

**WYANDANCH UNION FREE SCHOOL DISTRICT
BOARD OF EDUCATION MINUTES OF
VOTING SESSION
HELD ON JANUARY 19, 2022
CENTRAL ADMINISTRATION BUILDING
1445 DR. MARTIN LUTHER KING, JR. BOULEVARD
WYANDANCH, NEW YORK 11798**

THIS MEETING WAS CONDUCTED HYBRIDLY IN PERSON AND ON ZOOM. THE MEETING WAS LIVESTREAMED ON FACEBOOK.

The meeting was called to order by President Walker at 5:39PM and asked for a moment of silence.

Roll Call:	Performed by Christian D. Code, District Clerk
Trustee Present (In Person):	Latesha S. Walker, Nancy Holliday, Jarod Morris, Charlie B. Reed
Trustees Present (Virtually):	Yvonne Robinson
Trustees Who Arrived Late (Virtually):	James Crawford
Trustees Who Arrived Late (In Person):	Shirley Baker
Others Present (In Person)	Dr. Gina Talbert, Dr. Christine Jordan, Shamika Simpson, Carl Baldini, Richard Snyder, Rascheda Wallace, Joshua Okpala, Lisa Hutchinson, Esq., Al Chase, Christian D. Code, Staff, Scholars and Community
Others Present (Virtually):	Winsome Ware, Staff and Community

ADOPT THE AGENDA

Motion by Reed, second by Holliday to adopt the agenda.

Motion carried 5-0-0

**WELCOME BY BOARD
PRESIDENT**

President Walker welcomed everyone to the Voting Session and thanked everyone for attending a productive meeting. She thanked the community for being engaged and acknowledged the scholars in attendance and applauded them for their engagement.

READING OF THE MISSION STATEMENT

President Walker asked everyone to stand and recite the mission statement.

Inspire the passion for learning and educating all students to achieve their full potential.

EXECUTIVE SESSION

Motion by Morris, seconded by Reed to move into Executive Session at 5:42PM to discuss the employment of particular persons, contracts and pending litigation.

Motion carried 5-0-0

Trustee Baker joined the meeting in person during executive session.

Trustee Crawford joined the meeting virtually during executive session.

Trustee Crawford left the meeting during executive session.

RECONVENE

Motion by Morris, second by Robinson to reconvene at 7:13PM.

Motion carried 6-0-0

SUPERINTENDENT'S PRESENTATION

Test To Stay Protocols Update

Dr. Talbert shared with the board and community members that there have been some changes to recent test to stay protocols that was shared with the District family and community at last week's board meeting. Mrs. Simpson gave a synopsis of changes and stated that the plan is available on the District's Website ([click here](#)). This updates was followed by questions from the board and from the community, particularly around quarantine days and attendance/educational needs provided during quarantine.

Dr. Talbert thanked the community and scholars for the questions and feedback and will take it back to her team for further discussion. She further reiterated that she believes the safest and best place for students to learn is in school.

President Walker thanked everyone for their comments and that the Board of Education appreciates and values their feedback.

Receiving and Hearing of Delegates

Name	Comment & Response
Ossie Walls Parent	Comment: Student was told that she did not qualify to be valedictorian because she has not

	<p>completed three years of high school. She is expected to graduate on year early. She stated that this is because of an old Board policy she believes needs to be abolished.</p> <p>District Comment: Lisa Hutchinson, General and Labor Counsel of Guercio & Guercio, stated that policy could be existing that is outdated and may need to be addressed. She explained that the procedure is for the policy is to go to the Board's policy committee and then to the Board for approval. There may need to be some policy to consider transferred scholars and early graduates and will provide the committee with policies that address this matter.</p> <p>Dr. Talbert and Dr. Jordan shared the reasoning behind this decision and stated that the student did not truly meet the three year calculation because she currently in her third year at this time.</p> <p>President Walker thanked Ms. Walls for coming to the Board to with this concern and stated that she also serves as the chair of the policy committee. She instructed the District Clerk to inform Ms. Walls of the next policy meeting.</p>
<p>Carlos Diaz Student</p>	<p>Comment: Wanted to know what the District can do for educational learning for students who are quarantined.</p> <p>District Comment: The District does not offer a hybrid model of learning. The District works with the scholar and families to ensure that work is passed on to the student for completion. The District reiterated that students belong in the classroom.</p>
<p>Ana Melendez Parent</p>	<p>Comment: Reiterated that students with Covid and those who are quarantining need to get the same educational opportunities afforded the same as the ones who are in person.</p>

	District Comment: The District agreed and thanked Ms. Melendez for her comment.
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EXECUTIVE SESSION

Motion by Morris, seconded by Reed to move into Executive Session at 7:43PM to discuss the employment of particular persons, contracts and pending litigation.

Motion carried 7-0-0

RECONVENE

Motion by Reed, second by Walker to reconvene at 8:53PM.

Motion carried 6-0-0

SUPERINTENDENT'S RECOMMENDATIONS

Ms. Wallace presented the Personnel Resolutions for consideration.

PERSONNEL RESOLUTIONS

**PERS #10-B-1
Resignation**

BACKGROUND INFORMATION:

The employee named herein has submitted a letter of intent to resign from the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept the resignation of the following employee from the position indicated.

