

BELLMORE-MERRICK CENTRAL HIGH SCHOOL DISTRICT
SPECIAL PERSONNEL MEETING OF THE BOARD OF EDUCATION
MONDAY, AUGUST 2, 2021 – 7:30 AM
AGENDA

I. CALL TO ORDER

II. PLEDGE OF ALLEGIANCE

III. BUSINESS

A. Approval for Legal Defense and Indemnification for John DeTommaso

WHEREAS, in accordance with Education Law §3811 and/or Public Officer's Law §18, John DeTommaso has submitted a timely written request for legal defense and indemnification in an action dated July 19, 2021, and received by the District on July 22, 2021, under index no: 900140/2021; and

WHEREAS, there are allegations in the legal action arising from the performance of the above referenced employee's duties and responsibilities within the scope of his employment;

NOW THEREFORE, BE IT RESOLVED that, the Board of Education of the Bellmore-Merrick Central High School District hereby agrees to defend and indemnify John DeTommaso and appoints Brian Davey, Esq. of Mulholland Minion Davey McNiff & Beyrer to represent him in addition to the Board of Education and the District in the above-referenced legal action.

B. Denial of Request for Legal Defense and Indemnification

WHEREAS, in accordance with Education Law §3811 and/or Public Officer's Law §18, an individual staff member, other than John DeTommaso, whose identity is known to the Board of Education, has submitted a timely written request for legal defense and indemnification in an action dated July 19, 2021, and received by the District on July 22, 2021, under index no: 900140/2021; and

WHEREAS, the aforementioned legal action contains allegations, inter alia, that such individual staff member, known to the Board of Education, engaged in criminal activity, and engaged in acts which constitutes acts outside of her scope of her duties and responsibilities as a teacher; and

WHEREAS, according to Section 3811 of the Education Law and Public Officer's Law Section 18, under circumstances as stated above, such individual staff member known to the Board of Education, is not entitled to defense and indemnification in the above-referenced legal action.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the Bellmore-Merrick Central High School District DENIES and REJECTS such individual staff member's request for defense and indemnification in the above-referenced legal action.

IV. ADJOURNMENT

Next Regular Meeting: Wednesday, August 4, 2021