

**Minutes**

<p>President Salisbury called the meeting of the Unatego Central School District Board of Education to order at 6:30 p.m. in room #93 at the MS/HS.</p> <p>Clapper, McDermott, McMichael, O’Hara, Olsen, and Salisbury answered roll call.</p> <p>Member Downey was absent.</p> <p>Administrative members present: Supt. Dr. David S. Richards.</p> <p>Motion by McMichael, seconded by Olsen, to go into Exempt Session to discuss CSE recommendations at 6:31 p.m. Yes-6 No-0. Carried.</p> <p>CSE Chairperson Katherine Mazourek joined at 6:31 p.m. via video-conference.</p> <p>Discussion ensued, no action taken.</p> <p>Member Downey arrived at 6:35 p.m.</p> <p>Motion by McMichael, seconded by Olsen, to leave Exempt Session at 6:47 p.m. Yes-7 No-0. Carried.</p> <p>Recess: 6:47 p.m. – 7:00 p.m.</p>	<p>Call to Order</p> <p>Roll Call</p> <p>Exempt Session</p>
<p>President Salisbury called the meeting of the Unatego Central School District Board of Education to order at 7:01 p.m. in room #93 at the MS/HS.</p> <p>Clapper, Downey, McDermott, McMichael, O’Hara, Olsen, and Salisbury answered roll call.</p> <p>Administrative members present: Supt. Dr. David S. Richards</p> <p>Principals Mike Snider, Patti Hoyt, Julie Lambiaso, CSE Director Katherine Mazourek, Business Manager Patti Loker, Transportation Director Brian Trask, and Clerk Sheila Nolan were all present via video-conference.</p> <p>Visitors/Staff: 5 All via video-conference.</p> <p>Board President Salisbury led the Flag Salute.</p> <p>Motion by O’Hara, seconded by McMichael, to approve the Regular Board Meeting Minutes of March 15, 2021 as presented. Yes-6 No-0. Carried. Abstained-1 (Olsen).</p> <p>Motion by Olsen, seconded by McMichael, to adopt the Agenda and as amended. Yes-7 No-0. Carried.</p> <p><i>Public Comment</i>- None</p>	<p>Call to Order</p> <p>Roll Call</p> <p>Flag Salute</p> <p>3-15-21 Reg Brd Mtg Min</p> <p>Adopt Agenda</p>

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<p><u>Presentations:</u>          DCMO BOCES Budget Presentation 2021-2022-Perry Dewey:</p> <ul style="list-style-type: none"> <li>• Presented the BOCES Administrative Budget to the board for the 2021-2022 school year.</li> </ul>	<p>P. Dewey</p>
<p>Administrator’s Reports-Elementary Principal Mike Snider:</p> <ul style="list-style-type: none"> <li>• Things are going well having the elementary back 4 days a week.</li> <li>• There are still about 26 elementary students all-remote.</li> <li>• State testing will start this week and run over a 3 day period.</li> <li>• Congratulations to the potential new elementary teacher.</li> </ul>	<p>M. Snider</p>
<p>Middle School Patti Hoyt:</p> <ul style="list-style-type: none"> <li>• MS has about 20 student’s all-remote.</li> <li>• Started School Tool Training.</li> <li>• Attending multiple CSE meetings throughout the month.</li> <li>• Report cards were sent out on April 16.</li> <li>• Modified sports started this week.</li> <li>• State testing will be a modified multiple choice version on 1 day this week.</li> </ul>	<p>P. Hoyt</p>
<p>High School Principal Julie Lambiaso:</p> <ul style="list-style-type: none"> <li>• Things are starting to pick up at the high school level with the end of the school year approaching.</li> <li>• End of the 3<sup>rd</sup> quarter and well into the 4<sup>th</sup> quarter.</li> <li>• High School planning night was conducted virtually.</li> <li>• Started School Tool Training.</li> <li>• Interviewing for positions for the 21-22 school year.</li> <li>• New Scholarship being set up in memory of George Lesh, a long-time Music teacher at Unatego</li> <li>• Scholar Recognition night, recognizing a senior and a teacher that the student was influenced by, will be held in the board room at the Unatego School. This year’s winner is Gabrielle Borawa (student) and Ryan Brosi (teacher).</li> </ul>	<p>J. Lambiaso</p>
<p>Business Manager’s Report-Patti Loker:</p> <ul style="list-style-type: none"> <li>• The Budget adoption for 2021-2022 and the Property Tax Report Card are on the Agenda to be approved. The Budget increased a little at 2.02% with the levy staying with a 0% increase.</li> </ul>	<p>P. Loker</p>

