

Regular Board of Education Meeting
Leptondale Elementary School
Thursday, February 20, 2020
7:00 p.m.

1. Public Comment – Agenda #1

At 7:02 p.m. the floor was opened for public comment. No comment.

2. Call to Order/Pledge of Allegiance – Agenda #2

At 7:03 p.m. the meeting was called to order by President Joseph LoCicero in the Leptondale Elementary All-Purpose Room.

Members Present

Mrs. Crowley
Mr. Frisbie
Mr. LoCicero
Mr. Palen
Mr. Petrocelli
Mr. Spencer
Mr. Jerome Futia [Student Board Member]

Members Absent

Mrs. Anderson
Mr. McCullough
Mr. Missale

Also present were Superintendent Castle, Assistant Superintendents Devincenzi and Herrington, and Administrators Albanese, Anderson, Brown, Harjes, Hasbrouck, Masopust, Salamone and White.

3. Amend/Approve Minutes – [7/9/19 Regular Board Meeting] – Agenda #3

Mr. Frisbie moved the Board accept the recommendation of the Superintendent and amend and approve the minutes of July 9, 2019, (Agenda #39.) Regular Board Meeting so as to read:

*Current Minutes: Mr. Spencer moved the Board accept the recommendation of the Superintendent and approve the appointment of **Melissa Key** to a 26-Week Probationary Part-Time [0.97 FTE] Special Education Teacher Aide position, effective September 4, 2019, at a salary of \$11.80 per hour (Step 3 of the CSEA Contract) [5.8 hours per day]. Ms. Key replaces Deborah Dunn, who resigned.*

*Amended Minutes: Mr. Spencer moved the Board accept the recommendation of the Superintendent and approve the appointment of **Melissa Key** to a 26-Week Probationary Part-Time [0.97 FTE] Special Education Teacher Aide position, effective September 4, 2019, at a salary of **\$12.30 per hour** (Step 3 of the CSEA Contract) [5.8 hours per day]. Ms. Key replaces Deborah Dunn, who resigned.*

Motion seconded by Mr. Spencer and carried 6 – 0.

4. Approve Minutes – [1/16/20 Regular Board Meeting] – Agenda #4

Mr. Petrocelli moved the Board accept the recommendation of the Superintendent and approve the minutes of the January 16, 2020, Regular Board of Education Meeting.

Motion seconded by Mr. Frisbie and carried 6 – 0.

5. Board Committee Reports – Agenda #5

Audit:

Mrs. Crowley reported that the Audit committee has not met since the last Board meeting, but the internal auditors are scheduled to be in District beginning March 9, 2020, to start their work on the State required risk assessment in the areas identified by the Audit Committee. A committee meeting will be scheduled to review the draft report when it is completed.

Budget:

Mr. Devincenzi reported that handouts were provided with a budget update worksheet. The District will submit a Tax Levy to be within the cap to the State by March 1st that currently reflects a 2.54% increase. It is the ninth year that the District has been at or below the Tax Levy Limit. Since the last board meeting, we have adjusted the roll-over budget to reflect retirements and adjustments to TRS and Social Security benefits. There are still areas that need to be explored such as health insurance and final State Aid projections to be received by March 31st. The District received the governor's proposed State Aid projections, for which the majority of the increase is from BOCES and Transportation aid.

Mr. Castle indicated that the District would maintain all programs in the District and will keep current elementary class sizes the same for the 2020-2021 school year. He also indicated that \$69,000 is currently being proposed in the governor's budget to be used towards areas such as mental health services and after school programs. The District would like to use this money to add a social worker, which will allow Plattekill and Leptonale Elementary Schools to have their own full-time social worker. A Board of Education goal to be explored is the adding of American Sign Language (ASL) as an alternative foreign language option to 8th grade students who currently are only offered Spanish. This will be done through either adding a certified ASL teacher or through an Orange-Ulster BOCES on-line learning format. Finally, another Board of Education goal is to add a fourth week to our Elementary Summer School program, which is currently in the working budget. The Board will meet to further discuss these goals over the next couple of months.

Buildings & Grounds:

Mr. Frisbie reported that the Buildings and Grounds Committee met on January 29, 2020. The next committee meeting is scheduled for March 10, 2020, at 6:30 p.m. at District Office.

CDEP:

Mrs. Herrington reported that the CDEP met on February 5, 2020. At the meeting Mr. Castle provided the committee with an overview of the New York State ESSA Accountability System. Mrs. Herrington presented updates from the NYS Office of Curriculum and Instruction and explained how the District is aligning our programs accordingly. Additionally, she provided an overview of the K-2 Reading pilot and professional development for reading teachers that is taking place this semester. Mr. White and Mrs. Parete informed the committee of the work being completed by the District-Wide Special Education Team and will continue to provide us with the status of their work throughout the next school year.