RESIGNATION

A. Naiade Dourado, Response to Intervention Teacher, effective December 23, 2021.

Motion by Morris, second by Reed

Motion carried 7-0-0

**PERS #10-B-2
MLK Elite Street After
School Appointments**

BACKGROUND INFORMATION:

The employee named herein is recommended for an appointment to the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the appointment of the employee named herein to the position indicated funded through the ARP Grant.

MLK ELITE STREET AFTER SCHOOL PROGRAM APPOINTMENT

	NAME	Position	Salary/Stipend	Dates
A	Michelle Ciuro	Substitute General Education Teacher	\$45.00 per hour	December 2, 2021 - May 19, 2022
B	Naomi Graham	Special Education Teacher	\$45.00 per hour	December 2, 2021 (After School Orientation Only)
C	Jacqueline Rychalski	Substitute Teacher	\$45.00 per hour	December 2, 2021 - May 19, 2022

Motion by Baker, second by Robinson

Motion carried 7-0-0

**PERS #10-B-3
Student Intern/Observer
Approvals**

BACKGROUND:

The candidates named herein have requested to do their student internships within the Wyandanch Union Free School District.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the student internships for the following candidates as indicated:

NAME	SUBJECT AREA	COLLEGE	TEACHER	BLDG	EFFECTIVE DATE(S)
Tara Coleman	Childhood Education	SUNY Old Westbury	Ms. Thiesen	LFH	Spring Semester, 2022
Susana Guardado	Childhood Education	SUNY Old Westbury	Ms. Meyer	LFH	Spring Semester, 2022
John Hammond	Physical Education	Manhattanville College	Mr. Williams	WMHS	Spring Semester, 2022
Carolyn Simone	Speech Teacher	L.I.U. Post	Ms. Biancamano	MLK	Spring Semester, 2022
Briana Sabo	Speech Teacher	L.I.U. Post	Ms. Hecht	LFH	Spring Semester, 2022

Motion by Reed, second by Robinson

Motion carried 7-0-0

**PERS #10-B-4
Family Medical Leave of
Absence**

BACKGROUND INFORMATION:

The employee named herein has requested a Medical Leave of Absence without pay from the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education grant a Medical Leave of Absence without pay to the following employee from the position indicated for the period indicated below.

LEAVE OF ABSENCE

A. Gary Ballard, Custodial Worker I, December 20, 2021 through February 28, 2022.

Motion by Robinson, second by Reed

Motion carried 7-0-0

**PERS #10-B-5
MLO Why We Care After
School Program
Appointments**

BACKGROUND INFORMATION:

The employee named herein is recommended for an appointment to the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the appointment of the employee named herein to the position indicated funded through the ARP Grant.

MLO WHY WE CARE AFTER SCHOOL PROGRAM APPOINTMENT

	Name	Position	Salary/Stipend	Dates
A	Lisa Boerum	Goal Writing Enrichment Teacher	\$45.00 per hour	December 2, 2021 - May 19, 2022
B	Monique DeMory	Mentoring Enrichment Teacher	\$45.00 per hour	January 11, 2022 - May 19, 2022
C	Danessa Walker	ELA Teacher	\$45.00 per hour	December 2, 2021 - May 19, 2022
D	Sheyla Velasquez	Enrichment Support Staff	\$20.00 per hour	December 2, 2021 - May 19, 2022

Motion by Morris, second by Reed

Motion carried 7-0-0

PERS #10-B-6
Personal Leave of Absence

BACKGROUND INFORMATION:

The employee named herein has requested a Personal Leave of Absence without pay from the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education grant a Personal Leave of Absence without pay to the following employee from the position indicated for the period indicated below.

LEAVE OF ABSENCE

A. Monique DeMory, Guidance Counselor, February 7, 2022 through June 30, 2022.

Motion by Baker, second by Walker
Reed, Robinson, Morris, Holliday abstaining

Motion **FAILED 3-0-4**

PERS #10-B-7
District Wide Appointment

BACKGROUND INFORMATION:

The candidate named herein is recommended for an appointment to the Administrator position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the appointment of the following candidate to the position indicated. In order to be eligible for tenure, an individual receiving a probationary appointment as a classroom teacher or building principal must receive annual composite or overall APPR ratings of H or E in at least three of the final four preceding years, and if the individual receives a rating of I in the final year of the probationary period, he or she will not be eligible for tenure at that time.

DISTRICT WIDE APPOINTMENT

A. Monique DeMory, Dean of Students, Initial Certification, at an annual salary of \$127,130.00, with a four year probationary period, effective February 7, 2022 through January 19, 2026.

Motion by Baker, second by Walker
Morris opposed
Reed, Robinson, Holliday abstaining

Motion **FAILED 3-1-3**

PERS #10-B-8
Leave of Absence

BACKGROUND INFORMATION:

The employee named herein has requested a Personal Leave of Absence without pay from the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education grant a Personal Leave of Absence without pay to the following employee from the position indicated for the period indicated below.