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<ul style="list-style-type: none"> <li>• Recommending the establishment of two reserves on the Agenda. We are not funding them at this time.</li> <li>• Recommending a School Physician RFP. Sent out letters to Bassett, UHS &amp; Lourdes Hospital.</li> </ul>	
<p>Superintendent’s Report-Dr. David S. Richards:</p> <ul style="list-style-type: none"> <li>• Introduced two potential new teachers to the Board. Jennifer Herrera and Hannah Pleban.</li> <li>• The Summer Rec Program is all set to be held this summer at the Unatego Community Church in Otego.</li> <li>• The District received an \$187,000 grant to start a full day Pre-K class for up to 36 kids.</li> <li>• Discussed the results of the parent and teacher survey regarding the possibility of bringing MS/HS students back to school 4 days a week for the remainder of the school year.</li> <li>• The District is slated to receive a significant amount of money from the Federal Government. Waiting for more information about this to come out.</li> <li>• A newsletter is being mailed out, as well as on our website and Facebook page with information about the proposed Capital Project that is set to be voted on at the Annual Budget Vote on May 18.</li> </ul>	<p>Dr. Richards</p>
<p><u>Administrative Action</u>          Motion by McMichael, seconded by Olsen, to approve the following resolutions 4.1-4.20 &amp; 4.22-4.29 as presented. Yes-7 No-0. Carried.</p>	
<p>Warrants and Budget Status Reports were given to the Board for information only.</p>	<p>Warrants &amp; Budget Reports</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the Treasurer’s Report as presented.</p>	<p>Approve-Treasurer’s Report</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve CSE Recommendations as presented.</p>	<p>Approve-CSE Recommendations</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the 2021-2022 Unatego Instructional Calendar as presented.</p>	<p>Approve 21-22 Instructional Calendar</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve agreement.</p>	<p>Approve-Agreement-NY44 Litigation</p>

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<p>WHEREAS, The Board of Education adopted a resolution dated January 22, 2018, authorizing the commencement of litigation against the NY44 Health Benefits Plan Trust (“the Trust”) and any other parties necessary to such litigation; and</p> <p>WHEREAS, A Complaint was filed in New York State Supreme Court, Erie County, on April 12, 2018 under Index Number 805785/2018 naming the Unatego Central School District/BOCES as a Plaintiff and the Trust, its individual trustees and Erie 1 BOCES as Defendants; and</p> <p>WHEREAS, By motion dated December 18, 2020, the Trust and individual trustees moved for summary judgment dismissing the First, Third and Eight Causes of Action set forth in the Complaint filed under Index Number 805785/2018; and</p> <p>WHEREAS, Plaintiffs also moved on December 18, 2020, for partial summary judgment on the First Cause of Action in the Complaint, and opposed the Trust’s motion; and</p> <p>WHEREAS, after oral argument held on February 26, 2021, the court denied Plaintiffs’ motion for partial summary judgment, granted the Trust’s motion for summary judgment and dismissed the Complaint;</p> <p>WHEREAS, counsel to the District has recommended that Plaintiffs file a Notice of Appeal from each and every part of the Court’s February 26, 2021 decision and subsequent Order, in order to preserve the right to pursue an appeal of the Court’s decision and order, and;</p> <p>NOW, THEREFORE, BE IT RESOLVED that the Board of Education authorizes Costello, Cooney &amp; Fearon, PLLC, as counsel to the Board and District in the above-referenced proceeding under Index Number 805785/2018, to file a Notice of Appeal of each and every part of the Court’s February 26, 2021 decision.</p> <p>DATED: April 19, 2021</p> <p style="text-align: center;">_____ Clerk of the Board</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the Special District Meeting Notice for the Annual Budget Vote May 18, 2021 as amended.</p> <p><b>*NOTICE OF ANNUAL SCHOOL DISTRICT BUDGET HEARING, BUDGET VOTE, CAPITAL IMPROVEMENT PROJECT AND ELECTION OF BOARD MEMBERS FOR THE UNATEGO CENTRAL SCHOOL*</b></p>	<p>Approve Special District Meeting Notice as amended</p>
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NOTICE IS HEREBY GIVEN that the Annual Budget Hearing of the inhabitants of the Unatego Central School, qualified to vote at school meetings in said District, will be held at the Unatego Middle/Senior High School in the Town of Otego, New York, on Monday, May 3, 2021, at 6:30 p.m. where the proposed school district budget for the 2021-2022 school year shall be presented.