Mr. Brown and Mrs. Hasbrouck provided the committee with an overview of District initiatives. Mr. Brown explained that there is a team working on revising the District K-8 RTI plan. Mrs. Hasbrouck outlined the State's focus on early childhood learning and the professional development being offered to our teachers to assist them with the incorporation of inquiry-based learning in grades K-3. In the afternoon the CDEP team worked in groups answering questions disseminated by New York State to gather feedback on what we want our students to know and be able to do before they graduate. Mrs. Herrington will share the group's feedback with the State on March 4, 2020 at a conference being held at Ulster BOCES.

The next committee meeting is scheduled for March 11, 2020, in the high school auditorium from 8:30 a.m.-12:00 p.m. The CDEP Committee will also present to the Board of Education on March 23, 2020, at 6:00 p.m. in the High School Library.

Curriculum/TAG:

Mrs. Herrington reported that the Curriculum/TAG Committee met on January 21, 2020. Mr. Castle provided the committee with an overview of the reading pilot in grades K-2. The pilot teachers along with Mrs. Herrington will update the committee at our next meeting. Mr. Castle also shared with the committee the structure of our current K-6 special education programming throughout the District and outlined the work that will be completed by the Special Education Improvement Team over the course of this year and next year. Mrs. Werlau provided the committee with information about the updates she and the other librarians made to our digital citizenship curriculum maps. The additions included information about appropriate use of social media and copyrighted materials. She also provided the committee with an Author's Day update. The next committee meeting is scheduled for March 30, 2020, at 7:00 p.m. in the High School Library.

Health & Safety:

Mr. Palen reported that the Health & Safety Committee has not met since the last Board meeting, but the building safety teams continue to meet on a monthly basis. The next committee meeting is scheduled for April 1, 2020 at 3:45 p.m. in District Office.

Legislative:

Mr. Petrocelli reported the Mr. Don Greene is the Ulster BOCES representative for the District and that the Board would like to nominate him again for another three-year term to fill the open At-Large seat. On January 30, 2020, Mr. Petrocelli and Mr. Devincenzi attended the Ulster County School Boards Association meeting with county legislators. He indicated that the District is on the cutting edge and on point with the current areas of discussion, such as revising the Foundation Aid formula, mental health services and foreign language. Mr. Petrocelli indicated that Mr. Castle met with Senators Skoufis and Metzger and Assemblymen Miller, Jacobson and Cahill. Mr. Castle reiterated the importance of fixing the Foundation Aid formula as well as not consolidating it with expense-based aid. The District is advocating for our students and taxpayers and the legislators were receptive to our ideas and the need for more money.

Policy:

Mr. Palen reported that the Policy Committee has not met since the last Board meeting. There is one policy on the February 20th agenda for deletion. The next committee meeting is scheduled for March 10, 2020, at 7:00 p.m. in District Office.

Technology:

Mrs. Herrington reported that the Technology Committee has not met since the last Board meeting. The next committee meeting is March 2, 2020, at 3:30 p.m., in the High School Library.

Wellness:

Mr. Devincenzi reported that the Wellness Committee has not met since the last Board meeting. The next committee meeting is scheduled for April 21, 2020, at 3:30 p.m., in the High School Library.

Student Rep:

Mr. Jerome Futia reported the following:

- On February 11th, former WWF superstar Marc Mero gave a well-received presentation with multiple underlying themes that stressed that the choices you make now could have a significant impact later in life. He used extreme examples from his life and showed that success does not guarantee happiness.
- On January 29th, the high school held their annual Coffee House event. The music department will also be hosting concerts on March 2nd and March 4th.
- Winters sports are wrapping up as wrestling had sections last weekend with three section placers; two students finished at 6th place and one at 4th place. Gymnastics finished their season and several students qualified for states. Boys basketball is 11-8; Girls basketball is 11-8 and qualified for sections. Cheerleading placed first at all but one competition and have Section 9 Cheer Championships on February 22nd at Monroe Woodbury. Nordic Ski wrapped up with six people winning medals and three going to states. Indoor track had six section champions. Signups for Spring sports went live during gym periods.
- Vex robotics did very well throughout their regular season and as sections approach, expectations are high as they have the State competition in their sights.

6. Consent Agenda

Mr. Frisbie moved items 6A through 6H and 7A through 7G be taken as consent agenda.

Motion seconded by Mr. Palen and carried 6 – 0.

Accept Resignations/Retirement– Non-Instructional – Agenda #6.A.

The Board accept the recommendation of the Superintendent and accept the resignation of **Ethel Cruver** from the position of Part-Time [0.97 FTE] Supervisory Teacher Aide, effective February 10, 2020.

The Board accept the recommendation of the Superintendent and accept the resignation of **Staciann Elliott** from the position of Part-Time [0.97 FTE] Special Education Teacher Aide, effective February 21, 2020.

The Board accept the recommendation of the Superintendent and accept the resignation for retirement purposes of **Kim Kosteczko** from the position of Full-Time Computer Teacher Aide, effective February 29, 2020.

Accept Resignation/Retirement – Instructional – Agenda #6.B.

The Board accept the recommendation of the Superintendent and accept the resignation for retirement purposes of **Sean Peterson** from the Wallkill Central School District [Social Studies Teacher], effective June 30, 2020.

Approve Appointment – Instructional – Agenda #6.C.

