

**Resolution:**

**WHEREAS**, Article 52 of the Education Law governs the function of the city school districts in the cities of Buffalo, Rochester, Syracuse, Utica and Yonkers, and Section 2554 of the Education Law sets forth the duties and powers of the Board of Education of the Yonkers City School District; and

**WHEREAS**, the Education Law and regulations promulgated thereunder do not prohibit members of the Boards of Education in the city school districts governed by Education Law Article 52 from receiving a salary or stipend for the performance of their duties; and

**WHEREAS**, Section 2554 of the Education Law does not limit the power of the Board of Education of a city school district to provide a salary or stipend to its members for the performance of their duties; and

**WHEREAS**, the operation of the Yonkers City School District is comparable to the city school districts in Buffalo, Rochester and Syracuse, among other factors, with respect to student population, staff employment, building operations and other general functions; and

**WHEREAS**, the members of the Boards of Education in the city school districts in Buffalo, Rochester and Syracuse receive a salary or stipend pursuant to municipal charter, resolution or written policy for the performance of their duties and obligations as Trustees of their respective Boards of Education; and

**WHEREAS**, the Board of Education of the Yonkers City School District should function in a manner that is consistent with and has been successful for the other city school districts as permitted under the Education Law; and

**WHEREAS**, with respect to the Yonkers City School District, Section 2554 of the Education Law is superseded, where applicable, by the Yonkers City School District Deficit Financing Act (the "Financing Act"), adopted on March 31, 2014, which shifted certain operational and fiscal responsibilities of the Yonkers City School District from the Board of Education to the City of Yonkers; and

**WHEREAS**, pursuant to the Financing Act, the Board of Education and the City of Yonkers entered into an Intermunicipal Agreement, dated June 12, 2014 (the "IMA"), setting forth certain duties and functions of the City of Yonkers with respect to the function of the Yonkers City School District, and reserving other duties and functions to the Board of Education; and

**WHEREAS**, the Financing Act and IMA do not prohibit or limit the right of the Board of Education of the Yonkers City School District to authorize that its Trustees may receive a salary or stipend for the performance of their duties on behalf of the Yonkers City School District; and

**WHEREAS**, the President of the Board of Education devotes of a significant amount of time to the performance of the President's duties, which may significantly impact his or her other employment and/or familial obligations; and

**WHEREAS**, it is fair and reasonable that the President of the Board of Education receive some compensation for the substantial time and effort the President devotes to the duties of that office;

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to the authority vested in the Board of Education under Article 52 of the Education Law, and reserved to the Board of Education under the Intermunicipal Agreement, dated June 12, 2014, the President of the Board of Education shall be compensated for his or her official duties by payment of an annual stipend in the amount of \$15,000 retroactive from July 1, 2017; and

**BE IT FURTHER RESOLVED**, that if the President of the Board of Trustees resigns, is removed or otherwise ceases to be President of the Board of Education, then he or she will cease to be entitled to the stipend for that office immediately upon his or her resignation, removal or other termination of his or her presidency, and his or her successor as President will be entitled, upon effective date of appointment, to the remainder of the President's stipend for the year; and

**BE IT FURTHER RESOLVED**, that the Superintendent of Schools and departments of the Yonkers City School District are directed to take all steps necessary to implement this resolution, consistent with the terms of the Intermunicipal Agreement.

**Recommended By:** The Board of Trustees