NOTICE IS HEREBY GIVEN that the Annual District Budget Vote for those qualified to vote in said District to vote upon the appropriation of the necessary funds to meet the estimated expenditures or any propositions involving the expenditure of money or the authorizing of levy of taxes, as well as the election of members of the Board of Education, shall be held at the Unatego MS/Senior High School in the Town of Otego, New York, on Tuesday, May 18, 2021, between the hours of 12:00 noon and 9:00 p.m. for such business as is authorized by the Education Law.

NOTICE IS ALSO GIVEN that a copy of the statement of the amount of money which will be required for the ensuing year for school purposes may be obtained by any taxpayer in the District during the fourteen days immediately preceding the vote except Saturday, Sunday, or holidays between the hours of 8:00 a.m. and 3:30 p.m. at the Unatego Elementary School, Unadilla, New York and the Unatego MS/Senior High School, 2641 State Hwy 7, Otego, New York.

NOTICE IS ALSO GIVEN that Petitions nominating candidates for the office of Member of the Board of Education must be filed with the Clerk of the District between the hours of 8:00 a.m. and 3:30 p.m. and not later than 4:00 p.m. on April 19, 2021. The following vacancies are to be filled:

- a) A three-year term ending June 30, 2024 currently held by Richard Downey
- b) A three-year term ending June 30, 2024 currently held by Ken Olsen
- c) A three-year term ending June 30, 2024 currently held by James Salisbury

*Candidates do not run for a specific seat but rather all vacant seats are "at large", meaning that each nominee is eligible for every vacancy, rather than only one specific seat.* Each petition must be directed to the Clerk of the District, be signed by at least twenty-five qualified voters of the District, and shall state the name and physical residence (911 address) of the candidate and physical address (911 address) of each signer. The candidate must meet all of the other requirements to run for the board. These include being qualified voters and having lived in the district continuously for one year prior to the election. Any taxpayer may submit a petition to add a proposition to the

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ballot. The petition must have 25 signatures and be filed with the Clerk of the District no later than 5pm on April 19, 2021. Any petition shall be rejected by the Board of Education if the purpose of the proposition is not within the powers of the voters, or where the expenditure of money is required for the proposition and such proposition fails to include the necessary specific appropriation. The individuals receiving the highest number of votes shall be elected to the vacancies.

NOTICE IS ALSO GIVEN that at such Annual District Meeting and Budget Vote scheduled to be held on May 18, 2021 the following proposition shall be voted upon at the same time as the vote upon the appropriation of monies for the coming school year and for Board members:

### CAPITAL IMPROVEMENT PROJECT

Shall the proposition set forth in the Notice of Annual District Meeting and Budget Vote authorizing a School District Improvement Program, at a maximum cost of \$27,695,000 with \$652,349 of Excel Aid and \$1,300,000 Capital Reserve Fund used therefore and providing that such sum of \$25,742,651 shall be raised by the levy of a tax to be collected annually, with District obligations to be issued in anticipation thereof be approved?

NOTICE IS ALSO GIVEN that any proposition that is required to be included for vote shall be submitted in writing by means of a petition signed by at least 25 qualified voters, stating the residence of each signer, which proposition shall be filed with the Board of Education not later than 30 days before the date of the election as set forth in this notice unless a greater number of days is required by statute. Any proposition shall be rejected by the Board of Education if the purpose of the proposition is not within the powers of the voters, or where the expenditure of monies is required for the proposition and such proposition fails to include the necessary specific appropriation.

NOTICE IS ALSO GIVEN that all eligible voters are entitled to an absentee ballot. You are an eligible voter if you are 1) a U.S. citizen, 2) eighteen years of age or older, 3) a resident of the school district for at least 30 days before the vote, 4) and not otherwise disqualified to vote by law. Applications for absentee ballots may be obtained at the District Clerk's office from 8:00 a.m. to 3:30 p.m. Completed applications are to be submitted to the Clerk of the District no later than seven days prior to the scheduled date of the vote (if done by mail) or the day before the vote if the ballot is to be delivered personally to the absentee voter. Absentee ballots are to be submitted no later than 5:00 p.m. on May 18, 2021 to the district office.