The Board accept the recommendation of the Superintendent and approve the appointment of **Deirdre Doughty** to a Permanent Per Diem Substitute Teacher position, assigned to the Senior High School for the 2019-2020 school year at a rate of \$109.00 per day, effective February 21, 2020.

Approve Appointments – Coaching – Agenda #6.D.

The Board accept the recommendation of the Superintendent and approve the following appointments for the 2019-2020 Spring and 2020-2021 Fall sports seasons:

SPRING

HIGH SCHOOL:

William Earl	Assistant Varsity Baseball Coach	Unpaid
Chelsea Murphy	Assistant Varsity Softball Coach	Unpaid
Lisa Bouffard	Assistant Varsity Softball Coach	Unpaid
Richard Nelson	Assistant Varsity Lacrosse Coach	Unpaid
Isaiah Wilson*	Assistant Varsity Lacrosse Coach	Unpaid

MIDDLE SCHOOL:

Kelly Wood	Modified Softball Coach	\$2,098
Jennifer Ippolito	Modified Track and Field Coach	\$2,098

**Pending Issuance of License*

FALL

HIGH SCHOOL:

Kelly Wood	Varsity Girls Soccer Coach	\$5,052
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Approve Deletion to Policy Book – Agenda #6.E.

The Board accept the recommendation of the Superintendent and the Policy Committee and approve the deletion of the following policy:

1. Policy #8332 – Workbooks

Approve Substitute Lists – Agenda #6.F.

The Board accept the recommendation of the Superintendent and approve the lists for individuals for teaching and non-teaching substitute positions.

Approve Pre-School Special Education Placements – Agenda #6.G.

The Board approve the placement of Pre-School Special Education students as recommended by the Committee on Special Education in its January minutes.

Approve Special Education Placements – Agenda #6.H.

The Board approve the placement of Special Education students as recommended by the Committee on Special Education in its January minutes.

Approve Use of Facilities – Agenda #7.A.

The Board accept the recommendation of the Superintendent and approve the use of the John G. Borden Middle School Gymnasiums by **Wallkill Girls Softball** [for a Softball Skills Clinic] as indicated below:

Saturdays	March 7, 2020 & March 14, 2020	10:00 a.m. to 12:00 p.m.
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The Board accept the recommendation of the Superintendent and approve the use of the Plattekill Elementary School Gymnasium by the **Rotary of Southern Ulster** [for a Baseball Program] as indicated below:

Mondays & Tuesdays	March 16, 2020 – May 12, 2020*	6:00 p.m. to 9:00 p.m.
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*[*Excluding 4/6/20, 4/7/20 & 4/13/20]*

The Board accept the recommendation of the Superintendent and approve the use of the Clare F. Ostrander Elementary School Gymnasium, Plattekill Elementary School Gymnasium and Leptondale Elementary School classroom by **Girls on the Run** [for a Youth Development Program] as indicated below:

Clare F. Ostrander Elementary School:

Mondays & Wednesdays	March 23, 2020 – June 10, 2020*	3:30 p.m. to 5:00 p.m.
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Plattekill Elementary School:

Mondays & Thursdays	March 23, 2020 – June 11, 2020*	3:30 p.m. to 5:00 p.m.
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Leptondale Elementary School:

Mondays & Thursdays	March 23, 2020 – June 15, 2020*	3:30 p.m. to 5:00 p.m.
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*[*Excluding 4/6/20, 4/9/20, 4/13/20 & 5/25/20]*

The Board accept the recommendation of the Superintendent and approve the use of the John G. Borden Middle School fields by **Wallkill Area Youth Soccer** [for Practice and Games] as indicated below:

Mondays-Fridays	April 1, 2020 – June 20, 2020	5:00 p.m. to 7:00 p.m.
Saturdays		8:00 a.m. to 2:00 p.m.

The Board accept the recommendation of the Superintendent and approve the use of the Wallkill Senior High School track by the **Special Olympics New York-Hudson Valley Region** [for practice] as indicated below:

Monday & Wednesdays	April 22, 2020 – April 29, 2020	6:00 p.m. to 7:15 p.m.
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The Board accept the recommendation of the Superintendent and approve the use of the Wallkill Senior High School Track by **Wallkill Varsity Track and Field** [for Track and Field Clinics] as indicated below:

Tuesdays	June 2, 2020 – June 23, 2020	5:00 p.m. to 6:00 p.m.
Wednesday	June 24, 2020 (<i>Rain Date</i>)	5:00 p.m. to 6:00 p.m.

The Board accept the recommendation of the Superintendent and approve the use of the Wallkill Senior High School Auditorium, Band Room and Light Booth, by the **Footworks Dance Center** [for a Dance Recital] as indicated below:

Wednesday	June 17, 2020	4:00 p.m. – 9:30 p.m.
Thursday	June 18, 2020	4:00 p.m. – 9:30 p.m.
Friday	June 19, 2020	3:00 p.m. – 9:30 p.m.
Sunday	June 21, 2020	8:00 a.m. – 6:00 p.m.

Accept Treasurer's Report – Agenda #7.B.

