

BOARD OF COOPERATIVE EDUCATIONAL SERVICES
SECOND SUPERVISORY DISTRICT
COUNTIES OF MONROE AND ORLEANS

Minutes of the Regular Meeting of the Board of Cooperative Educational Services, Second Supervisory District of Monroe and Orleans Counties, held on February 12, 2020 at 6:30 p.m. at the Richard E. Ten Haken Educational Services Center, Spencerport, New York 14559.

Members Present:

Dennis Laba, President
John Abbott
Kathleen Dillon

George Howard
Constance Rockow

Members Absent:

R. Charles Phillips. Vice President
John Heise

Gerald Maar
Michael May

Staff Present:

Jo Anne Antonacci
Karen Brown, Esq.
Ginger Critchley
Stephen Dawe

Tim Dobbartin
Dr. Marijo Pearson
Steve Roland
Dr. Michelle Ryan

1. Call the Meeting to Order
The meeting was called to order by President Laba at 6:30 p.m.
2. Pledge of Allegiance
3. Agenda/Items(s) Modifications
There were no agenda modifications.
4. Approval of Minutes
Resolved: To approve the January 15, 2020 Regular Meeting Minutes as presented.

Moved by J. Abbott, seconded by C. Rockow; passed unanimously.
5. Public Interaction
There was no public interaction.
6. Financial Reports
S. Roland reported on the Treasurer's Report, WINCAP Report, Internal Claims Exception Log, Quarterly Contractor Report, and the Rochester Area Community Foundation Fund (for the Monroe 2-Orleans Educational Foundation) April 1 through December 31, 2019, Statement.

Resolved: To approve the Treasurer's and WINCAP Reports as presented.

Moved by J. Abbott, seconded by K. Dillon; passed unanimously.

7. Board Presentation: Proposed Budget:

Steve Roland presented the 2020-21 proposed budget. The Monroe 2-Orleans BOCES budget will be presented to component superintendents, board members, and staff at the April 1, 2020, Annual Meeting. The board asked questions and thanked Steve for his presentation.

8. Old Business

1. There was planning regarding the Board-Cabinet Work Session.
2. Resolution to Rescind Donation of CNC Mill as presented.

Moved by K. Dillon, seconded by C. Rockow; passed unanimously.

9. New Business

1. Steve Roland provided a summary of the Governor's New York State Executive Budget Proposal.

10. Personnel and Staffing

1. Resolution to Approve Personnel and Staffing Agenda

Resolved: To approve the Personnel and Staffing Agenda as presented.

Motion by J. Abbott, seconded by K. Dillon; passed unanimously.

11. Bids/Lease Purchases

Resolved: To accept the bid recommendations and awarding of the following bids and lease purchases as presented:

1. Resolution to Accept Greece CSD Lease Purchase of Copier Equipment

Whereas, Board of Cooperative Educational Services, Second Supervisory District of Monroe County ("BOCES 2"), a body politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of New York, is authorized by the laws of the State of New York to purchase, acquire and lease personal property and to enter into contracts with respect thereto; and

Whereas, pursuant to New York State Education Regulations contained at 8 NYCRR Part 170.3(f), and in furtherance of BOCES 2's mission and essential functions, BOCES 2 desires to purchase, acquire and lease certain equipment constituting personal property in connection BOCES's ongoing service programs; to wit, the Lessor anticipates entering into a contract with Greece Central School District (the "District") relating to same; and

Whereas, in order to acquire such equipment, the BOCES 2 proposes to enter into with Konica Minolta (the "*Lessor*"), the form of which has been presented to the governing body of the BOCES 2 at this meeting; and

Whereas, the governing body of the BOCES 2 deems it for the benefit of the BOCES 2 and for the efficient and effective administration thereof to enter into the Agreement for the purchase, acquisition and leasing of the equipment therein described on the terms and conditions therein provided;

Now, Therefore, Be It And It Is Hereby Resolved;

Section 1. Approval of Documents. The form, terms and provisions of the Agreement and

cross-contracts with the District (collectively, the “Agreements”) are hereby approved in substantially the form presented at this meeting, with such insertions, omissions and changes as shall be approved by counsel to BOCES 2 or other authorized representatives of BOCES 2 executing the same, the execution of such documents being conclusive evidence of such approval; and the BOCES 2 Board President is hereby authorized and directed to execute, and the BOCES 2 District Superintendent is hereby authorized and directed to attest and countersign the Agreements and any related exhibits attached thereto, and the BOCES 2 District Clerk is hereby authorized to affix the seal of BOCES 2 to such documents.