LEAVE OF ABSENCE

A. Deven Kane, English Teacher, February 7, 2022 through June 30, 2022.

Motion by Baker, second by Walker
Reed, Robinson, Morris, Holliday abstaining

Motion **FAILED 3-0-4**

PERS #10-B-9
District Wide Appointment

BACKGROUND INFORMATION:

The candidate named herein is recommended for an appointment to the Administrator position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the appointment of the following candidate to the position indicated. In order to be eligible for tenure, an individual receiving a probationary appointment as a classroom teacher or building principal must receive annual composite or overall APPR ratings of H or E in at least three of the final four preceding years, and if the individual receives a rating of I in the final year of the probationary period, he or she will not be eligible for tenure at that time.

DISTRICT WIDE APPOINTMENT

A. Deven Kane, Assistant Principal, Initial Certification, at an annual salary of \$148,771.00, with a four year probationary period, effective February 7, 2022 through January 19, 2026.

Motion by Baker, second by Walker
Morris opposed
Reed, Robinson, Holliday abstaining

Motion **FAILED 3-1-3**

**PERS #10-B-10
District Wide Appointments**

BACKGROUND INFORMATION:

The candidates named herein are recommended for an appointment to the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the appointment of the following candidates to the position indicated.

DISTRICT WIDE APPOINTMENT

- A. Mary Andrews, Part Time School Monitor, at a rate of \$15.00 per hour, effective January 20, 2022 through June 24, 2022.
- B. Deja Bryant, Part Time School Monitor, at a rate of \$15.00 per hour, effective January 20, 2022 through June 24, 2022.

Motion by Morris, second by Reed

Motion carried 7-0-0

**PERS #10-B-11
Retirement**

BACKGROUND:

The employee named herein has submitted a letter of intent to retire from the position indicated.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education accept the retirement of the following employee from the position indicated.

RETIREMENT

- A. Regina Pierce, Elementary Teacher, 28 years of service, effective February 3, 2022.

Motion by Reed, second by Robinson

Motion carried 7-0-0

**PERS #10-B-12
Termination
WITHDRAWN**

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education hereby approves the termination of the employee identified in the attached Confidential Schedule "A", effective January 3, 2022.

At the request of the superintendent, Mr. Morris made a motion to withdraw PERS# 10-B-12.

Motion by Holliday, second by Reed

Motion carried 7-0-0

Mr. Snyder presented the Business Resolutions for review.

**BUSINESS
RESOLUTIONS**

**BUS #10-C-2
Corporate Accounting Solutions
Agreement- **TABLED****

**BUS #10-C-4
Disposal of Inventory**

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools that the Board of Education excess and dispose the following pieces of furniture from Milton L. Olive Middle School as they are broken and beyond repair with no salvage value.

1. 20 Brown plastic chairs with cracked seating that are a pinching hazard
2. 10 Small black chairs that are broken and have been stripped of holding hardware
3. 15 Student desks with broken, cracked and chipped corners that present cutting hazards
4. 6 3 X 6 older tables with broken legs

Motion by Morris, second by Walker

Motion carried 7-0-0

**BUS #10-C-5
F.C. Watson Land Surveyor,
P.C.**

BACKGROUND INFORMATION:

The District has a contractual agreement with the Suffolk County Sewer Department. The agreement requires the district to obtain a land survey. of 100-55-3-Lots 11.000 & 12.000. F.C. Watson Land Surveyor, P.C. will be doing the land survey for the district.

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education hereby authorizes F.C. Watson Land Surveyor, P.C., as land surveyor for 1445 Straight Path, Wyandanch, NY 11798 at a cost not to exceed \$14,750.00.

Motion by Morris, second by Walker

Motion carried 7-0-0

BUS #10-C-6
Disposal of Inventory

RESOLUTION:

WHEREAS, pursuant to Board of Education Resolution No. 11, the District has determined that the following equipment is obsolete and no longer usable by the District: **Approximately 300 desks and chairs.**

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education hereby declares said equipment surplus and of negligible value and authorizes the Administration to dispose of said equipment in the safest and least expensive manner to include donation to a public school district and/or nonprofit organization.

Motion by Reed, second by Morris

Motion carried 7-0-0

Mrs. Simpson presented the Curriculum Resolutions for review.

**CURRICULUM
RESOLUTIONS**

CUR #10-D-1
**HERStory Writers Workshop,
Inc.**

BACKGROUND INFORMATION:

WHEREAS, Herstory Writers Workshop, Inc. was founded twenty-five years ago by novelist and essayist Erika Duncan. She gathered a small group of women who had never written for an audience, with the mission of writing their life stories in a way that would stir identification, empathy and compassion in even the hardest-hearted stranger. And so Herstory, Writers Workshop was born, with a groundbreaking mission of shifting the power structure so that those whose voices had been silenced would have a place in the decision-making that affects their lives. The official mission is to bring unheard voices both near and far, into the public arena, to transform lived experiences into written memoirs powerful enough to change hearts, minds and policy.

WHEREAS, Herstory's goal is to develop writing across the curriculum project with teachers, guidance counselors, and staff working for diversity and inclusion to help students use personal memoirs to retell their narratives in a way that will lead to personal, family and community healing and empowerment. These goals would be accomplished through workshops and Professional Development.

BE IT RESOLVED, that the recommendation of the Superintendent of Schools, reviewed by the counsel, that the Board of Education approves the Letter of Agreement between Wyandanch Union Free School District and Herstory Writers Workshop, Inc. for the 2021-2022 school year.

