

**Fonda-Fultonville School District Wide School Safety Plan**

**PROJECT SAVE**

(Safe Schools Against Violence in Education)

Fonda-Fultonville Central School

DISTRICT – WIDE

**SCHOOL SAFETY PLAN**

Commissioner's Regulation 155.17

Updated July 2025

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## **Introduction**

Emergencies and violent incidents in school districts are critical issues that must be addressed in an expeditious and effective manner. Districts are required to develop a district-wide school safety plan designed to prevent or minimize the effects of serious violent incidents and emergencies and to facilitate the coordination of the district with local and county resources in the event of such incidents or emergencies. The district-wide plan is responsive to the needs of all schools within the district and is consistent with the more detailed emergency response plans required at the school building level. Districts stand at risk from a wide variety of acts of violence, natural, and manmade disasters. To address these threats, the State of New York has enacted the Safe Schools Against Violence in Education (SAVE) law. Project Save is a comprehensive planning effort that addresses prevention, response, and recovery with respect to a variety of emergencies in each school district and its schools.

The Fonda-Fultonville Central School District, supports the SAVE Legislation and intends to facilitate the planning process. The Superintendent of Schools encourages and advocates ongoing district-wide cooperation and support of Project SAVE.

## **Section I: General Considerations and Planning Guidelines**

### **A. Purpose**

The Fonda-Fultonville Central School District-wide School Safety Plan was developed pursuant to Commissioner's Regulation 155.17. At the direction of the Fonda-Fultonville School District Board of Education, the Superintendent of the Fonda-Fultonville District appointed a District-wide School Safety Team and charged it with the development and maintenance of the District-wide School Safety Plan. The district wide plan was updated as of July 2025.

### **B. Identification of School Teams**

As per Commissioner's Regulation, Section 155.17 (c)(13), the Fonda-Fultonville Central School District-Wide Safety Team is composed of representatives of the Board of Education, teachers, administrators, parents, school safety personnel, transportation personnel and other school personnel. The district's Chief Emergency Officer is the school superintendent, Dr. Richard DeMallie, Ed.D.

### **C. Concept of Operations**

1. The District-Wide School Safety Plan shall be directly linked to the individual Building-Level Emergency Response Plans for the school building. This District-Wide School Safety Plan will guide the development and implementation of Building Level Safety Plans.
2. This Plan has been developed using the New York State Education Guidance Document.
3. In the event of an emergency or violent incident, the initial response to all emergencies will be by the School Emergency Response Team.
4. Upon activation of the School Emergency Response Team, the Superintendent of Schools or his/her designee will be notified and, when appropriate, local emergency officials will also be notified.
5. County and State resources through existing protocols may supplement emergency response actions, including post-incident responses.

### **D. Plan Review and Public Comment**

- This plan has been reviewed as of July 2025.

## **Fonda-Fultonville School District Wide School Safety Plan**

- The district-wide and building-level plan was adopted by the School Board originally in 2001 after a public hearing that provided for the participation of school personnel, parents, students and any other interested parties. The plan must be formally adopted by the Board of Education.
  - Public Hearing and Adoption by the board on August 25, 2025.
- Full copies of the District-wide School Safety Plan and any amendments will be submitted to the New York State Education Department within 30 days of adoption.
- This plan will be reviewed periodically during the year and will be maintained by the District-wide School Safety Team. The required annual review occurred in July of 2025. Building-level Emergency Response Plans will be supplied to local police, the Sheriff's department and the State Police within 30 days of the update.
- While linked to the District-Wide School Safety Plan, Building-Level Safety Plans shall be confidential and shall not be subject to disclosure under Article 6 of the Public Officers Law or any other provision of law, in accordance with Education Law Section 2801-a.



## **Section II: Risk Reduction/Prevention and Intervention Strategies**

### **A. Prevention/Intervention Strategies**

#### **Program Initiatives**

- Character Education Program
  - Assemblies to discuss pertinent issues
  - Agency consultation provided in schools
  - Dignity for All Students Act policy
  - Code of Conduct policy
1. Information will be available to parents/guardians on how to identify potentially violent behaviors.
  2. If a teacher or administrator feels help for a student is warranted, it will be discussed with appropriate school personnel to determine the next step.
  3. An interpersonal violence prevention education package will be taught as appropriate.
  4. The Fonda-Fultonville Central School District recognizes that communication is a vital key in the prevention and intervention of violence in schools; the District will continue to explore programs based on need.
  5. The District's referral process is utilized for the reporting of potentially violent incidents and following the District's Code of Conduct.
  6. Additionally, counselors are available in every school for students to share information where the source can be confidential.