The Board accept the recommendation of the Superintendent that the Board of Education has reviewed and accepts the Treasurer's Reports as of January 31, 2020 and Revenues as of January 31, 2020.

Approve Memorandum of Agreement – Wallkill Teachers' Association – Agenda #7.C.

The Board approve the Memorandum of Agreement by and between the Wallkill Central School District and the Wallkill Teachers' Association, dated February 4, 2020, regarding an Orton-Gillingham training for Reading teachers, a copy of which shall be on file with the District Clerk.

Approve Agreement – Professional Development – Agenda #7.D.

The Board accept the recommendation of the Superintendent and approve the Agreement between the Wallkill Central School District and Jennifer Duerr, Ed.D. to provide professional development services in the area of Literacy Education, effective for the 2019-2020 school year.

Approve Resolution – SEQRA [State Environmental Quality Review Act] – Agenda #7.E.

The Board accept the recommendation of the Superintendent and approve the following SEQRA Resolution for the Determination of Unlisted Action and Lead Agency for Acquisition of Building and Land Project:

WHEREAS, the Wallkill Central School District Board of Education is proposing to purchase the building and land located at 1500 State Route 208, Wallkill, NY ("Project"); and

WHEREAS, the proposed Project is subject to review under the State Environmental Quality Review Act ("SEQRA"), 6 NYCRR 617; and

WHEREAS, no other potential involved or interested agencies have been identified in regard to the Project; and

WHEREAS, the Board has considered the information and documentation which describes the design and intent of the Project as set forth in Part 1 of the Short Environmental Assessment Form, a copy of which is incorporated herein by reference, shall be placed on file with the District Clerk and shall be posted on the District's Website in accordance with Section 103[e] of the New York Public Officers Law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Wallkill Central School District in accordance with the applicable standards of SEQRA, 6 NYCRR Part 617 hereby determines that the Project is classified as an Unlisted Action and designates itself as Lead Agency for the environmental review of the Project.

Approve Resolution – SEQRA [State Environmental Quality Review Act] – Agenda #7.F.

The Board accept the recommendation of the Superintendent and approve the following SEQRA Resolution for the Determination of Significance for Acquisition of Building and Land Project after reviewing the Short Environmental Assessment Form:

WHEREAS, the Board of Education of the Wallkill Central School District is proposing to purchase the building and land located at 1500 State Route 208, Wallkill, NY ("Project"); and

WHEREAS, the Board under the applicable standards of the State Environmental Quality Review Act ("SEQRA"), 6 NYCRR Part 617.6, declared the action to be Unlisted and designated itself as Lead Agency for the environmental review of the Project; and

WHEREAS, the Board has completed Part 1 of the Short Environmental Assessment Form ("SEAF") and has reviewed all of the information and documentation developed for the Project.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Wallkill Central School District acting as Lead Agency, in accordance with the applicable standards of SEQRA, 6 NYCRR Part 617 and based upon the record before it, including the general, specific and detailed knowledge regarding the acquisition of the building and land, the community and the findings and conclusions relating to the assessment of any potential environmental impacts contained within the SEAF and incorporated by reference herein, hereby determines that the Project will not result in any significant adverse environmental impacts.

Approve Resolution – Lease Agreement – Agenda #7.G.

The Board accept the recommendation of the Superintendent and approve the following resolution:

WHEREAS, the Board of Education (“Board”) of the Wallkill Central School District (“District”) desires to enter into lease agreement with 1500 NYS Route 208, LLC (“Owner”) for approximately 1,920 square feet of administrative office storage space to be located at 1500 NYS Route 208 Town of Shawangunk, Ulster County, New York (hereinafter “Leased Premises”); and

WHEREAS, the Board has determined that entering into the lease agreement with the Owner for the Leased Premises will be in the District’s best financial interests;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Wallkill Central School District approves a Lease Agreement with 1500 NYS Route 208, LLC for approximately 1,920 square feet of administrative office storage space located at 1500 NYS Route 208 Town of Shawangunk, Ulster County, New York, subject to the Board attorney’s final recommendation of suitable terms and conditions and approval of the Commissioner of Education; and further authorizes the President to execute such Lease upon the Board attorney’s recommendation, a copy of which will be placed on file with the District Clerk.

7. Approve Bond Resolution – Agenda #7.H.

At the regular meeting of the Board of Education of Wallkill Central School District, Ulster and Orange Counties, New York, held at Leptondale Elementary School in Wallkill, New York, in said School District, on the 20th day of February, 2020, at 7:00 o'clock P.M., Prevailing Time.

The meeting was called to order by Joseph LoCicero, and upon roll being called, the following were:

<u>Members</u>	<u>Present</u>	<u>Absent</u>
Mrs. Anderson		<u>X</u>
Mrs. Crowley	<u>X</u>	
Mr. Frisbie	<u>X</u>	
Mr. LoCicero	<u>X</u>	
Mr. McCullough		<u>X</u>
Mr. Missale		<u>X</u>
Mr. Palen	<u>X</u>	
Mr. Petrocelli	<u>X</u>	
Mr. Spencer	<u>X</u>	

The following resolution was offered by Mr. Spencer who moved its adoption, seconded by Mr. Petrocelli, to-wit:

REFUNDING BOND RESOLUTION DATED FEBRUARY 20, 2020.