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<p>NOTICE IS ALSO GIVEN that Military voters who are qualified voters of the School District may apply for a military ballot by requesting an application from the District Clerk. For a military voter to be issued a military ballot, the District Clerk must have received a valid ballot application no later than 4:00 pm on April 22, 2021. In a request for a military ballot application or ballot, the military voter may indicate their preference for receiving the application or ballot by mail, facsimile transmission or electronic mail. The School District will transmit military ballots to military voters on April 23, 2021. Completed military ballots must be received by the School District by 5:00 p.m. on May 18, 2021 in order to be counted.</p> <p>A list of all persons to whom absentee ballots shall have been issued will be available for public inspection in the office of the District Clerk on each of the five (5) days prior to the date of the Annual Meeting and Election, weekdays between the hours of 8:00 a.m. and 3:30 p.m., at the office of the District clerk. Such list will also be posted at the polling place at the Annual Meeting and Election of members of the Board of Education.</p> <p>March 15, 2021</p> <p style="text-align: right;">By order of the Board of Education of      the Unatego Central School District      By: Sheila Nolan, District Clerk</p> <p><u>PLEASE NOTE: Due to the ongoing nature of the Covid-19 pandemic, the dates, times and locations of the events set out above may be subject to change by Executive Order of the Governor or by the enactment of legislation.</u></p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve transportation request to and from Otsego Christian Academy as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby authorize BOCES to award bids on the behalf of the participating school district for Cooperative Purchasing for the 2021-2022 school year as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby authorize BOCES to award bids on behalf of the districts in the preparation, advertising, and tabulation of bids but specifies that bids are to be awarded by individual districts Board of Education based on the information supplied by BOCES for Generic for the 2021-2022 school year as presented.</p>	<p>Approve Transportation Requests-OCA</p> <p>Approve BOCES Award Bids</p> <p>Approve BOCES Award Bids by Individual Schools</p>
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<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve a committee to act in the districts behalf and for the district to abide by committee recommendations and award of bids for Cafeteria Supplies and Food bid for the 2021-2022 school year as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the agreement between The Workers' Compensation Self-Insurance Alliance and the Unatego Central School District as presented.</p> <p style="text-align: center;">AGREEMENT</p> <p>Agreement between the Workers' Compensation Self-Insurance Alliance, consisting of several school districts and a BOCES, organized and existing under the provisions of General Municipal Law § 119-o, (<i>Alliance</i>) and the Board of Education of the Unatego Central School District (<i>Unatego</i>)</p> <p>RECITALS:</p> <ul style="list-style-type: none"><li>( The Alliance is required to appoint a treasurer, an assistant treasurer, and an claims auditor.</li><li>( That such treasurer, assistant treasurer, and claims auditor can be a treasurer, assistant treasurer, and an claims auditor of a participating school district.</li><li>( Unatego has and is willing to continue to supply a treasurer, an assistant treasurer, and a claims auditor.</li><li>( The parties desire to confirm their understanding regarding these matters.</li></ul> <p>THEREFORE, the parties agree as follows:</p> <ol style="list-style-type: none"><li>1. Unatego will supply to the Alliance the services of a duly appointed treasurer, an assistant treasurer, and a claims auditor and the Alliance has appointed said individuals to function in these capacities on behalf of the Alliance.</li><li>2. The Alliance agrees to pay to the Unatego Central School District for the services of its treasurer, assistant treasurer, and claims auditor and for allied expenses a sum not to exceed \$21,175. The actual payments will be based upon the specified amounts such as personal services or disbursements. An itemized statement will be presented to the Treasurer of The Alliance for review and payment for the 2021-2022 school year.</li><li>3. Either party may cancel this agreement upon 30 days notice to the other party in which case the payment provided in this Agreement shall be prorated.</li></ol>	<p>Approve BOCES Award Bids for Cafeteria Food &amp; Supplies</p> <p>Approve Agreement w/ The Workers' Compensation Self-Insurance Alliance</p>
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<p>IN WITNESS WHEREOF, the parties have signed this Agreement the day of _____, 2021</p> <p>THE WORKERS' COMPENSATION- BOARD OF EDUCATION        SELF- INSURANCE ALLIANCE THE UNATEGO CENTRAL        SCHOOL DISTRICT</p> <p>By: _____ By: _____        Presiding Trustee President</p> <p style="text-align: center;"><b>CERTIFICATION</b></p> <p>It is certified that the Board of Education of the Unatego Central School District, at its meeting, duly noticed, held on _____, 2021, approved the within Agreement and authorized the President of the Board of Education to sign the Agreement on its behalf.</p> <p>DATED: _____, 2021  <span style="float: right;">_____</span>  <span style="float: right;">Sheila Nolan, Clerk</span></p> <p>It is certified that the Workers' Compensation Self-Insurance Alliance, at its meeting, duly noticed, held on _____, 2019, approved the within Agreement and authorized the Presiding Trustee or Deputy Presiding Trustee to sign the Agreement on its behalf.