

**BOARD OF EDUCATION  
UTICA CITY SCHOOL DISTRICT  
SPECIAL MEETING – May 9, 2023 – 5:00 P.M.  
Administration Building – 929 York Street – Kernan School**

BOARD MEMBERS PRESENT: Joseph H. Hobika Jr, Presiding; Danielle Padula, Robert Cardillo, Donald Dawes, Tennille Knoop, James Paul, David Testa

ADMINISTRATORS PRESENT: Brian Nolan, Acting Superintendent; Kathy Hughes

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President Hobika, Jr. called the Special Meeting to order at 5:00 p.m. After the Pledge of Allegiance, Board Clerk Kathy Hughes conducted roll call. All members of the Board of Education were present.

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**Discussion**

President Hobika, Jr. read the following Resolution:

**RESOLUTION**

WHEREAS, the District received two complaints pursuant to Board Policy 0010; and

WHEREAS, Superintendent Bruce Karam appointed special investigator Mark Petitt to investigate the complaints and issue a written report (the "Report") to the District, and

WHEREAS, after the Report was issued an individual filed an appeal challenging the Report; and

WHEREAS, the Board of Education appointed an experienced attorney to review the appeal and provide a written assessment (the "Assessment") of the appeal to the Board; and

WHEREAS, by unanimous vote of all seven Board Members on January 24, 2023, the employee who was the subject of the above referenced complaints was placed on paid administrative leave pending the final determination of the investigation or any appeals related to the complaints; and

WHEREAS, Board Members have had the Assessment regarding the appeal, the Report, and the related investigation and appeal materials for over a week to consider the materials prior to rendering the Board's decision; and

WHEREAS, the Board met to deliberate and decide the appeal;

NOW, THEREFORE, IT IS HEAREBY RESOLVED THAT having considered the appeal from the Report, the Assessment, and the related investigation and appeal materials: You will choose one of the 3 options:

**Option 1:** The appeal is denied and the Board adopts the findings of the Report, and continues the paid administrative leave of the employee who was the subject of the above referenced complaints until further action by the Board as to the employee's leave/employment status.

**Option 2:** The appeal is granted and the employee may return to work effective May 15, 2023.

**Option 3:** The appeal is granted in part and changed for the reasons set forth in Executive Session.

**Moved by Mrs. Knoop and it was seconded by Mrs. Padula.**

President Hobika, Jr. asked for a voice vote for Option 1, Option 2, or Option 3:

Mr. Cardillo	<b>Option 1</b>
Mr. Dawes	<b>Option 3</b>
Mr. Hobika, Jr.	<b>Option 1</b>
Mrs. Knoop	<b>Option 1</b>
Mrs. Padula	<b>Option 1</b>
Mr. Paul	<b>Option 1</b>
Mr. Testa	<b>Option 3</b>

**There being no further discussion, motion carried 5-2**

**Mrs. Knoop made the motion to go into Executive Session; it was seconded by Mrs. Padula and carried 7-0.**

The Board of Education entered into Executive Session at 5:33 p.m.

**Mr. Cardillo made the motion to come out of Executive Session; it was seconded by Mrs. Knoop and carried 7-0.**

The Board of Education exited Executive Session at 5:50 p.m.

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**Adjournment**

**Mr. Cardillo made a motion to adjourn the May 9, 2023, Special Meeting; seconded by Mr. Testa.**

**The May Special Meeting was adjourned at 5:51 p.m.**

There being no further discussion; **motion carried 7-0.**

Respectfully transcribed and submitted,

STEPHANIE LYNESS  
Assistant Board Clerk