A RESOLUTION AUTHORIZING THE ISSUANCE PURSUANT TO SECTION 90.00 OR SECTION 90.10 OF THE LOCAL FINANCE LAW OF REFUNDING BONDS OF THE WALLKILL CENTRAL SCHOOL DISTRICT, ULSTER AND ORANGE COUNTIES, NEW YORK, TO BE DESIGNATED SUBSTANTIALLY “SCHOOL DISTRICT REFUNDING (SERIAL) BONDS”, AND PROVIDING FOR OTHER MATTERS IN RELATION THERETO AND THE PAYMENT OF THE BONDS TO BE REFUNDED THEREBY.

WHEREAS, the Wallkill Central School District, Ulster and Orange Counties, New York (hereinafter, the "School District") heretofore issued \$10,690,000 School District (Serial) Bonds, 2010, dated August 3, 2010, pursuant to duly authorized bond resolutions dated March 15, 2007 authorizing said serial bonds for the reconstruction of various School District buildings, and a bond determinations certificate of the President of the Board of Education (hereinafter referred to as the "Refunded Bond Certificate"), such School District (Serial) Bonds, 2010, now outstanding in the amount of \$4,555,000, maturing on June 15 annually in each of the years 2020 to 2026, both inclusive, as more fully described in the Refunded Bond Certificate; and

WHEREAS, it would be in the public interest to refund all or a portion of the \$4,555,000 outstanding principal balance of said bonds maturing in the years 2020 to 2026, both inclusive (the "Refunded Bonds") by the issuance of refunding bonds pursuant to Section 90.00 or Section 90.10 of the Local Finance Law; and

WHEREAS, such refunding will result in present value savings in debt service as so required by Section 90.10 of the Local Finance Law; NOW, THEREFORE, BE IT

RESOLVED, by the Board of Education of the Wallkill Central School District, Ulster and Orange Counties, New York, as follows:

Section 1. For the object or purpose of refunding the \$4,555,000 outstanding principal balance of the Refunded Bonds, including providing moneys which, together with the interest earned from the investment of certain of the proceeds of the refunding bonds herein authorized, shall be sufficient to pay (i) the principal amount of the Refunded Bonds, (ii) the aggregate amount of unmatured interest payable on the Refunded Bonds to and including the date on which the Refunded Bonds which are callable are to be called prior to their respective maturities in accordance with the refunding financial plan, as hereinafter defined, (iii) the costs and expenses incidental to the issuance of the refunding bonds herein authorized, including the development of the refunding financial plan, as hereinafter defined, compensation to the underwriter or underwriters, as hereinafter defined, costs and expenses of executing and performing the terms and conditions of the escrow contract or contracts, as hereinafter defined, and fees and charges of the escrow holder or holders, as hereinafter mentioned, (iv) the redemption premium payable on the Refunded Bonds, and (v) the premium or premiums for a policy or policies of municipal bond insurance or cost or costs of other credit enhancement facility or facilities, for the refunding bonds herein authorized, or any portion thereof, there are hereby authorized to be issued not exceeding \$4,500,000 refunding serial bonds of the School District pursuant to the provisions of Section 90.00 or Section 90.10 of the Local Finance Law (the "School District Refunding Bonds" or the "Refunding Bonds"), it being anticipated that the amount of Refunding Bonds actually to be issued will be approximately \$4,000,000, as provided in Section 4 hereof. The School District Refunding Bonds shall each be designated substantially "SCHOOL DISTRICT REFUNDING (SERIAL) BOND" together with such series designation and year as is appropriate on the date of sale thereof, shall be of the denomination of \$5,000 or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity, shall be numbered with the prefix R-20 (or R with the last two digits of the year in which the Refunding Bonds are issued as appropriate) followed by a dash and then from 1 upward, shall be dated on such dates, and shall mature annually on such dates in such years, bearing interest semi-annually on such dates, at the rate or rates of interest per annum, as may be necessary to sell the same, all as shall be determined by the President of the Board of Education pursuant to Section 4 hereof. It is hereby further determined that (a) such Refunding Bonds may be issued in series, (b) such Refunding Bonds may be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law and pursuant to subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, and (c) such Refunding Bonds may be issued as a single consolidated issue. It is hereby further determined that such Refunding Bonds may be issued to refund all, or any portion of, the Refunded Bonds, subject to the limitation hereinafter described in Section 10 hereof relating to approval by the State Comptroller.

Section 2. The Refunding Bonds may be subject to redemption prior to maturity upon such terms as the President of the Board of Education shall prescribe, which terms shall be in compliance with the requirements of Section 53.00 (b) of the Local Finance Law. If less than all of the Refunding Bonds of any maturity are to be redeemed, the particular refunding bonds of such maturity to be redeemed shall be selected by the School District by lot in any customary manner of selection as determined by the President of the Board of Education.

