

Docket # _____

The **POLICY MEETING** of the Board of Education West Hempstead Union Free School District was called to order in the High School Video Conference Room on October 14, 2014 at 7:34 p.m.

PRESENT: Ms. Brohm, who presided, and four other members of the Board: Mr. Mariano, Ms. Rilling, Mr. Schindler and Mr. Trocchia. Ms. Lotito was absent. Also present were Mr. Hogan, Mr. O’Keefe, Mr. Cunningham, Ms. Emigholz, Ms. Mincieli, Ms. Bryant and members of the community.

The following policies were discussed:

Docket #4-87 : **Policy 2155 – Equal Opportunity** – It was unanimously agreed that this Policy be placed on the October 21st Business Meeting for adoption by the Board with the following changes: First paragraph, last line, after characteristic add, “and shall provide equal access to the Boy Scouts and other designated youth groups. Seventh paragraph, change all “Assistant Superintendent” to Assistant Superintendent for Curriculum. Add References as follows:

References: Title VI of the Civil Rights Act of 1964, 42 U.S.C. 2000d *et seq.*
Title VII, Civil Rights Act of 1964, 42 U.S.C. 2000d *et seq*
Age Discrimination in Employment Act of 1967, 29 U.S.C. § 621 *et. seq.*
Americans with Disabilities Act of 1990, 42 U.S.C. § 12101 *et. seq.*
Title IX of the Education Amendments of 1972, 20 U.S.C. § 1681 *et seq.*
Fair Labor Standards Act of 1938, as amended 29 U.S.C. § 201 *et seq.*
Section 504 of the Rehabilitation Act of 1973, 29 U.S.C. § 794
Education Act, 20 U.S.C. § 1400 *et seq.*
Boy Scouts of America Equal Access Act, 20 U.S.C. § 7905.
Genetic Information Nondiscrimination Act of 2008, Pub. L. No. 110-233
General Municipal Law Article 15-C
Civ. Rights Law § 40-c.
Executive Law § 290 *et seq.* (New York State Human Rights Law)
Education Law Article 93

Docket #4-88: **Policy 2460 – Smoking on School Property** – It was unanimously agreed that this Policy be placed on the October 21st Business Meeting for adoption by the Board with the following changes:

Paragraph One to read: Smoking and any other use of tobacco products is prohibited by students, staff and visitors in all school buildings, on all school property at all times, and in any vehicle designated by the District used to transport students and/or school personnel.

Smoking or tobacco use is also prohibited within one hundred (100) feet of all school entrances, exits and outdoor areas, except where that is a residence, or within the real property boundary lines of residential property. The Board also prohibits the use of electronic cigarettes, also known as e-cigarettes, in these locations.

Paragraph two, second line, add after “pipe,” e-cigarette. Under Posting/Notification of the Policy, add the following on second line:on school property “(e.g. athletic fields), and in all District vehicles. The District will also designate a school official as agent responsible for informing individuals smoking or using tobacco anywhere on school premises or in District vehicles that they are in violation of the New York State Public Health Law, Education Law, and the federal Pro-Children Act of 1994 and 2001. Persons using e-cigarettes in violation of this policy will be asked to stop or leave school property.” Last paragraph add the following:

Tobacco Education and E-Cigarettes

The health education course provided to elementary, middle and high school students shall include instruction aimed at discouraging the use of tobacco products and e-cigarettes.

Ref: Education Law §§ 409, 804
8 NYCRR part 135
Public Health Law Article 13-E

Docket #4-89: **Policy 2550 – Information Security Breach and Notification** – This policy was not discussed.

Docket #4-90: **Policy 3443 – Investments** – It was unanimously agreed that this Policy be placed on the October 21st Business Meeting for adoption by the Board with the following change: Add references as follows:

Ref: Education Law §§ 1604-a: 1720; 2503(1), (15); 3652
General Municipal Law §§ 10, 39
Local Finance Law 165

Under Administrative Regulations, Page 1 under Collateral #1 – last line change from weekly to “monthly” basis.

Docket #4-91: **Policy 3444 – Purchasing** – It was unanimously agreed that this Policy be placed on the February 11th Business Meeting for adoption by the Board with the following changes: Add on Page 6, #20 to read:

20. Anytime a purchase is made from other than the lowest responsible vendor or contractor submitting a quotation or proposal, the District will provide justification and documentation setting forth the reasons why such award is in the best interests of the District and otherwise furthers the purposes of General Municipal Law § 104-b.

Page 7, Add Second paragraph under Procurement as follows:

To the extent allowable by law, the Board further authorizes the use of “Piggybacking” on any contracts let by the United States, or any agency, thereof or any state or any other county or political subdivision or district therein, provided that the original contract was awarded to the “lowest responsible bidder” or on the basis of “best value” in a manner consistent with General Municipal Law § 103, and made available for use by other governmental entities.

Add under References:

Education Law §§ 305(14), 409-i, 1709(4-a), (9), (14), (22)
General Municipal Law §§ 103, 103-g, 104, 109-a, 800 et seq.
8 NYCRR §§ 170.2, 170.4
State Finance Law §§ 97-g(3), (4) (5); 163; 163b
County Law § 408-a(2)

Docket #4-92: **Policy 4100 – Employee Code of Ethics** – It was unanimously agreed that this Policy be placed on the October 21st Business Meeting for adoption by the Board.

Docket #4-93: **Policy 5162 – Free and Reduced Price Food Services** – It was unanimously agreed that this Policy be placed on the October 21st Business Meeting for adoption by the Board with the following changes: Paragraph 6 to read, “Upon written request, the Assistant Superintendent for Business will hear appeals of determinations regarding such services in compliance with federal regulations governing the National School Lunch Program. Paragraph 7 to read, “In addition, in order to reach students who are eligible for free and reduced price meals and to comply with state law, three (3) times per school year the Assistant Superintendent for Business will review the list made available by the State Education Department of children ages three (3) to eighteen (18) who are in households receiving federal food assistance or Temporary Assistance for Needy Families (TANF) to identify students within the District.

At 8:05 p.m. upon the motion of Ms. Rilling, seconded by Mr. Schindler and carried by five, the Policy Meeting was adjourned to Executive Session to discuss personnel and receive advice from counsel.

At 8:25 p.m. upon the motion of Ms. Rilling, seconded by Mr. Schindler and carried by five, Executive Session was adjourned.

Theresa Bryant, Deputy District Clerk