The cost is not to exceed \$14,950.

To be funded through ARP Grant.

Motion by Baker, second by Morris

Motion carried 7-0-0

Mr. Baldini presented the Pupil Personnel Services resolutions for review.

**PUPIL PERSONNEL
SERVICES
RESOLUTIONS**

**PPS #10-E-1
Section 504 Accommodation
Plans**

RESOLUTION

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the **Section 504 Accommodation Plans** as listed.

Motion by Reed, second by Morris

Motion carried 7-0-0

**PPS #10-E-2
Babylon UFSD 2021-2022**

BACKGROUND INFORMATION:

The **Babylon Union Free School District** located at **50 Railroad Ave., Babylon NY 11702** will provided **Health and Welfare Services** during the **2021/2022** school year to student(s) from the **Wyandanch Union Free School District** who attended non-public school(s) located in the **Babylon Union Free School District**.

Compensation:

Number of students attending: TWO Students (2)

Costs per Student \$931.87 x 2 = \$1,863.74

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, and having been reviewed by the General Counsel, that the Board of Education approve the agreement between the **Wyandanch UFSD** and the **Babylon Union Free School District** for the **2021-22 school year**.

Motion by Reed, second by Morris

Motion carried 7-0-0

BACKGROUND INFORMATION:

The East Islip Union Free School District located at 1 Craig B. Gariepy Ave., Islip Terrace NY 11752 will provided Health and Welfare Services during the 2021/2022 school year to student(s) from the Wyandanch Union Free School District who attended non-public school(s) located in the East Islip Union Free School District.

Compensation:

Number of students attending: ONE Student (1)

Costs per Student \$1,025.98 x 1 = \$1,025.98

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, and having been reviewed by the General Counsel, that the Board of Education approve the agreement between the Wyandanch UFSD and the **East Islip Union Free School District** for the **2021-22 school year**.

Motion by Morris, second by Reed

Motion carried 7-0-0

PPS #10-E-4
Uniondale UFSD 2021-2022

BACKGROUND INFORMATION:

The Uniondale Union Free School District located at 933 Goodrich St., Uniondale, NY 11553-2499 will provided Health and Welfare Services during the 2021/2022 school year to student(s) from the Wyandanch Union Free School District who attended non-public school(s) located in the Uniondale Union Free School District.

Compensation:

Number of students attending: SIX Students (6)

Costs per Student \$934.27 x 6 = \$5,605.62

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, and having been reviewed by the General Counsel, that the Board of Education approve the agreement between the Wyandanch UFSD and the **Uniondale Union Free School District** for the **2021-22 school year**.

Motion by Morris, second by Walker

Motion carried 7-0-0

BACKGROUND INFORMATION:

The **Jericho Union Free School District** located at **99 Cedar Swamp Rd., Jericho, NY 11653-1202** will provide **Health and Welfare Services** during the **2021/2022** school year to student(s) from the **Wyandanch Union Free School District** who attended non-public school(s) located in the **Jericho Union Free School District**.

Compensation:

Number of students attending: FIVE Students (5)

Costs per Student \$1,290.44 x 5 = \$6,452.20

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, and having been reviewed by the General Counsel, that the Board of Education approve the agreement between the **Wyandanch UFSD** and the **Jericho Union Free School District** for the **2021-22 school year**.

Motion by Holliday, second by Morris

Motion carried 7-0-0

Mr. Baldini presented the Special Education resolutions for review.

**SPECIAL EDUCATION
RESOLUTIONS**

**SPED #10-F-1
Special Education Placements**

RESOLUTION

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, that the Board of Education approve the **CPSE/CSE placements** as listed.

Motion by Morris, second by Holliday

Motion carried 7-0-0

**SPED #10-F-2
Deer Park UFSD 2021-2022**

BACKGROUND INFORMATION:

The **Deer Park Union Free School District** located at **1881 Deer Park Ave., Deer Park, NY** is providing **Special Education Services** to parentally-placed students with disabilities attending private school in the **Deer Park Union Free School District**, but residing within the boundaries of

Wyandanch Union Free School District. The term of this contract is **July 1, 2021 through June 30, 2022.**

Compensation: The costs and categories of costs that may be charged under this contract are defined in the statutes and regulations of **New York State Education Law Section 3602-c.**

RESOLUTION:

BE IT RESOLVED, upon the recommendation of the Superintendent of Schools, and having been reviewed by the General Counsel, that the Board of Education approved the agreement between the **Wyandanch UFSD** and the **Deer Park Union Free School District** for the **2021-22 school year.**

Motion by Morris, second by Walker

Motion carried 7-0-0

President Walker presented the Board of Education Resolutions for review.

**BOARD OF EDUCATION
RESOLUTIONS**

**BOE #11-A-1
Meeting Minutes**

RESOLUTION

BE IT RESOLVED, the Board of Education of the Wyandanch Union Free School District hereby approves the Minutes from the following meetings/committees:

- A. Work Session- December 8, 2021
- B. Community Relations (General)- December 14, 2021
- C. Voting Session- December 15, 2021
- D. Special Session- December 17, 2021
- E. Community Relations (Governmental Affairs)- December 21, 2021
- F. Special Session- December 21, 2021
- G. Special Session- December 28, 2021
- H. Special Session- January 5, 2022

Trustee Holliday asked that item D, be amended to say that “This meeting was recorded and conducted hybrid (in person & virtual) via live stream on Zoom.”

