MINUTES ROCKY POINT PUBLIC SCHOOLS SPECIAL MEETING OF THE BOARD OF EDUCATION January 27, 2022

The meeting was called to Order via zoom by Mrs. Sullivan at 11:52 a.m.

PLEDGE OF ALLEGIANCE

Present: Susan Sullivan, President

Edward Casswell, Vice President

Michael Lisa, Trustee Jessica Ward, Trustee

Scott O'Brien, Ed.D., Superintendent of Schools

Susann Crossan, Assistant Superintendent

Christopher Van Cott, Assistant Superintendent for Business

Kelly White, District Clerk

Absent:

EXECUTIVE SESSION

At 11:53 a.m. a motion was made by Michael Lisa, and seconded by Jessica Ward, to go into Executive Session to discuss confidential legal matters.

All in favor – Motion carried 4-0

The Board returned to Open Session at 12:07 p.m.

III RESOLUTION REGARDING THE RETENTION OF A LAW FIRM AND THE FILING OF AN AMICUS BRIEF ON BEHALF OF RPUFSD

WHEREAS, Rigano, LLC is a New York based law firm that represents clients on, among other things, litigation matters; and

WHEREAS, the School Board wishes to retain the firm to represent the School District as amicus curiae in the action, styled *Demetriou et al. v. New York State Department of Health et al.*, Docket No. 2022-00532 (N.Y. App. Div. 2d Dep't) (the "Litigation") on the terms set forth in the retainer agreement dated January 26, 2022 (the "Retainer Agreement");

NOW THEREFORE BE IT RESOLVED, that the firm of Rigano, LLC is hereby retained by the School Board and School District as pro bono counsel in connection with the Litigation on the terms set forth in the Retainer Agreement;

BE IT FURTHER RESOLVED, Mrs. Susan Sullivan, President of the Board of Education is authorized to execute the Retainer Agreement on behalf of the School Board and School District;

BE IT FURTHER RESOLVED, that the firm is authorized to file an amicus brief on behalf of the School District subject to the final review and approval of the Board of Education and the firm is authorized to represent the School District in the Litigation, including during oral argument therefor.

Motion defeated 2-2 Susan Sullivan dissented Ed Casswell dissented

III ADJOURNMENT

At 12:12 p.m. a motion was made by Jessica Ward, and seconded by Michael Lisa, to adjourn the meeting.

All in favor – Motion carried 4-0

Respectfully submitted,

Kelly White District Clerk