

Lackawanna City School District  
Board of Education  
245 South Shore Boulevard  
Thursday, March 12, 2018, at 7:00 p.m.

**APPROVED APR 19 2018**

D-1

**Minutes of the REGULAR MEETING of the Lackawanna City School District's Board of Education held on Thursday, March 15, 2018, at 7:00 p.m., at the Lackawanna Administrative Building, 245 South Shore Blvd., Lackawanna, New York.**

**A) OPENING:**

Meeting called to order by Board President Leonard Kowalski at 7:01 p.m., at the McKinley Administrative Building, 245 South Shore Blvd., Lackawanna, New York.

**ROLL CALL:**

**BOARD MEMBERS PRESENT: (Not All Board Members Were Present)**

Ms. Mona Abdulla, Mr. Tony Catuzza, Mr. Nick Sobaszek, Mr. Mark Kowalski, Mr. Leonard Kowalski.

Mr. Nick Trifilo and Mr. Robert Sireika were excused from the Board Meeting.

**B) WELCOME:**

Board President Leonard Kowalski welcomes all present. All are asked to rise for the Pledge of Allegiance.

**C) ANNOUNCEMENTS / PRESENTATIONS:**

**C-1 - Announcement of Meeting Dates:**

- Monday, April 16, 2018, Work Session at the McKinley Conference Room, at 6:00 p.m.
- Thursday, April 19, 2018, Regular School Board Meeting at the McKinley Conference Room, at 7:00 p.m.

**C-2 - Presentations: NONE**

**C-3 - Public Comment:** Dr. Michael J. Littman is seeking nomination as a Board Member of Erie 1 BOCES. Dr. Littman spoke about himself and his family and spoke of his knowledge of BOCES Policies, Guidelines, Strengths, and Challenges. He also spoke of his Leadership Experience. Dr. Littman closed with thanking everyone for their time, the Board of Education's hard work and how he would greatly appreciate their support and it would be an honor to serve as a Board Member of Erie 1 BOCES.

**ADMINISTRATORS PRESENT:**

Anne G. Spadone Superintendent of Schools  
Keith Lewis Assistant Superintendent  
Daniel Grant Assistant Superintendent for Administrative Services  
Louis Violanti, Esq. School Attorney  
Carl Morgan, Esq. Special Education Attorney

**D) MINUTES:**

**D-1- February 9, 2017 - Regular Board Meeting Minutes**

Minutes of the Regular Meeting of the Lackawanna City School District's Board of Education held on Thursday, February 15, 2018 at 7:00 p.m. at the McKinley Administrative Building, 245 South Shore Blvd., Lackawanna, New York.

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza to "accept as read".

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**E) PERSONNEL – TEACHING:**

**E-1 – Teachers for Homebound Students**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Mark Kowalski upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting the Board approve Maleka Nashir-Noman as a Teacher for Homebound Students.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**E-2 – Teaching Substitute List**

Motion was made by Mr. Tony Catuzza and seconded by Mr. Nick Sobaszek upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting the Board approve the attached list of Substitute Teachers.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**F) PERSONNEL – NON-TEACHING:**

**F-1 – Board Canvass – Unpaid Leave of Absence**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval of the attached Canvass taken on February 27, 2018 regarding an Unpaid Leave of Absence.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**F-2 – Athletic Support Staff**

Motion was made by Mr. Tony Catuzza and seconded by Mr. Nick Sobaszek upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting the Board approve Mike Holmes as an addition to the list of Athletic Support Staff for the 2017-2018 school year.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**F-3 – Substitute Cleaner**

Motion was made by Mr. Mark Kowalski and seconded by Ms. Mona Abdulla upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting the Board approve Michael Alabisi as a Substitute Cleaner.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**F-4 – Account Clerk Typist**

Motion was made by Mr. Tony Catuzza and seconded by Mr. Nick Sobaszek upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval to appoint Jessica Rappa to the Account Clerk Typist position. Ms. Rappa's start date will be in approximately two weeks and her salary and benefits will be in accordance with the LCESA contract.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**F-5 – Non-Teaching Substitute List**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the additions to the Non-Teaching substitute list, as attached, pending fingerprint clearance.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**G) GENERAL ITEMS:**

**G-1 – CSE/CPSE Reviews and Reports Summary/Annual Report**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the attached CSE/CPSE Reviews and Reports Summary/Annual Report.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**G-2 – Use of Facilities – NY Diamond Girls**

Motion was made by Mr. Mark Kowalski and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the attached Use of Facilities request from the NY Diamond Girls for use of the softball field, pending receipt of proof of insurance.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**G-3 – Use of facilities – Lackawanna Police Dept.**

Motion was made by Mr. Tony Catuzza and seconded by Mr. Mark Kowalski upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting the Board approve the attached Use of facilities request by the Lackawanna Police Department pending Certificate of Insurance. Mr. Girdlestone will schedule dates/times with Capt. Robert Janowski, LPD and Mrs. Julie Andreozzi, Principal.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Ayes:** Ms. Mona Abdulla, Mr. Tony Catuzza, Mr. Mark Kowalski, and Mr. Leonard Kowalski

