



Haverhill School Committee Meeting of Thursday, January 14 2016

Mayor James Fiorentini called the Regular Meeting to order at 7:00 p.m. Present were Mr. Joseph Bevilacqua, Mr. Sven Amirian, Attorney Paul Magliocchetti, Mr. Scott Wood, Mrs. Maura Ryan-Ciardello, Ms. Gail Sullivan, Mrs. Julie R. Kukenberger, Assistant Superintendent and Mr. James F. Scully, Superintendent of Schools.

The Pledge of Allegiance was recited.

Public Participation

Councilor Colin LePage reviewed his past meetings with the committee and city council relative to the hiring of an additional health teacher for the lower grades. He indicated that they are working collaboratively to complete the process of hiring this staff member. Mr. Scully stated he is working with the business manager to identify funds to bring this to a reality.

Mr. Bevilacqua - Comments

Mr. Bevilacqua offered his farewell comments due to this being his last meeting prior to stepping down tomorrow. He said a few words on his being a committee member and the good things that have happened with the education in the district. He thanked the teachers, administrators, students, parents, taxpayers, and colleagues for their support. He thanked Representative Dempsey for his efforts in bringing monies to the district and finally the Mayor and the office staff to making his job easier.

The election of the President and Vice President for 2016 – Members

Moved by Mr. Bevilacqua and seconded by Attorney Magliocchetti to TABLE this item until the school committee meeting when a replacement is selected and continue the current officers to that time period. A roll call vote was held with the following results.

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes
Mayor Fiorentini	Yes		

Motion passes.

Communication and Reports

Student Advisory Council Report – Benjamin Roy

Ben was not in attendance.

Attorney Magliocchetti asked to call up the item on the memorandum of agreement. Mr. Wood objected procedurally according to Robert Rules of Order. Mayor Fiorentini asked for a point of order and ruled it out of order. The item was called forward.

Old Business

Memorandum of Agreement between the Haverhill School Committee and Haverhill Administrative & Supervisory Group – Attorney Magliocchetti

Attorney Magliocchetti questioned Attorney Cox as to if this matter can be discussed publically due to a pending unfair labor practice charge. Attorney Cox indicated that the contract was discussed in a prior public meeting and there is no prohibition to discussing it at this time. Attorney Magliocchetti referenced the unfair labor practice charge filed by the Administrators' union, which was sent by email by Attorney Cox to members. Attorney Cox stated the basis of the complaint is that the contract was approved in executive session by a 5- 2 vote and that in a follow up confirmatory vote in open session at a subsequent meeting rather than vote to ratify the members voted it down. The action taken was opposite of what happened in executive session. Attorney Cox notified the union attorney of the affirmative executive session vote and the union then held a meeting and ratified the contract. Attorney Cox stated the matter is scheduled for an in person investigation where an investigator from labor relations will hear from both sides and will determine whether or not to issue a formal complaint and present a formal charge. Attorney Magliocchetti questioned if a member is allowed to change a vote in public session. Discussion ensued as to the changing of a vote from to open session and if it is legal. Attorney Cox indicated that the better procedure going forward would be to go back into open session to confirm an approval of a contract immediately after it is approved in executive session. The committee can take action on a collective bargaining agreement at any time provided it is in compliance with the open meeting law.

Moved by Attorney Magliocchetti and seconded by Mr. Amirian to confirm the approval of the contract previously ratified in executive session.

Attorney Cox stated the legal process and what relief the union has requested if this is not ratified tonight. If ratified tonight, no further actions will be taken.

A roll call vote was held with the following results.

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	No
Mayor Fiorentini	Yes		

Motion passes.

Mr. Wood asked to move up Item C.

School Committee Communications

Vacant School Committee Seat – Mr. Wood

Mr. Wood indicated a joint meeting of council and school committee on Tuesday relative to the open position. Attorney Magliocchetti questioned if Mr. Wood would need to recuse himself due to a personal financial interest being in business with Mr. Toohey. Mayor Fiorentini called this point of order out of order. Mr. Wood stated there is no financial gain or conflict with Mr. Toohey. Mr. Wood has researched the previous times when such a vacancy occurred and who was appointed. He stated the fourth candidate filled three of four vacancies whereas one had a special election. Ms. Sullivan asked to have the process done correctly as opposed to being done quickly. Attorney Magliocchetti asked Mrs. Danehy to speak on Mrs. Francescone's seat remaining vacant for nearly a year. Different committees have handled this different times and Attorney Magliocchetti felt Tuesday's meeting should be a workshop to discuss the process. A policy needs to be developed so if it comes up in the future they will know how to proceed. Mr. Amirian expressed the need to slow the process and have an adequate time period and not to lead people on. Mayor Fiorentini asked to get this over quickly and not drag this on. This should not be treated differently as in the past. It is the voters' job and does not agree to opening it up and having interviews. He believes it should go to the runner up and that is what the voters decided. The public assumption is the runner up should be appointed. They will be voting on the procedures on Tuesday.

