF EDUCATION – CITY OF BUFFALO Buffalo, New York

INTEROFFICE MEMORANDUM

TO: Members of the Buffalo Board of Education
FROM: Darren J. Brown, Chief of Staff/District Clerk
SUBJECT: Work Session Agenda
DATE: October 5, 2018

Buffalo Board of Education Work Session Agenda

Wednesday, October 10, 2018
801 City Hall
5:00 – 7:00 PM (Extended until 7:30pm)

Student Achievement:

- Multilingual Education Advisory Committee (MEAC) Presentation
- ELA Data Analysis - Grades 3 - 8

Educational Support:

- No meeting topics, time allocated to Student Achievement meeting

Finance & Operations:

- 2017-2018 School District Financial Statements Review



**Wednesday, October 17, 2018
REGULAR BUSINESS MEETING**

**Room 801 City Hall
5:30 P.M.**

1. OPENING OF MEETING

- A. Call to Order
- B. Pledge of Allegiance

2. BOARD RECOGNITION

3. SUPERINTENDENT'S UPDATE

4. COMMENTS FROM SPEAKERS

- A. Guidelines for Speakers
- B. Speakers List

5. RESPONSE TO SPEAKERS FROM SUPERINTENDENT

6. ACTION ON MINUTES FROM PREVIOUS MEETINGS

- A. September 19, 2018 Board Meeting Minutes

7. COMMITTEE REPORTS

- A. 2018-10-03 Work Session Agenda
- B. 2018-10-10 Work Session Agenda

8. CONSENT AGENDA

- A. Accept Consent Agenda

9. PERSONNEL AFFAIRS - PERSONNEL CHANGES

- A. Instructional Personnel Changes
- B. Civil Service Personnel Changes
- C. Administrative Personnel Changes

10. PERSONNEL AFFAIRS - MISCELLANEOUS

- A. No Items

11. EDUCATIONAL AFFAIRS - CONSULTANT CONTRACT/SERVICES

- A. VIA Evaluation - External Evaluator - Math and Science Partnership (MSP) Focus Grant

12. EDUCATIONAL AFFAIRS - PROGRAM

- A. No Items

L. Invoice No. 2278846, Harris Beach Attorneys at Law

M. Invoice No. 2278845, Harris Beach Attorneys at Law (RE General Education Matters)

N. Invoice No. 2278782, Harris Beach Attorneys at Law (RE Williams v. Paladino)

O. Invoice No. 4608753, Barclay Damon (RE Jeffery v. BPS Mediation)

P. H. Jeffrey Marcus, Legal Services Rendered in the Matter of B.G.

Q. Invoice No. 769264 Harter Secrest & Emery LLP (RE Review of Program LP Ciminelli, Inc.)

R. Woods Oviatt Gilman, LLP - Invoice #41620493

20. BUSINESS AFFAIRS - LEASE PAYMENTS

A. No Items

21. BUSINESS AFFAIRS - MISCELLANEOUS

A. No Items

22. FINANCIAL AFFAIRS

A. A. June 30, 2018 Audited Financial Statements

23. BOARD POLICIES

24. APPROVE CONSENT AGENDA

A. Approve Consent Agenda Items

25. BOARD MEMBER RESOLUTIONS

26. UNFINISHED BUSINESS

27. ADJOURNMENT

A. Meeting Adjourned

Name _____

Email
Address _____

Phone # _____

Current NYS Teaching Certifications:

Subjects that I prefer to teach:

Emer. Contact -

Name:

Number: