

# MINUTES

## BOARD OF EDUCATION VALLEY STREAM SCHOOL DISTRICT 24

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BUSINESS MEETING

WILLIAM L. BUCK SCHOOL  
DECEMBER 14, 2022

6:45 PM It is anticipated that the Board of Education will immediately consider a motion to enter executive session [for purposes of discussing a personnel matter and contract matters] and reconvene the public portion of the Business Meeting at 7:30 PM.

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**Members Present:** President Maier, Vice-President LaRocco Trustees Nunez, Hernandez, Herrera, and Wilson

**Others Present:** Assistant Superintendent, Dr. Jack Mitchell, School District Attorney

**Absent With Prior Notice:** Trustee Wheeler and Superintendent Dr. Sturz

### I. CALL TO ORDER

Motion to enter Executive Session at 6:46 PM by Vice President LaRocco seconded by Trustee Hernandez to discuss Personnel and Contractual Obligations. Motion unanimously carried.

Executive Session concluded at 7:28 PM by Vice President LaRocco seconded by Trustee Hernandez. Motion unanimously carried. The Business Meeting was called to order at 7:30 PM, at the William L. Buck School, by President John Maier.

**II. Salute to Flag**

**III. Approval of Minutes-** for November 30, 2022. Minutes were approved by Trustee Hernandez and Vice President LaRocco.

**IV. Welcome to Visitors:** No questions were submitted.

**V. Correspondence Report** – No Correspondence Report.

**VI. Superintendent Report-** No Superintendent Report.

**VII. LIST OF ITEMS FOR ACTION:**

**A. PERSONNEL –TRUSTEE MARKUS WILSON-** Motion to consent agenda made by Trustee Wilson seconded by Vice President LaRocco to move all items 1-5, as listed.

**1. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education appoints Ashley Goldman as Liaison for the 2022-2023 school year for the BAS Sports Club, and removes Michael Whelan previously listed as Liaison.

**2. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education appoints Paola Gilbert to teach the Learning Lab Program for ELA and/or MATH for the 2022-2023 school year.

**3. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education approve unpaid leave for Jessica Anastasio, effective December 12, 2022 until her return, but no later than June 30, 2023.

**4. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education appoints Megan Jara-Gallegos as a Leave Replacement for Jessica Anastasio, effective December 12, 2022, until the return of Jessica Anastasio, but no later than June 30, 2023. Compensation will be at Step 1, BA in accordance with the agreement between the District and Valley Stream Teachers Association (VSTA).

**5. RESOLVED**, the Board of Education hereby approves the attached consultant services agreement between the District and Johanna Owen through June 30, 2023 at an hourly rate of \$53.30 per hour, and hereby authorizes the Board President to execute same.

**B. EDUCATION – TRUSTEE MELISSA HERRERA-** Motion to consent agenda made by Trustee Herrera seconded by Trustee Hernandez to move items 1 and 2, as listed.

**1. BE IT RESOLVED,** upon the recommendation of the Superintendent of Schools, that the Board of Education accepts the confidential recommendations of the Committee on Special Education previously approved by the Committee on Special Education on 12/01/22, 11/04/22, 11/18/22, 11/18/22, 11/30/22, 11/15/22, 11/22/22, 11/29/22, 11/29/22, 11/17/22, 11/17/22, 11/14/22, 11/04/22, 11/14/22, 11/04/22, 11/10/22, and 11/16/22 pertaining to students being considered for special education services as set forth in a schedule provided to the Board of Education and the Board of Education hereby approves and ratifies said recommendations of the Committee on Special Education.

**2. BE IT RESOLVED,** upon the recommendation of the Superintendent of Schools, that the Board of Education accepts the confidential recommendations of the Committee on Pre-School Special Education previously approved by the Committee on Pre-School Special Education on 11/16/22, 11/09/22, 11/18/22 and 11/30/2022 pertaining to students being considered for pre-school special education services as set forth in a schedule provided to the Board of Education and the Board of Education hereby approves and ratifies said recommendations of the Committee on Pre-School Special Education.

**C. FINANCE – VICE PRESIDENT DONNA LAROCCO-** Motion to consent agenda made by Vice President LaRocco seconded by Trustee Nunez to move item 1, as listed.

**1. BE IT RESOLVED,** upon the recommendation of the Superintendent of Schools, the Board hereby accepts the Treasurer’s Report, Collateral Report, Claims Auditor’s Report, Appropriation Status Report, Revenue Status Report, Trial Balance for October 2022.

**VIII. OTHER REPORTS:**

**A. VALLEY STREAM CENTRAL HIGH SCHOOL DISTRICT**

There are three delegates from Valley Stream UFSD Twenty-Four on the Central High School Board of Education, President Maier, Trustee Herrera, and Trustee Hernandez.

**Residency Hotlines:**

Valley Stream School District	516-872-5677
Village of Valley Stream	516-592-5140
Town of Hempstead	516-584-5000

**B. LEGAL REPORT:** Representative from the law firm, Guercio & Guercio, LLP:

**Attorney Report**

December 2022

In a recent matter involving another district, our office obtained a favorable decision from the New York State Education Department in which the Commissioner of Education dismissed the petitioner’s complaint that the board of education violated the school board budget vote and electoral process by sending text messages to community members without their consent.

In this matter, the petitioner, an unsuccessful candidate for a school board seat occupied by a district incumbent, alleged that the board impermissibly sent “robotext” messages encouraging recipients to vote for the incumbents one day before elections. The petitioner further alleged she failed to receive a response after submitting a request under the Freedom of Information Law (“FOIL”).

The Commissioner denied the appeal for failure to state a claim upon which the petitioner was entitled to relief. Furthermore, the Commissioner noted the majority of the petitioner’s claims lacked jurisdiction, as the Public Officers Law has exclusive jurisdiction over violations of FOIL and the Open Meetings Law, and a court of competent jurisdiction presided over violations of the Federal Telephone Consumer Protection Act. As such, the Commissioner dismissed the petitioner’s appeal.

**C. LEGISLATION REPORT: TRUSTEE ARMANDO HERNANDEZ**

**D. POLICY COMMITTEE: TRUSTEE KIMBERLY WHEELER**

**IX. NEW BUSINESS:-** Motion to consent agenda made by Trustee Hernandez, seconded by Vice President LaRocco to move all items 1-4, as listed.

**1. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the Agreement between the District and Lauren Kolbeck Szule, LLC (LKS) for Consultant Services for the 2022-2023 school year, and further authorizes the President of the Board of Education to execute the necessary documents to effectuate said agreement on behalf of the Board of Education.

**2. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, the Board of Education hereby approves the agreement between the District and Horizon Healthcare Staffing -- Addendum to 2022-2023 Agreement (Nursing and Related Services) for the 2022-2023 School Year, and further authorizes the President of the Board of Education to execute the necessary documents to effectuate said agreement on behalf of the Board of Education.

**3. BE IT RESOLVED**, upon the recommendation of the Superintendent of Schools, that the Board of Education hereby authorizes the following Budget Transfer for the 2022-2023 School year:

<b>BUDGET TRANSFER FOR BOARD APPROVAL</b>			
<b>DATE: December 14, 2022</b>			
<b>CODE</b>	<b>DESCRIPTION</b>	<b>FROM</b>	<b>TO</b>
A2610.405	Audio Visual Expenses	\$ 399.73	
A2610.2	Equipment-Library	\$ 46.31	
A2610.455	Audio Visual Supplies	\$ 43.24	
A2610.453	Library Books-WLB	\$ 148.03	
A2610.46	Library Computer Software	\$ 1,096.94	
A2610.45	Library Supplies		\$1,734.25
	<b>Library Supplies</b>		
	<b>TOTALS</b>	<b>\$ 1,734.25</b>	<b>\$1,734.25</b>

**4. RESOLVED**, that pursuant to Section 913 of the New York State Education Law, the Board of Education directs the employee named in the attached Confidential Schedule “A” to appear for a medical examination in the office of such School Medical Inspector or a physician as determined by the Superintendent of Schools at a date and time to be set by the Superintendent of Schools and to bring any relevant medical documentation to such examination.

**X. DISCUSSION**

**XI. AUDIENCE TO VISITORS**

**XII. ADJOURNMENT:**

President Maeir requests for a motion to adjourn. Motion to adjourn the Business meeting at 7:49 PM made by Trustee Hernandez, seconded by Trustee Nunez. Motion unanimously carried.

Respectfully Submitted,

*Elizabeth Fleurimond*  
Elizabeth Fleurimond  
District Clerk