The Refunding Bonds shall be issued in registered form and shall not be registrable to bearer or convertible into bearer coupon form. In the event said Refunding Bonds are issued in non-certificated form, such bonds, when issued, shall be initially issued in registered form in denominations such that one bond shall be issued for each maturity of bonds and shall be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York ("DTC"), which will act as securities depository for the bonds in accordance with the Book-Entry-Only system of DTC. In the event that either DTC shall discontinue the Book-Entry-Only system or the School District shall terminate its participation in such Book-Entry-Only system, such bonds shall thereafter be issued in certificated form of the denomination of \$5,000 each or any integral multiple thereof (except for any odd denominations, if necessary) not exceeding the principal amount of each respective maturity. In the case of non-certificated Refunding Bonds, principal of and interest on the bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to The Depository Trust Company, New York, New York, or to its nominee, Cede & Co., while the bonds are registered in the name of Cede & Co. in accordance with such Book-Entry-Only System. Principal shall only be payable upon surrender of the bonds at the principal corporate trust office of such Fiscal Agent (or at the office of the School District Clerk as Fiscal Agent as hereinafter provided).

In the event said Refunding Bonds are issued in certificated form, principal of and interest on the Refunding Bonds shall be payable by check or draft mailed by the Fiscal Agent (as hereinafter defined) to the registered owners of the Refunding Bonds as shown on the registration books of the School District maintained by the Fiscal Agent (as hereinafter defined), as of the close of business on the fifteenth day of the calendar month or last business day of the calendar month preceding each interest payment date as appropriate and as provided in a certificate of the President of the Board of Education providing for the details of the Refunding Bonds. Principal shall only be payable upon surrender of bonds at the principal corporate trust office of a bank or trust company or banks or trust companies located or authorized to do business in the State of New York, as shall hereafter be designated by the President of the Board of Education as fiscal agent of the School District for the Refunding Bonds (collectively the "Fiscal Agent").

Refunding Bonds in certificated form may be transferred or exchanged at any time prior to maturity at the principal corporate trust office of the Fiscal Agent for bonds of the same maturity of any authorized denomination or denominations in the same aggregate principal amount.

Principal and interest on the Refunding Bonds will be payable in lawful money of the United States of America.

The President of the Board of Education, as chief fiscal officer of the School District, is hereby authorized and directed to enter into an agreement or agreements containing such terms and conditions as he or she shall deem proper with the Fiscal Agent, for the purpose of having such bank or trust company or banks or trust companies act, in connection with the Refunding Bonds, as the Fiscal Agent for said School District, to perform the services described in Section 70.00 of the Local Finance Law, and to execute such agreement or agreements on behalf of the School District, regardless of whether the Refunding Bonds are initially issued in certificated or non-certificated form; provided, however, that the President of the Board of Education is also hereby authorized to name the School District Clerk as the Fiscal Agent in connection with the Refunding Bonds.

The President of the Board of Education is hereby further delegated all powers of this Board of Education with respect to agreements for credit enhancement, derived from and pursuant to Section 168.00 of the Local Finance Law, for said Refunding Bonds, including, but not limited to the determination of the provider of such credit enhancement facility or facilities and the terms and contents of any agreement or agreements related thereto.

The Refunding Bonds shall be executed in the name of the School District by the manual or facsimile signature of the President of the Board of Education, and a facsimile of its corporate seal shall be imprinted thereon. In the event of facsimile signature, the Refunding Bonds shall be authenticated by the manual signature of an authorized officer or employee of the Fiscal Agent. The Refunding Bonds shall contain the recital required by subdivision 4 of paragraph g of Section 90.00 of the Local Finance Law or subdivision 4 of paragraph j of Section 90.10 of the Local Finance Law, as applicable, and the recital of validity clause provided for in Section 52.00 of the Local Finance Law and shall otherwise be in such form and contain such recitals, in addition to those required by Section 51.00 of the Local Finance Law, as the

President of the Board of Education shall determine. It is hereby determined that it is to the financial advantage of the School District not to impose and collect from registered owners of the Refunding Bonds any charges for mailing, shipping and insuring bonds transferred or exchanged by the Fiscal Agent, and, accordingly, pursuant to paragraph c of Section 70.00 of the Local Finance Law, no such charges shall be so collected by the Fiscal Agent.

Section 3. It is hereby determined that:

- (a) the maximum amount of the Refunding Bonds authorized to be issued pursuant to this resolution does not exceed the limitation imposed by subdivision 1 of paragraph b of Section 90.10 of the Local Finance Law;
- (b) the maximum period of probable usefulness permitted by law at the time of the issuance of the Refunded Bonds, for the objects or purposes financed by the Refunded Bonds, pursuant to paragraph a of Section 11.00 of the Local Finance Law, is as described in Exhibit A attached hereto and hereby made a part hereof;
- (c) the last installment of the Refunding Bonds will mature not later than the expiration of the period of probable usefulness of the objects or purposes for which said Refunded Bonds were issued in accordance with the provisions of subdivision 1 of paragraph a of Section 90.00 of the Local Finance Law subdivision 1 of paragraph c of Section 90.10 of the Local Finance Law, as applicable;
- (d) the estimated present value of the total debt service savings anticipated as a result of the issuance of the Refunding Bonds, if any, computed in accordance with the provisions of subdivision 2 of paragraph b of Section 90.10 of the Local Finance Law, is as shown in the Refunding Financial Plan described in Section 4 hereof.

Section 4. The financial plan for the aggregate of the refundings authorized by this resolution (collectively, the “Refunding Financial Plan”), showing the sources and amounts of all moneys required to accomplish such refundings, the estimated present value of the total debt service savings and the basis for the computation of the aforesaid estimated present value of total debt service savings, are set forth in Exhibit B, a copy of which is incorporated herein by reference, shall be placed on file with the District Clerk and shall be posted on the District’s Website in accordance with Section 103[e] of the New York Public Officers Law. The Refunding Financial Plan has been prepared based upon the assumption that the Refunding Bonds will be issued in one series to refund all of the Refunded Bonds in the principal amount of \$4,000,000, and that the Refunding Bonds will mature, be of such terms, and bear interest as set forth in said Exhibit B. This Board of Education recognizes that the Refunding Bonds may be issued in one or more series, and for all of the Refunded Bonds, or portions thereof, that the amount of the Refunding Bonds, maturities, terms, and interest rate or rates borne by the Refunding Bonds to be issued by the School District will most probably be different from such assumptions and that the Refunding Financial Plan will also most probably be different from that attached hereto as Exhibit B. The President of the Board of Education is hereby authorized and directed to determine which of the Refunded Bonds will be refunded and at what time, the amount of the Refunding Bonds to be issued, the date or dates of such bonds and the date or dates of issue, maturities and terms thereof, the provisions relating to the redemption of Refunding Bonds prior to maturity, whether the Refunding Bonds will be insured by a policy or policies of municipal bond insurance or otherwise enhanced by a credit enhancement facility or facilities, whether the Refunding Bonds shall be sold at a discount in the manner authorized by paragraph e of Section 57.00 of the Local Finance Law, and the rate or rates of interest to be borne thereby, whether the Refunding Bonds shall be issued having substantially level or declining annual debt service and all matters related thereto, and to prepare, or cause to be provided, a final Refunding Financial Plan for the Refunding Bonds and all powers in connection therewith are hereby delegated to the President of the Board of Education; provided, that the terms of the Refunding Bonds to be issued, including the rate or rates of interest borne thereby, shall comply with the requirements of Section 90.00 or Section 90.10 of the Local Finance Law as applicable. The President of the Board of Education shall file a copy of his certificate determining the details of the Refunding Bonds and the final Refunding Financial Plan with the School District Clerk not later than ten (10) days after the delivery of the Refunding Bonds, as herein provided.

Section 5. The President of the Board of Education is hereby authorized and directed to enter into an escrow contract or contracts (collectively the “Escrow Contract”) with a bank or trust company, or with banks or trust companies, located and authorized to do business in this State as said President of the Board of Education shall designate (collectively the “Escrow Holder”) for the purpose of having the Escrow Holder act, in connection with the Refunding Bonds, as the escrow holder to perform the services described in Section 90.10 of the Local Finance Law.

Section 6. The faith and credit of said Wallkill Central School District, Ulster and Orange Counties, New York, are hereby irrevocably pledged to the payment of the principal of and interest on the Refunding Bonds 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 bonds becoming due and payable in such year. To the extent not paid from other sources, there shall be annually levied on all the taxable real property in said School District a tax sufficient to pay the principal of and interest on such Refunding Bonds as the same become due and payable.

Section 7. All of the proceeds from the sale of the Refunding Bonds, including the premium, if any, but excluding accrued interest thereon, shall immediately upon receipt thereof be placed in escrow with the Escrow Holder for the Refunded Bonds. Accrued interest on the Refunding Bonds shall be paid to the School District to be expended to pay interest on the Refunding Bonds. Such proceeds as are deposited in the escrow deposit fund to be created and established pursuant to the Escrow Contract, whether in the form of cash or investments, or both, inclusive of any interest earned from the investment thereof, shall be irrevocably committed and pledged to the payment of the principal of and interest on the Refunded Bonds in accordance with Section 90.10 of the Local Finance Law, and the holders, from time to time, of the Refunded Bonds shall have a lien upon such moneys held by the Escrow Holder. Such pledge and lien shall become valid and binding upon the issuance of the Refunding Bonds and the moneys and investments held by the Escrow Holder for the Refunded Bonds in the escrow deposit fund shall immediately be subject thereto without any further act. Such pledge and lien shall be valid and binding as against all parties having claims of any kind in tort, contract or otherwise against the School District irrespective of whether such parties have notice thereof.

Section 8. Notwithstanding any other provision of this resolution, so long as any of the Refunding Bonds shall be outstanding, the School District shall not use, or permit the use of, any proceeds from the sale of the Refunding Bonds in any manner which would cause the Refunding Bonds to be an "arbitrage bond" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and, to the extent applicable, the Regulations promulgated by the United States Treasury Department thereunder.