Superintendent Comments/Reports

Substance Use and the Adolescent Brain Series – Mr. Thomas O'Brien, Director of Athletics and Wellness and Ms. Katherine Vozeolas, BSN RN NCSN, Supervisor of Nursing and School Health Services.

The Superintendent stated a letter was sent out to the school community and passed out a flier relative to substance abuse. Many children go home to challenges and he has been asked how to deal with it. The committee has met including principals to have chats with families throughout the district. The first meeting is January 27th at Whittier Middle School from 6:00 – 7:00 p.m. in the cafeteria with subsequent meetings at the other schools. Members expressed their support in combating this epidemic in the city and the nation.

Health Advisory Group Representative (formerly Wellness Committee) from School Committee

Moved by Mr. Bevilacqua and seconded by Attorney Magliocchetti to appoint Sven Amirian as the Health Advisory Group Representative. A verbal vote indicated all in favor.

Motion passes.

Human Resources Documents: CORI; On-line Ethics Training; State Ethics Acknowledgement and Fingerprinting Acknowledgement.

The Superintendent asked members to complete the new forms that can be obtained in his office.

Attorney Magliocchetti informed members that Ben Roy has been accepted to Harvard University. The Superintendent will provide a list of student acceptances to top schools to members when available.

Approved .1.28.16

Subcommittee Reports

There were no reports at this time.

New Business

Moved by Mr. Wood and seconded by Attorney Magliocchetti to approve the Physical Restraint for Students' Policy (JKAA) as indicated in the agenda material – first reading is waived. A roll call vote was held and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes
Mayor Fiorentini	Yes		

Moved by Mr. Wood and seconded by Attorney Magliocchetti to approve Warrant Number EV20160115B totaling \$88,611.87; Warrant Number WV20151224 totaling \$20,546.70; Warrant Number JE20160115 totaling \$15,344.37; Warrant Number WV20151218 totaling \$51,261.37; Warrant Number EV20160115 totaling \$202,043.48 and Warrant Number EV20160115A totaling \$4,539,557.97.

Attorney Magliocchetti asked to amend the motion to remove EV20160115B and EV20160115A due to a conflict. A roll call vote was held on the amended motion and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Abstained
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes
Mayor Fiorentini	Yes		

Motion passes.

Moved by Mr. Wood and seconded by Mr. Amirian to approve Warrant Number EV20160115B totaling \$88,611.87 and Warrant Number EV20160115A totaling \$4,539,557.97. A roll call vote was held and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Abstained	Mr. Bevilacqua	Abstained
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes
Mayor Fiorentini	Yes		

Motion passes.

Moved by Mr. Wood and seconded by Attorney Magliocchetti to approve the invoice from Kopelman and Paige, P.C. in the amount of \$192.50. A roll call vote was held and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Abstained
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes
Mayor Fiorentini	Yes		

Motion passes.

Mayor Fiorentini left the meeting at 8:19 p.m. Mr. Wood took over as Chair.

Moved by Attorney Magliocchetti and seconded by Mr. Amirian to approve the donations. A roll call vote was held and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes

Motion passes.

The Superintendent shall forward a list of the current donations to members.

Approved .1.28.16

Items by Consensus

approval of the minutes of December 10, 2015 (regular meeting)

approval of the field trip request(s):

- William Kaste, HHS, Grades 9-12, 8.31.16-9.3.16, Haverhill Girls' Volleyball, Disney World, Orlando Florida,
- Antoinetta Diskin, HHS, Grades 9-12, April vacation, April 13, 2017 to April 22, 2017, Rome, Florence and Venice Italy, \$2,998.00
- Andrea Laws and Caitlyn Jenkinson, HHS, Grade 11, 3.24.16-3.6.16, Early College., \$3,000.00New York, \$500.00
- Jeff Paszko, HHS, Grade 12, AP Art History, April 14, 2016 to April 25, 2016, Rome, Florence, Venice It

Ms. Sullivan asked to take the items separately since there are two new members that were not involved in the previous meeting.

Moved by Attorney Magliocchetti and seconded by Mr. Amirian to approve Item B, field trips. A roll call vote was held and the results were the following:

Mr. Amirian	Yes	Mrs. Sullivan	Yes
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes

Motion passes.

Moved by Attorney Magliocchetti and seconded by Mr. Amirian to approve Item A, minutes. A roll call vote was held and the results were the following:

Mr. Amirian	Abstained	Mrs. Sullivan	Abstained
Attorney Magliocchetti	Yes	Mr. Bevilacqua	Yes
Mrs. Ryan-Ciardello	Yes	Mr. Wood	Yes

Motion passes.

Executive Session/Adjournment

Moved by Mr. Bevilacqua and seconded by Attorney Magliocchetti to adjourn the meeting. A verbal vote indicated all in favor.

Meeting adjourned at 8:22 p.m.

List of Documents included as part of packet: School Committee Agenda; Substance Abuse Series Flyer; Human Resources Documents; Administrators' MOA; Physical Restraint Policy; Warrants; Kopelman and Paige Invoice; Minutes; Field Trip Requests