

**ROSLYN UNION FREE SCHOOL DISTRICT  
Special Meeting of the Board of Education**

**December 8, 2020**

**7:00 P.M.**

**Minutes**

**The follow participants were present via ZOOM videoconference.**

Meryl W. Ben-Levy, President  
David Dubner  
Michael Levine  
Steven Litvack  
David Seinfeld  
Bruce Valauri

**ALSO PRESENT**

Allison Brown	Superintendent
Joseph C. Dragone	Assistant Superintendent for Business and Administration
Karina Báez	Assistant Superintendent for Primary Education
Michael Goldspiel	Assistant Superintendent for Secondary Education
Nancy Carney Jones	District Clerk
Carrie Anne Tondo	District Counsel

**ABSENT**

Clifford Saffron, Vice President

**Ms. Ben-Levy called the meeting to order at 7:00 p.m.**

**7:00 p.m. - Board of Education Special Meeting**

**Preliminary Announcements**

The Roslyn Union Free School District continues to take steps to reduce the potential for exposure to the coronavirus (COVID-19). The District's efforts in this regard are made in furtherance of federal, state, and local mandates to limit any and all public gatherings.

As authorized by Governor Andrew M. Cuomo's Executive Order No. 202.1, issued on March 12, 2020, and as extended by subsequent Executive Orders, this meeting is being held remotely by videoconferencing and the public will not be permitted to attend the meeting in-person. The Board of Education will make a motion setting forth the manner in which the meeting will be conducted and waiving any applicable policies or common practices with respect to the conduct of the meeting. The public participation portion of the meeting will be suspended. The meeting will be video broadcasted in order to provide the public with the ability to view the meeting. This meeting will also be recorded and later transcribed in accordance with Executive Order 202.1, as extended.

## Pledge of Allegiance

Ms. Ben-Levy made a motion to adopt the agenda as a consent agenda.

Ms. Ben-Levy moved, Mr. Litvack seconded and carried by a vote of 6-0, (Mr. Saffron absent) to move as a consent agenda.

## ACTION ITEMS

### BOARD OF EDUCATION:

**BOE.1 WHEREAS**, on March 11, 2020, the World Health Organization declared Coronavirus Disease 2019 (“COVID-19”) a pandemic; and,

**WHEREAS**, pursuant to Executive Order 202, the Governor of the State of New York issued a declaration of emergency for the entire State of New York as a result of COVID-19; and

**WHEREAS**, in furtherance of this State of Emergency, Governor Cuomo issued Executive Order 202.68 and implemented a new cluster action initiative requiring the New York State Department of Health (“NYSDOH”) to determine areas in the State that require enhanced public health restrictions based upon cluster-based cases of COVID-19 and to establish mitigation measures for Yellow, Orange or Red Zones (“New York State Cluster Action Initiative”) and by such Order, further directed the NYSDOH to issue guidance regarding mandatory testing of students and school personnel in Yellow Zones; and,

**WHEREAS**, by Executive Order 202.69, the Governor of the State of New York authorized the director of the budget to withhold any funds appropriated in the FY20 Enacted Budget to, or for, directly or indirectly, a public or nonpublic school or school district and/or to a locality for the period of time that such school district, school or locality is found to have been in violation of Executive Order 202.68, or for the period of time that such school district, school, or locality is in violation of any order of the department of health issued pursuant to Executive Order 202.68; and

**WHEREAS**, pursuant to the NYSDOH Interim Guidance on Mandatory Testing in Public and Non-Public Schools Located in Areas Designed as “Yellow Zones” Under the New York State Cluster Action Initiative and its Addenda (“NYSDOH Guidance”), including Addendum to the NYSDOH Guidance dated November 14, 2020, effective the week of November 16, 2020, schools open to in-person instruction in Yellow Zones must test twenty percent (20%) of in-person students, faculty and staff over the two-week period immediately following the announcement of a Yellow Zone designation; and

**WHEREAS**, COVID-19 testing requirements may apply after said two-week period and/or if a school district is designated as in a Red or Orange Zone; and

**WHEREAS**, the positivity rate and number of COVID-19 cases in New York State and locally continues to rise; and

**WHEREAS**, the NYSDOH has encouraged schools to partner with a Limited Service Laboratory (“LSL”) for the deployment of COVID-19 tests in the school setting to facilitate the required testing of students, teachers and staff attending in-person; and,

**WHEREAS**, in order to meet the COVID-19 testing requirements, and in an effort to continue in-person instruction should the School District be designated as in a Yellow Zone, and as a result of the rising COVID-19 positivity rate Statewide and locally, the School District desires to partner with third party service provider, Onsite Medical Solutions, PLLC, to act as the School District’s LSL pursuant to Executive Order and NYSDOH Guidance to facilitate COVID-19 testing of students, faculty and staff in the event the School District falls within a Yellow Zone and/or other designated zone; and

**WHEREAS**, the engagement of such services requires immediate action to maintain the School District’s Reopening Plan and continue in-person instruction should the School District be designated as in a Yellow Zone and in order to meet the requirements imposed by Executive Order and NYSDOH Guidance.

**NOW THEREFORE, BE IT RESOLVED** that the Board of Education authorizes the School District to enter into an agreement with Onsite Medical Solutions, PLLC for purposes of facilitating COVID-19 testing of students, faculty and staff in the event the School District falls within a Yellow Zone and/or other designated zone in accordance with the terms of the Agreement between the School District and Onsite Medical Solutions, PLLC;

**BE IT FURTHER RESOLVED** that the Board of Education hereby authorizes the President of the Board of Education to execute the necessary documents to effectuate said Agreement on behalf of the Board of Education.

**Ms. Ben-Levy moved, Mr. Litvack seconded and carried by a vote of 6-0, (Mr. Saffron absent) to accept BOE.1 as a consent agenda.**

### **Adjournment**

There being no further business to come before the Board of Education, Ms. Ben-Levy made a motion to adjourn, seconded by Mr. Seinfeld, carried by a vote of 6-0 (Mr. Saffron absent) to adjourn at 7:02 p.m.

**Respectfully submitted,**  
*Nancy Carney Jones*  
**Nancy Carney Jones**  
**District Clerk**