Section 9. In accordance with the provisions of Section 53.00 and of paragraph h of Section 90.10 of the Local Finance Law, in the event such bonds are refunded, the School District hereby elects to call in and redeem each of the Refunded Bonds which the President of the Board of Education shall determine to be refunded in accordance with the provisions of Section 4 hereof and with regard to which the right of early redemption exists. The sum to be paid therefor on such redemption date shall be the par value thereof, and the accrued interest to such redemption date. The Escrow Agent for the Refunding Bonds is hereby authorized and directed to cause notice of such call for redemption to be given in the name of the School District in the manner and within the times provided in the Refunded Bond Certificate. Such notice of redemption shall be in substantially the form attached to the Escrow Contract. Upon the issuance of the Refunding Bonds, the election to call in and redeem the callable Refunded Bonds and the direction to the Escrow Agent to cause notice thereof to be given as provided in this paragraph shall become irrevocable, provided that this paragraph may be amended from time to time as may be necessary in order to comply with the publication requirements of paragraph a of Section 53.00 of the Local Finance Law, or any successor law thereto.

Section 10. The Refunding Bonds shall be sold at public competitive sale or at private sale to Roosevelt & Cross Incorporated (the "Underwriter") for purchase prices to be determined by the President of the Board of Education, plus accrued interest from the date or dates of the Refunding Bonds to the date or dates of the delivery of and payment for the Refunding Bonds. Subject to the approval of the terms and conditions of such private sale by the State Comptroller as may be required by subdivision 2 of paragraph f of Section 90.10 of the Local Finance Law, the President of the Board of Education is hereby authorized to execute and deliver a purchase contract for the Refunding Bonds in the name and on behalf of the School District providing the terms and conditions for the sale and delivery of the Refunding Bonds to the Underwriter if sold at private sale. After the Refunding Bonds have been duly executed, they shall be delivered by the President of the Board of Education to the purchaser or to the underwriter in accordance with said purchase contract upon the receipt by the School District of said the purchase price, including accrued interest.

Section 11. The President of the Board of Education and all other officers, employees and agents of the School District are hereby authorized and directed for and on behalf of the School District to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby.

Section 12. All other matters pertaining to the terms and issuance of the Refunding Bonds shall be determined by the President of the Board of Education and all powers in connection thereof are hereby delegated to the President of the Board of Education. The President of the Board of Education shall be further authorized to issue said Refunding Bonds pursuant to Section 90.00 or Section 90.10 of the Local Finance Law as said officer shall determine necessary.

Section 13. The validity of the Refunding Bonds may be contested only if:

1. Such obligations are authorized for an object or purpose for which said School District is not authorized to expend money, or
2. 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 days after the date of such publication, or
3. Such obligations are authorized in violation of the provisions of the Constitution.

Section 14. A summary of this resolution, which takes effect immediately, shall be published in the official newspapers of said School District, together with a notice of the School District Clerk in substantially the form provided in Section 81.00 of the Local Finance Law.

EXHIBIT A
\$10,690,000 School District (Serial) Bonds, 2010
Objects or Purposes and Period of Probable Usefulness

a) reconstruction of various School District buildings, including roofs, fire alarms and other incidental improvements (\$5,757,421 of the \$7,970,332 authorized); b) reconstruction of various School District buildings, including windows and other incidental improvements (\$2,158,940 of the \$3,173,940 authorized); and c) reconstruction of various School District buildings, including windows and other incidental improvements (\$2,773,639 of the \$2,808,639 authorized). Classes of objects or purposes. Period of probable usefulness: 30 years pursuant to subdivision 97 of Section 11.00 of the Local Finance Law, computed from August 14, 2008, the date of the first obligations issued therefor for the objects or purposes to be refinanced by the refunding bonds herein authorized. Bond resolutions adoption date: March 15, 2007.

The foregoing resolution was duly put to a vote which resulted as follows:

Mrs. Crowley	VOTING	<u>YES</u>
Mr. Frisbie	VOTING	<u>YES</u>
Mr. LoCicero	VOTING	<u>YES</u>
Mr. Palen	VOTING	<u>YES</u>
Mr. Petrocelli	VOTING	<u>YES</u>
Mr. Spencer	VOTING	<u>YES</u>

The resolution was thereupon declared duly adopted.

8. Accept Donation – Agenda #7.I.

Mr. Palen moved the Board accept the recommendation of the Superintendent and accept the donation of \$600 to the Wallkill Senior High School Senior Celebration, from Mary Alexander, of **Take the Leap Dance Studio**.

Motion seconded by Spencer and carried 6 – 0. [With Thanks]

9. Public Comment – Agenda #8

At 7:40 p.m. the floor was opened for public comment. No comment.

10. Executive Session – Agenda #9

At 7:41 p.m. Mr. Frisbie moved the Board enter Executive Session to discuss a current impartial hearing.

Motion seconded by Mr. Palen and carried 6 – 0.

The Board reconvened at 8:15 p.m.

11. Close Meeting – Agenda #10

At 8:15 p.m. Mr. Spencer moved to adjourn the meeting.

Motion seconded by Mr. Palen and carried 6 – 0.

Respectfully submitted,

Kelli Corcoran
District Clerk