</p> <p>DATED: _____, 2021  <span style="float: right;">_____</span>  <span style="float: right;">Donna Marie Utter, Clerk</span></p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the Property Tax Report Card as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby adopt the proposed school budget for the 2021-2022 school year in the amount of \$23,293,288 to be presented to the public for consideration at the May 18, 2021 Annual District Meeting as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby establish the George Lesh Memorial Scholarship as presented.</p> <p>RESOLVED: On motion of _____, seconded by _____, the Board of Education acting in accordance with New York Education law § 3651 hereby establishes a tax certiorari reserve fund for the 2021-2022 school year.</p>	<p>Approve Property Tax Report Card</p> <p>Approve Proposed Budget 202-2022</p> <p>Approve establishment of George Lesh Memorial Scholarship</p> <p>Approve Establishment of 2 New Reserves</p>
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<p>RESOLVED: On motion of _____, seconded by _____, the Board of Education acting in accordance with New York Education law § 1709(8-c) hereby establishes a liability reserve fund.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the Board to authorize Board President, Mr. Salisbury to sign the agreement with Schoolhouse as construction managers for the capital project as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the tenure appointment of Katie DeMulder in the tenure area of Elementary Education, effective September 1, 2021 as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve the tenure appointment of Lexi McHenry in the tenure area of School Counselor, effective September 1, 2021 as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby accept Sheri Baumes’s resignation for the purpose to retire as an Elementary LTA, effective June 30, 2021 as presented.</p> <p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby appoint Hannah Pleban, to a four year probationary appointment in the tenure area of General Special Education Teacher effective date September 1, 2021 and ending August 31, 2025, Masters Step 3 salary pending negotiations as presented (replaces Cyndi Jahn).</p> <p>This expiration date is tentative and conditional only. Except to the extent required by the applicable provisions of Section 3012 of the Education Law, in order to be granted tenure the teacher must receive composite or overall annual professional performance review ratings pursuant to Section 3012-c and/or 3012-d of the Education Law of either effective or highly effective in at least three (3) of the four (4) preceding years, and if the teacher receives an ineffective composite or overall rating in the final year of the probationary period the teacher shall not be eligible for tenure at that time.</p>	<p>Approve Board President to sign agreement w/ Schoolhouse Cons. Capital Project</p> <p>Approve Tenure Apt. K. DeMulder</p> <p>Approve Tenure Apt. L. McHenry</p> <p>Accept Resignation/Retirement S. Baumes-LTA</p> <p>Approve Prob. Apt.-H. Pleban-Special Education Teacher 21-22</p>
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<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby appoint coaches for the 2020-2021 spring sports season as presented.</p>	<p>Approve Coaches for 2020-2021 Spring Sports Season</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve Elizabeth Goodrich and Violet Bettiol Machine Inspectors and Joan French as teller for the Annual District Meeting at a rate of \$100/day.</p>	<p>Appoint Machine Inspectors/Teller-Budget Vote-E. Goodrich, V. Bettiol &amp; J. French</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby accept the resignation of Curtis Leonard as a bus driver, effective March 26, 2021 as presented.</p>	<p>Accept Resignation-C. Leonard Bus Driver</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby appoint Ana Teresa Willis as a substitute teacher for the 2020-2021 school year as presented.</p>	<p>Appoint A. Willis-Substitute Teacher 2020-2021</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve Amy Anderson as a substitute bus driver for the 2020-2021 school year as presented.</p>	<p>Appoint A. Anderson-Sub Bus Driver 2020-2021</p>
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby approve event workers for the 2021-2021 Fall 2 sports season as presented.</p>	<p>Approve Event Workers for the 2020-2021 Fall 2 Sports Season</p>
<p>Motion by Olsen, seconded by McMichael, to approve the following resolution 4.21 as amended. Yes-7 No-0. Carried.</p>	
<p>RESOLVED: Upon the recommendation of the Superintendent of Schools that this Board does hereby appoint Jennifer Herrera, to a three year probationary appointment in the tenure area of Foreign Language, effective date September 1, 2021 and ending August 31, 2024, Step 11 Masters, salary pending negotiations as presented (replaces Laura Gamez-Romero).</p>	<p>Approve amended Prob. Apt.- J. Herrera-Spanish Teacher 21-22</p>
<p>This expiration date is tentative and conditional only. Except to the extent required by the applicable provisions of Section 3012 of the Education Law, in order to be granted tenure the teacher must receive composite or overall annual professional performance review ratings pursuant to Section 3012-c and/or 3012-d of the Education Law of either effective or highly effective in at least two (2) of the three (3) preceding years, and if the teacher receives an ineffective composite or overall rating in the final year of the probationary period the teacher shall not be eligible for tenure at that time.</p>	
<p><u>Public Comment</u>- None</p>	