Motion by Reed, second by Robinson

Motion carried 7-0-0

**BOE #11-A-2
Budget Status Report**

RESOLUTION

BE IT RESOLVED, that the Board of Education hereby acknowledges receipt of the Budget Status Report for the following periods:

- A. Period ended November 30, 2021.
- B. Period ended December 31, 2021.

Motion by Morris, second by Reed

Motion carried 7-0-0

**BOE #11-A-3
Treasurer's Report**

RESOLUTION

BE IT RESOLVED, that the Board of Education hereby acknowledges receipt of the following report submitted by the District Treasurer:

- A. Treasurer's Report for the month ending November 30, 2021.

Motion by Reed, second by Baker

Motion carried 7-0-0

**BOE #11-A-4
Internal Claims Audit Report**

RESOLUTION

BE IT RESOLVED, that the Board of Education hereby acknowledges receipt of the Internal Claims Audit Report for the following period:

- 1. Period of November 1, 2021-November 30, 2021

Motion by Reed, second by Walker

Motion carried 7-0-0

**BOE #11-A-5
Extra-Classroom Activities
Fund Treasurer**

RESOLUTION

BE IT RESOLVED that the Board of Education appoints **Wanda Myers** as Extra-Classroom Activities Fund Treasurer for the Wyandanch Union Free School District pursuant to Commissioner of Education's regulation 172.4 for the period **January 20, 2022 to June 30, 2022**.

Motion by Morris, second by Reed

Motion carried 7-0-0

**BOE #11-A-6
Response to Intervention
Process (RTI) Policy- 2nd
Reading**

RESOLUTION

BE IT RESOLVED, upon the recommendation of the Board of Education's Policy Committee, that the Board of Education hereby adopted and approves the Response To Intervention (RTI) Policy.

SUBJECT: RESPONSE TO INTERVENTION (RTI) PROCESS

Response to Intervention (RTI) is a multi-tiered early prevention and intervention system designed to improve outcomes for all students. In accordance with Commissioner's regulations, the District has established administrative practices and procedures for implementing initiatives that address an RTI process applicable to all students.

The New York State Education Department (SED) has released a guidance document to assist school districts in designing and implementing an effective RTI process, which includes, but is not limited to, information regarding regulatory requirements, quality indicators, staff development, tools to assist districts in selecting a specific model and procedures for the use of RTI data in determining if a student has a learning disability. This guidance document is available on the SED's official website.

The District has established procedures for identifying students with learning disabilities that use a research-based RTI process prior to, or as part of, an individual evaluation to determine whether a student has a learning disability. An RTI process is required for all students in grades kindergarten through grade 4 suspected of having a learning disability in the area of reading. RTI cannot be utilized as a strategy to delay or deny a timely initial evaluation of a student suspected of having a disability under the Individuals with Disabilities Education Act (IDEA).

Minimum Requirements of District's RTI Program

The District's RTI process will include the following minimum requirements:

- a) Scientific, research-based instruction in reading and mathematics provided to all students in the general education class by qualified personnel. Instruction in reading, per Commissioner's regulations, means scientific, research-based reading programs that include explicit and systematic instruction in phonemic awareness, phonics, vocabulary development, reading fluency (including oral reading skills) and reading comprehension strategies;
- b) Screenings will be provided to all students in the class to identify those students who are not making academic progress at expected rates;
- c) Scientific, research-based instruction matched to student need with increasingly intensive levels of targeted interventions for those students who do not make satisfactory progress in their levels of performance and/or in their rate of learning to meet age or grade level standards;
- d) Repeated assessments of student achievement which should include curriculum based measures to determine if interventions are resulting in student progress toward age or grade level standards;

- e) The application of information about the student's response to intervention to make educational decisions about changes in goals, instruction and/or services and the decision to make a referral to the Committee on Special Education.
- f) Written notification to the parents when the student requires an intervention beyond that provided to all students in the general education classroom that provides information about:
 - 1. The amount and nature of student performance data that will be collected and the general education services that will be provided as enumerated in Commissioner's regulations;
 - 2. Strategies for increasing the student's rate of learning; and
 - 3. The parents' right to request an evaluation for special education programs and/or services.

Structure of RTI Program

Each tier of the District's RTI program will include progressively targeted, strategic, and intensive instruction based upon the student's needs and data-based evaluative progress/response to intervention. Personnel responsible for reviewing student RTI information include but are not limited to: the classroom teacher, academic intervention services teachers, English as a New Language teacher(s) and the RTI facilitator (the "RTI Team"). An intervention is a specific academic/behavioral strategy or program that differs from activities occurring in the student's classroom as part of the general curriculum. An intervention is instruction designed to build/improve an at-risk student's skills in areas that are necessary to allow him/her to achieve grade-level expectations.

The RTI Team's responsibilities will include, but are not limited to, the following:

- a) Determining the level of interventions and student performance criteria appropriate for each tier of the RTI model;
- b) Analyzing information and assessments concerning a student's RTI and making educational decisions about changes in goals, instruction, or services in connection with such instruction and/or services;
- c) Determining whether to make a referral for evaluation to the Committee on Special Education.

Types of Interventions

The District will provide multiple tiers of increasingly intensive levels of targeted intervention and instruction for those students who do not make satisfactory progress in their levels of performance and/or in their rate of learning to meet age or grade level standards.

It is expected that use of the Tier Level of instruction will be specific to each student's needs and will be an ongoing process, with students entering and exiting tiers of intervention according to the analysis of student performance data and progress monitoring.

Tier One Instruction

Tier One instruction is provided to all students in the general education setting. The use of scientific, research based instruction in the areas of reading and math will be provided by the general education teacher and/or other qualified personnel as appropriate, and will emphasize proactive, preventative core instructional strategies in the classroom setting. Group and/or individualized instruction, assessment, and reinforcement activities will be provided as deemed appropriate by the classroom teacher.

The analysis of Tier One student performance data will be used to identify those students who need additional intervention at the Tier Two Level of instruction.

Tier Two Instruction

In general, Tier Two instruction will consist of small group, targeted interventions for those students identified as being "at risk" and who fail to make adequate progress in the classroom. Tier Two instruction will include programs and intervention strategies designed to supplement Tier One interventions provided to all students in the general education setting.

Tier Two instruction may be provided by specialized staff as determined by the RTI Team.

At the conclusion of Tier Two instruction, the RTI Team will review the student's progress and make a determination as to whether Tier Two interventions should be maintained, the student returned to the general education classroom if satisfactory progress is shown, or referred for Tier Three instruction.

Tier Three Instruction

Tier Three instruction is the provision of more intensive instructional interventions, tailored to the needs of the individual student, and is provided to those students who do not achieve adequate progress after receiving interventions at the Tier Two level. Tier Three instruction may include longer periods of intervention program and services than those provided in the first two Tiers based upon the significant needs of the student.

Tier Three instruction will be provided by those specialists, as determined by the RTI Team, best qualified to address the individual student's targeted area(s) of need. If deemed appropriate by the Team, and in accordance with applicable law and regulation, a referral of the student may be made to the CSE.

Progress monitoring on a continuous basis is an integral part of Tier Three and the student's response to the intervention process will determine the need or level of further intervention services and/or educational placement.

Amount and Nature of Student Performance Data to be Collected

The RTI Team will determine the amount and nature of student performance data that will be collected to assess, on an ongoing basis, student performance results and address ongoing academic needs as warranted. This data collection will reflect the Tier Level of intervention provided to the student. Student performance data will also be used to review the District's RTI program and make modifications to the program as deemed necessary.

Manner and Frequency for Progress Monitoring

The RTI Team will monitor the progress of those students receiving intervention services beyond that provided to all students in the classroom. The Team will meet with the student's teacher(s) and

determine if further adjustments must be made to the student's current instructional program and/or a change made to the Tier Level of intervention provided. Monitoring of student progress will be an ongoing part of the RTI program from the initial screening to completion of the RTI process as applicable. Parents may also request that the RTI Team review their child's progress.

Fidelity measures (e.g., an observational checklist of designated teaching behaviors in accordance with the RTI process being implemented) will also be completed by Team members to assess whether the intervention was implemented as intended and uniformly applied. Clear benchmarks will be established for student performance and performance charts will be plotted at the completion of the instructional period or intervention process.

Staff Development

All staff members involved in the development, provision, and/or assessment of the District's RTI program, will receive appropriate training necessary to implement the District's RTI program. Staff development will include the criteria for determining the levels of intervention provided to students, the types of interventions, collection of student performance data, and the manner and frequency for monitoring progress.

34 CFR §§ 300.309 and 300.311

Education Law §§ 3208, 4002, 4401, 4401-a, 4402, and 4410

8 NYCRR §§ 100.2(ii), 200.2(b)(7), 200.4(a), 200.4(j)(3)(i), and 200.4(j)(5)(i)(g)

Adoption Date: January 19, 2022

Motion by Morris, second by Reed

Motion carried 7-0-0

BOE #11-A-7

**District Standards and
Guidelines for Web Page
Publishing- 2nd Reading**

RESOLUTION

BE IT RESOLVED, upon the recommendation of the Board of Education's Policy Committee, that the Board of Education hereby adopted and approves the District Standards and Guidelines for Web Page Publishing Policy.

2021

3120

Community Relations

SUBJECT: DISTRICT STANDARDS AND GUIDELINES FOR WEB PAGE PUBLISHING

General Criteria

The availability of Internet access in the District provides an opportunity for staff and students to access information and contribute to the District's online presence. The District/school/classroom websites must relate to curriculum or instructional matters, school authorized activities, or general information of interest to the public pertaining to the District or its schools. Staff and students are prohibited from publishing personal home pages or links to personal home pages as part of the

District/school/classroom Web Page(s). Similarly, no individual or outside organization will be permitted to publish personal Web Pages as part of the District/school/classroom Web Page(s).

Internet access for the creation of Web Pages is provided by the District and all information must be reviewed by the Website Manager, or Director of Information Technology, prior to publishing it on the Web. Personnel designing information for the Web Pages must familiarize themselves with and adhere to District standards and procedures. Failure to follow District standards or responsibilities may result in disciplinary sanctions in accordance with law and/or the applicable collective bargaining agreement.

