

**Resolution No 2008-09: 1**

**By Member of the Board White**

**WHEREAS**, the City of Rochester (City) and the Rochester City School District (District) have been involved in discussions about various matters of mutual interest; and

**WHEREAS**, it is in the interest of both parties to bring these discussions to an acceptable conclusion; and

**WHEREAS**, the parties seek to reach agreement for the 2008-2009 Fiscal Year on several matters in a Memorandum of Understanding to be authorized by the Board of Education of the District and the City of Rochester; therefore be it

**RESOLVED**, That the President of the Board of Education and the Superintendent of Schools, or his designee, be, and hereby are, authorized to enter into a Memorandum of Understanding with the City of Rochester, attached hereto as Attachment "A", under which the District and the City have reached agreement, for the 2008-09 Fiscal Year, with respect to various matters of mutual interest, including, among other things, the following: the transfer of \$119.1 Million from the City to the District; payments to bond and note holders; the District's purchase from the City of City Police School Resources Officer services in the amount of \$1.1 Million; the District's transfer of \$600,000 to the City for funding the Hillside Work Scholarship Connection, to be combined with \$400,000 of City funds; the District's staffing and operation of a truancy center in partnership with the City Police and Recreation and Youth Service departments; the City's undertaking the Rochester After School Academy to the extent New York State funds the program; the City's making up to \$1 Million available to fund capital improvements to facilities shared by the City and the District; good faith efforts to negotiate a successor Memorandum of Understanding for the 2009-2010 Fiscal Year; and further collaborative initiatives to increase the efficiency and/or effectiveness of the City and/or District.

**Seconded by Member of the Board Williams**

**Adopted 5-0 with Commissioners Campos and Elliott absent**

**Resolution No 2008-09: 2**

**By Member of the Board Brennan**

Resolved, That, upon the recommendation of the Superintendent of Schools, the following named person be, and hereby is, assigned to the position shown, at the salary stated, effective July 1, 2008:

Cooksey, Sylvia, Principal, School No. 16, \$85,000

**Seconded by Member of the Board Williams**

**Adopted 5-0 with Commissioners Campos and Elliott absent**

**Resolution No 2008-09: 3**

**By Member of the Board Brennan**

Resolved, That, upon the recommendation of the Superintendent of Schools, the following named Civil Service personnel be, and they hereby are, appointed each to the competitive provisional position and location indicated, at the salary rate stated, and effective on the date shown:

<b>Name</b>	<b>Position/Location</b>	<b>Salary</b>	<b>Effective Date</b>
Lee, Shanai	Director of Minority and Women- Owned Business Enterprises Central Office	\$94,000/yr.	July 2, 2008

**Seconded by Member of the Board Williams**

**Adopted 5-0 with Commissioners Campos and Elliott absent**

**Resolution No. 2008-2009: 4**

**By Member of the Board Powell**

Authorization for Superintendent of Schools to Negotiate Possible Settlement of Litigation

Whereas, pursuant to Board of Education Resolution 414 of December 20, 2007, the Board of Education of the Rochester City School District authorized the Superintendent of Schools, through the Office of Counsel, to participate actively and fully in support of litigation commenced by the Rochester Teachers Association entitled: *Adam Urbanski, as President of the Rochester Teachers Association, and Paula Givens, Petitioners, have commenced an action against the City of Rochester, Robert J. Duffy, as Mayor of the City of Rochester, Lois J. Giess, as President of the City Council of the City of Rochester, and the City Council of the City of Rochester, Respondents; the Board of Education of the Rochester City School District, and the Rochester City School District, Necessary Party Respondents; Index Number 2007-13742* (hereafter the “*Litigation*”) and

Whereas, following the Court’s Decision and Order filed May 9, 2008, the City of Rochester acted to remove all references in its new 2008-2009 budget to “City School District Innovation Aid – Funded by Sales Tax” when referring to fiscal year 2007-2008 and set forth a single, undesignated line entry of \$119.1 million when referring to aid provided by the City to the Rochester City School District for fiscal year 2008-2009; and

Whereas, in response to the City of Rochester’s actions in its 2008-2009 budget, the Superintendent of Schools desires to attempt to negotiate a settlement of this action on terms satisfactory to the School District that would be presented to the Court for final approval; be it:

Resolved, that the Board of Education concurs with the recommendation of the Administration, and hereby authorizes the Superintendent of Schools, through the Office of Counsel, to negotiate and execute a settlement on terms determined to be satisfactory to the Superintendent of Schools, which shall be submitted thereafter to the Court for final approval; and

Resolved, that if the Superintendent of Schools through the Office of Counsel is unable to reach terms of settlement satisfactory to the Rochester City School District, the matter shall proceed to its legal disposition as previously authorized.

**Seconded by Member of the Board White**

**Adopted 5-0 with Commissioners Campos and Elliott absent**