**NAYS:** Mr. Nick Sobaszek

**ABSENT:** Mr. Robert Sireika and Mr. Nick Trifilo

**Passes 4-1.**

**G-4 – Baseball Trip**

Motion was made by Ms. Mona Abdulla and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for Bruce Axelson and Keith Lewis as chaperones for the High School Baseball Team trip to Florida March 25-29,2018. Mr. Axelson and Mr. Lewis will be reimbursed per Board of Education Policy.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**H) FINANCIAL MATTERS:**

**H-1 – Health and Welfare Services**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Mark Kowalski upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the

attached contract with West Seneca Central School District for Health and Welfare Services for the 2017-2018 school year.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**H-2 – Health and Welfare Services**

Motion was made by Mr. Nick Sobaszek and seconded by Ms. Mona Abdulla upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting approval for the attached contract with Lancaster Central School District for Health and Welfare Services for the 2017-2018 school year.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**H-3 – Health and Welfare Services**

Motion was made by Mr. Mark Kowalski and seconded by Mr. Tony Catuzza upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the attached contract with Amherst Central School District for Health and Welfare Services for the 2017-2018 school year.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**H-4 – Resolution**

Motion was made by Mr. Nick Sobaszek and seconded by Ms. Mona Abdulla upon the recommendation of the Superintendent of Schools, Anne Spadone, requesting Board approval for the attached Resolution regarding real property tax exemption status.

**RESOLUTION**

**WHEREAS**, on or about January 12, 2012, the Board of Education (the “Board”) Adopted a Resolution wherein and whereby the Lackawanna City School District (“the District”) elected to “opt out” of the real property tax exemption provided to certain energy systems constructed within the taxing jurisdiction of the District pursuant to Section 487 of the New York State Real Property Tax Law (“RPTL”); and

**WHEREAS**, Steel Sun 2, LLC (“the Company”), a limited liability company organized under the laws of the State of New York has proposed to build and operate a solar energy system that would qualify for such tax exemption on a parcel of land located on the site of the former Bethlehem Steel property; and

**WHEREAS**, the Company has further proposed a Payment in Lieu of Taxes (“PILOT”) Agreement whereby the County of Erie, the City of Lackawanna and the District would each receive a proportionate share of the total amount of Nineteen Thousand, Three Hundred Dollar (3,300.00) per (\$19,800.00) Dollars per year based on Three Thousand, Three Hundred Dollar (3,300.00) per Megawatt AC Capacity, for a period of fifteen (15) consecutive fiscal tax; and

**WHEREAS**, in order to participate in the proposed PILOT Agreement and receive a proportionate share of the annual payments, as aforesaid, the District will be required to take action necessary and appropriate to grant the project tax exempt status under the RPTL and to revoke its prior RPTL "Opt Out" Resolution.

**NOW, THEREFORE, BE IT RESOLVED**, that the Board hereby rescinds and revokes the "Opt Out" Resolution heretofore adopted by the Board on January 12, 2012 with the intent to restore the Real Property Tax Exempt Status to the project pursuant to RPTL Section 487.

**BE IT FURTHER RESOLVED**, that certified copies of this Resolution shall be filed with the State Board of Equalization and Assessment, the President of the New York State Energy Research and Development Authority ("NYSERDA") and the City Assessor of the City of Lackawanna.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**I) RECEIVE AND FILE:**

Motion was made by Mr. Tony Catuzza and seconded by Mr. Nick Sobaszek to receive and file all "I" items:

**I-1 - Treasurer's Report - January**

**I-2 - Claims Auditor Report - February**

**I-3 - Revenue Report - February**

**I-4 - Budget Report - February**

**I-5 - MOA with LCES regarding postings**

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**J) TABLED ITEMS: NONE**

**K) OLD BUSINESS: NONE**

**L) PUBLIC COMMENT: NONE**

Motion was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza to go into Executive Session; Executive Session started at 7:17 p.m.

**DULY PUT TO A VOTE**

**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**Executive Session ended at 7:42 p.m.; roll was taken and all Board Members were present.**

**Mr. Leonard Kowalski, School Board President added an Agenda Item to the Meeting :**

There is a Settlement Agreement between the Lackawanna City School District and the CSEA on behalf of Mr. David Staniszewski. School Board President, Mr. Leonard Kowalski, asked if there is a motion to accept the Settlement Agreement with the Lackawanna City School District and the CSEA on Behalf of Mr. Staniszewski; a motion was made by Mr. Tony Catuzza and seconded by Mr. Nick Sobaszek.

**DULY PUT TO A VOTE**

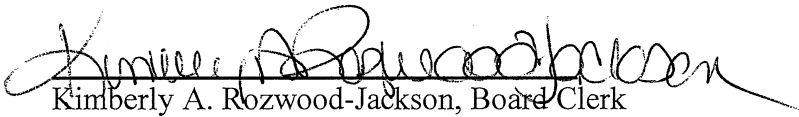
**ALL IN FAVOR / NONE OPPOSED.**

**Passes 5-0.**

**M) ADJOURNMENT: 7:44 p.m.**

Motion to adjourn was made by Mr. Nick Sobaszek and seconded by Mr. Tony Catuzza.

**REGULAR MEETING of the Lackawanna City School District's Board of Education held on Thursday, March 15, 2018, at 7:00 p.m., at the Lackawanna Administrative Building, 245 South Shore Blvd., Lackawanna, New York. ADJOURNED AT 7:44 p.m.**

  
Kimberly A. Rozwood-Jackson, Board Clerk