The District will ensure that any and all notifications and documents required by law, regulation, or District policy to be posted on its website will be published.

Content Standards

- a) Approval for posting a Web Page must be obtained from the Website Manager or his or her designee(s). If at any time, the Website Manager or designee(s) believes the proposed material does not meet the standards approved by the District, it will not be published on the Web. Decisions regarding access to active Web Pages for editing content or organization will be the responsibility of the Website Manager or designee(s).
- b) A Web Page must be sponsored by a member of the District faculty, staff or administration who will be responsible for its content, design, currency and maintenance. The sponsor is responsible for ensuring that those constructing and maintaining the Web Page have the necessary technical training and that they fully understand and adhere to District policies and regulations. The Web Page must include the name of the District employee sponsor.
- c) Staff or student work should be published only as it relates to a school/classroom authorized project or other school-related activity, and in compliance with any and all relevant laws, rules, and regulations.
- d) The review of a Student Web Page (if considered a school-sponsored student publication) will be subject to prior District review as would any other school-sponsored student publication.
- e) An authorized teacher who is publishing the final Web Page(s) for himself or herself or for a student will edit and test the Page(s) for accuracy of links and check for conformance with District standards and practices.
- f) Commercial advertising or marketing on the District/school/classroom Web Page(s) (or the use of school-affiliated Web Pages for the pursuit of personal or financial gain) shall be prohibited. Decisions regarding website advertising must be consistent with existing District policies and practices on this matter. School-affiliated Web Pages may mention outside organizations only in the context of school programs that have a direct relationship to those organizations (e.g., sponsorship of an activity, student community service project).
- g) Web Pages may include faculty or staff names; however, other personal information about employees including, but not limited to, home telephone numbers, addresses, email addresses, or other identifying information such as names of family members shall not be shared or published.
- h) All Web Pages must conform to the standards for appropriate use found in the District's Acceptable Use Policy(ies) and accompanying regulations regarding standards of acceptable use; examples of inappropriate behavior; and compliance with applicable laws, privacy, and safety concerns.

- i) All staff and/or students authorized to publish material on the District/school/classroom Web Page(s) must acknowledge receipt of the District's Web Page Standards and agree to comply with these standards prior to posting any material on the Web.

Release of Student Education Records/Directory Information

In accordance with the Family Educational Rights and Privacy Act (FERPA), the District will not permit students' personally identifiable information to be posted on any District Web Pages.

Use of Copyrighted Materials and Fair Use Exceptions

Copyrighted Materials

All employees and students are prohibited from copying materials not specifically allowed by the copyright law, Fair Use guidelines, licenses, or contractual agreements, or the permission of the copyright proprietor. Web Page publications must include a statement of copyright when appropriate and indicate that permission has been secured when including copyrighted materials or notice that the publication is in accordance with the Fair Use provisions of the Copyright Law.

Consequences for Non-Compliance

Web Pages that do not comply with the above criteria are subject to revocation of approval and removal from the District/school/classroom websites.

Staff

Faculty or staff posting non-approved or inappropriate material on a school-affiliated website are subject to discipline, including possible suspension or revocation of access to the District's computer network, in accordance with law and applicable collective bargaining agreements. In the case that a violation may constitute a criminal offense, it will be reported to the appropriate authorities.

Students

Students posting non-approved or inappropriate material on a school-affiliated website are subject to discipline, including possible suspension or revocation of access to the District's computer network, in accordance with applicable due process procedures and the District *Code of Conduct*. In the case that a violation may constitute a criminal offense, it will be reported to the appropriate authorities.

Oversight

The Superintendent or designee will have the authority to approve or deny the posting of any proposed Web Pages on school-affiliated websites based upon compliance with the terms and conditions set forth in this policy as well as applicable District practices and procedures.

Digital Millennium Copyright Act (DMCA), 17 USC §§ 101 et seq., 512 and 1201 et seq.
Family Educational Rights and Privacy Act of 1974, 20 USC § 1232(g)
34 CFR Parts 99 and 201

NOTE: Refer also to Policies #7241 -- Student Directory Information
#7410 -- Extracurricular Activities
#8350 -- Use of Copyrighted Materials
#6471 -- Social Media

Adoption Date: January 19, 2022

Motion by Morris, second by Reed

Motion carried 7-0-0

**BOE #11-A-8
Children with Disabilities
- 2nd Reading**

RESOLUTION

BE IT RESOLVED, upon the recommendation of the Board of Education's Policy Committee, that the Board of Education hereby adopted and approves the Children with Disabilities Policy.

2021

7611

Students

SUBJECT: CHILDREN WITH DISABILITIES

A child with a disability means a student under the age of 21 who is entitled to attend public schools and who, because of mental, physical, or emotional reasons at the level of disability, where the student can only receive appropriate educational opportunities with the assistance of special education programs and/or services. A child is not considered as having a disability if his or her educational needs are due primarily to unfamiliarity with the English language; environmental, cultural, or economic factors; or lack of appropriate instruction in reading or mathematics.

If the State Education Department (SED) finds that the District has inappropriate policies, procedures, or practices resulting in a significant disproportionality by race or ethnicity in the suspension, identification, classification, or placement of students with disabilities, the District will ensure that it publicly reports on the subsequent revisions to those policies, procedures, or practices.