Section 2. Findings - Financial. The BOCES 2 Board finds and determines that it is in BOCES 2’s best financial interest to acquire the Equipment for the benefit of the District because:

- (i) it provides an opportunity to use the equipment without committing to the full costs of purchase; and
- (ii) after seeking competitive quotes, Lessor provides the most financially advantageous lease terms; and

Section 3. Findings - Ordinary Contingent Expense. The BOCES 2 Board finds and determines that the Equipment is necessary to maintain BOCES 2’s educational program, preserve property or assure the health and safety of students and staff and thus payments under the Agreements constitute ordinary contingent expenses.

Section 4. Other Actions Authorized. The officers and employees of BOCES 2 shall take all action necessary or reasonably required by the parties to the Agreements to carry out, give effect to and consummate the transactions contemplated thereby and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreements.

Section 5. No General Liability. Nothing contained in this Resolution, the Agreements nor any other instrument shall be construed with respect to BOCES 2 as incurring a pecuniary liability or charge upon the general credit of BOCES 2 or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreements or any other instrument or document executed in connection therewith impose any pecuniary liability upon BOCES 2 or any charge upon its general credit or against its taxing power, except to the extent that the Rental Payments payable under the Agreements are special limited obligations of BOCES 2 as provided in the Agreements.

Section 6. Section 265(b)(3) Designation. BOCES 2 hereby designates the Agreements as a “qualified tax-exempt obligation” for the purposes and within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. BOCES 2 further represents that BOCES 2 reasonably anticipates that BOCES 2 and other entities that BOCES 2 controls will not issue tax-exempt obligations (including the Agreement) that exceed the aggregate principal amount of \$10,000,000 during the calendar year in which the Agreement is executed and delivered.

Section 7. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 8. Effective Date. This Resolution shall be effective immediately upon its approval and

adoption.

DESCRIPTION OF EQUIPMENT:

ACCURIOPRESS 6120 – 3
 ACCURIOPRESS 6136 – 1
 ACCURIOPRESS C3080 – 2

Cost of the Equipment: \$291,928.80
 Finance Cost: \$6,691.20
 Total Cost: \$298,620.00

DISTRICT INSTALLMENT PAYMENT SCHEDULE

<u>Payment</u>	<u>Amount</u>
FY 19/20	\$ 31,106.25 (billed monthly-prorated)
FY 20/21	\$ 74,655.00 (billed monthly)
FY 21/22	\$ 74,655.00 (billed monthly)
FY 22/23	\$ 74,655.00 (billed monthly)
FY 23/24	\$ 43,548.75 (billed monthly-prorated)

Moved by J. Abbott, seconded by K. Dillon; passed unanimously.

12. Executive Officer's Reports

Monroe 2-Orleans BOCES District Superintendent Jo Anne Antonacci and Monroe One BOCES District Superintendent Dan White will co-host the NYSED Graduation Measures Forum for the 7th Judicial District on Thursday, February 13, 2020 from 5:30-8pm in the BOCES 2 Professional Development Center. Regent Wade Norwood will be providing the opening remarks. Also in attendance will be NYSED Assistant Commissioner for School Reform and Innovation Dr. Lesli Myers-Small. Other satellite locations from the 7th Judicial District are: Cayuga-Onondaga BOCES (facilitated by District Superintendent Brian Hartwell), Genesee Valley Educational Partnership (facilitated by District Superintendent Kevin MacDonald), and Wayne-Finger Lakes BOCES (facilitated by Dr. Vicky Ramos).

In addition to being the consultant for the Brockport Superintendent Search, District Superintendent Jo Anne Antonacci will also be assisting the Wheatland-Chili board in their search to replace Superintendent Dr. Deborah Leh who has announced her retirement effective at the end of the 2019-2020 school year.

District Superintendent Jo Anne Antonacci and John Abbott attended the Hilton Central School District Board meeting this week along with two Hilton CSD students. The students did an amazing job. This concludes the 2019-20 visits to each component district's board meetings.

Dennis Laba, Jo Anne Antonacci, John Abbott, Tim Dobbertin, and Steve Roland attended the Monroe County School Boards' Legislative Breakfast on Saturday, February 8, 2020.

13. Committee Reports

Labor Relations Committee (J. Abbott/J. Heise) – The topic was Staff Recruitment Avenues.

Legislation Committee (D. Laba/K.Dillon) – The Legislative Breakfast was held on February 8.

Information Exchange Committee (R. Charles Phillips/J. Heise) – The topic in January was Free Services and Educational Content Available to Your District by the National Center for Missing & Exploited Children. The topic in February was Cultivating Life-long Readers in the 21st Century.

14. Upcoming Meetings/Events
The various meetings for the upcoming month were listed on the agenda.
15. Other Items
There were no other items.
16. At 7:32 p.m., a motion was made by C. Rockow to adjourn the meeting, seconded by K. Dillon; passed unanimously.

Respectfully submitted,

Virginia M. Critchley
Clerk of the Board