The Board recognizes the existence of individual differences in the intellectual, social, emotional, and physical development of children attending school in the District. In recognizing these differences, the Board supports a system continuum of programs and services of services offered in the least restrictive environment (LRE) for children with disabilities which includes:

- a) Not requiring any student to obtain a prescription for a drug or other substance identified as a controlled substance by the federal Controlled Substances Act as a condition of receiving services;
- b) Education in regular classes with or without support services, education in a resource room, education for part of the day in a special class, full-time education in a special class, home instruction and education in a residential setting;
- c) Providing for the education of students with disabilities with non-disabled peers to the extent appropriate;
- d) Taking the measurable steps to recruit, hire, train, and retain highly qualified personnel to provide special education programs and services.

- e) Establishing the following guidelines for the provision of appropriate accommodations necessary to measure the academic achievement and functional performance of the student in the administration of District-wide assessments:
- f) To the extent feasible, using universal design principles (defined as a concept or philosophy for designing and delivering products and services that are usable by people with the widest range of functional capabilities, which include products and services that are directly usable without requiring assistive technologies and products and services that are made usable with assistive technologies) in developing and administering District-wide assessment programs by:
- g) Consideration of the location of a school program(s) to a student's residence, before placement into an educational program.
- h) Adoption of written policies and procedures ensuring that students with disabilities are provided appropriate opportunities to earn a high school diploma in accordance with Commissioner's regulations.
- i) Allocation of appropriate space within the District for special education programs that meet the needs of students with disabilities.
- j) Assurance that appropriate space will be available to meet the needs of resident students with disabilities who attend special education programs provided by BOCES.

Provision of Special Education Services to Nonpublic School Students with Disabilities who are Parentally Placed

The district of location is responsible for Child Find, including individual evaluations, CSE meetings, provision of special education services, and due process to parentally placed nonpublic school students attending nonpublic schools located in the geographic region of the public school district.

These requirements only pertain to students with disabilities parentally placed in elementary and secondary nonpublic schools, not to parental placements of preschool children with disabilities in private day care or preschool programs, or to CSE placements of students with disabilities in approved private schools, Special Act School Districts, state-supported or state-operated schools, or to charter schools.

The actual cost for CSE administration, evaluations, and special education services provided to a student with a disability who is a resident of New York State, but a nonresident to the district of location, may be recovered from the student's school district of residence. Because federal regulations require parental consent before any personally identifiable information about the student relating to special education is shared between officials in the public school district of location and officials in the public school district of residence, parental consent to share special education information between the two public school districts is required before billing a district of residence for the cost of special education services provided to the student by the district of location.

The school district of location must consult with nonpublic school representatives and representatives of parents of parentally placed nonpublic school students with disabilities enrolled in nonpublic elementary and secondary schools located within the boundaries of the school district. The school district must engage in consultation regarding the Child Find process and services generally; consultation is not specific to individual students. Individual services are determined by the CSE.

The consultation process must be timely and meaningful and include discussion of:

- a) Child Find;
- b) Provision of Special Education Services; and
- c) Use of Federal Funds.

The school district of location must provide, as appropriate, special education services to an eligible student who legally resides in another state and who is parentally placed in a nonpublic school located in New York State. The services to be provided to out-of-state students must be documented on a services plan that is developed by the CSE of the district of location. The services plan is the written plan that describes the specific special education and related service that the district of location will provide to the student consistent with the services that the school district of location has determined through the consultation process and in relation to the proportionate shares of federal IDEA Part B dollars, to be provided to the student.

Individuals with Disabilities Education Act (IDEA), 20 USC § 1400 et seq.

20 USC § 9101(23)

21 USC § 812(c)

34 CFR Part 300

Education Law §§ 3004(4), 3004(5), 3208, 3242, 3602-c, 4401-4407 and 4410-6

8 NYCRR §§ 52.21, 57-3, 100.5, 100.9, 177.2, 200.2(b), 200.2(c)(2)(v), 200.4(e)(9) and 200.6(a)(1)

NOTE: Refer also to Policies #7615 -- Least Restrictive Environment
#7650 -- Identification and Register of Children with Disabilities
(Child Find)

Adoption Date: January 19, 2022

Motion by Morris, second by Walker

Motion carried 7-0-0

BOE #11-A-10

Settlement Agreement

RESOLUTION

RESOLVED, upon recommendation of the Superintendent of Schools, the Board of Education hereby approves a Settlement Agreement between the Wyandanch Union Free School District and the Wyandanch Administrators' Support Association, regarding proceedings held before the Public Employment Relations Board, Case No. U-37762, and Case No. 37870 and the Notice of claim filed against the District by Sharin Wilson on or about February 25, 2021, hereby authorizes the president of the Board of Education to execute said Settlement Agreement on behalf of the Board of Education upon review by counsel.

**Motion by Reed, second by Holliday
Crawford, Walker abstaining**

Motion carried 5-0-2

Before the meeting was adjourned, comments were made by the community.

ADJOURNMENT

Motion by Morris, second by Walker to adjourn at 9:49PM.

Motion carried 7-0-0

**Minutes Recorded and Transcribed
By District Clerk**

**Date of Meeting: January 19, 2022
 VOTING SESSION**

Christian D. Code