#### **Training, Drills, and Exercises**

Three levels of annual multi-hazard school training will be considered in this plan:

- responder training for members of the Incident Response and Post-Incident Response teams conducted by response agencies and/or the BOCES HSRM staff;
- general staff awareness training conducted during a Superintendent's Conference Day by BOCES HSRM staff and:
- general student awareness training of emergency response procedures conducted by building staff (i.e. fire drills, lockdown drills)

Each year the District-Wide School Safety Team and/or Building-Level Teams will consider appropriate training for each of the groups listed above.

## **Fonda-Fultonville School District Wide School Safety Plan**

- Lockout and Lockdown drills are conducted throughout the school year, also, an evacuation drill is done at least once a year
- A table-top exercise with response staff to discuss emergency procedures will be conducted once a year
- After each drill we have a district wide meeting to discuss the drill and make changes if necessary
- drills and training will be conducted in a trauma-informed, developmentally and age-appropriate manner.
- drills and training will not include props, actors, simulations, or other tactics intended to mimic a school shooting, incident of violence, or other emergency.
- students and staff are informed when a school is conducting a drill.
- Provide requirements for schools and districts that opt to participate in full-scale exercises in conjunction with local and county emergency responders and preparedness officials. Exercises that include props, actors, simulations, or other tactics intended to mimic a school shooting or other act of violence or emergency may not be conducted on a regular school day and when school activities such as athletics are occurring on school grounds. In addition, such exercises cannot include students without written consent from parents or persons in parental relation.

### **Implementation of School Security**

#### **Safety Response**

School staff is trained to be vigilant pertaining to threats against students and staff (i.e. bullying). The district continues to promote a culture of respect for the students and staff through the Dignity for All Students Act.

#### **Security Devices**

- Surveillance cameras placed on buses, also at various locations on campus. The district is always looking to add additional surveillance devices for additional coverage.
- Photo ID cards are issued to staff and badges to visitors, plus a sign in and sign out log. Visitors are required to wear a "Visitor" tag.
- Swipe card system used for all staff .
- All outside doors remain locked, but will be accessible as an exit.
- Buzzer system with camera at each main entrance.
- A sign at the main entrance will direct all visitors to "report to the office and sign in."
- Emergency Lockdown Pull Down alarms located throughout the school building. District will consider additional locations in the future. Classroom phones can also be used to call a lockdown.

- Tap App.

### **Vital Educational Agency Information**

Each Building-Level Safety Plan will include the following information:

- School population
- Number of staff
- Transportation needs
- Business and home telephone numbers of key officials.

The Building-Level School Safety Teams will ensure that this information is accurate and will be updated routinely.

### **B. Early Detection of Potentially Violent Behavior**

1. Paying attention to early warning signs can help prevent or minimize violence to self and others. Certain emotional and behavioral signs, when viewed in context, can signal a troubled student. Teachers are trained to recognize the signs that can be used to signal a student who may need help. The more signs a student exhibits the more likely it is that he or she may need intervention. Early warning signs include, but not limited to:
  - Depressed mood or chronic crying
  - Decline in school performance
  - Verbal expressions about one's own death
  - Giving away important personal possessions
  - Use of alcohol or drugs
  - Sudden lifting of severe depression
  - Recent withdrawal from therapy or psychological counseling
  - Purchase of knives, guns, or ropes
  - Verbal or written communications which appear to be saying "good-bye"
  - Feelings of guilt
  - Violent, aggressive behavior
  - Exaggerated mood swings
  - Running away
  - Talking about revenge or getting even with parents
  - Confusion and despair resulting from sudden death or suicide of a peer
  - Any sudden obvious changes in behavior
  - Eating disorders - changes in eating habits
  - Sleeping disorders - insomnia or excessive sleeping
  - Low energy level, constant fatigue
  - Decreased productivity or effectiveness
  - Pessimism about the future or brooding about the past
  - Loss of interest in formerly pleasurable activity
  - Inability to show pleasure
  - Reactions that seem inappropriate to the situation



## Fonda-Fultonville School District Wide School Safety Plan

- Statements of inadequacy or low self-esteem
  - Social withdrawal - pulls away from friends
  - Irritability or excessive anger (which may be directed towards parents, caretakers, or siblings), rebelliousness, and belligerence
  - Neglect of personal appearance
  - Physical complaints
  - Preoccupation with illness, death, or catastrophic events
  - Decreased attention, concentration, or ability to think clearly
2. Information will be available to parents/guardians on how to identify potentially violent behaviors to be located in the guidance office.
  3. If a teacher or administrator feels help for a student is warranted, it will be discussed with appropriate school personnel to determine the next step.
  4. The Superintendent of Schools will set specific times for the building principal(s), in conjunction with the Fonda-Fultonville Central School District Professional Development Committee, to organize activities of particular concern as needed.

### **C. Hazard Identification**

The District has established procedures in the Building-Level Safety Plans for the identification of potential sites and the internal and/or external hazards that may be present in them. These procedures are developed in coordination with the local Emergency Management Office, Fire Department, and law enforcement agencies, and the use of a Risk Probability Checklist.

<i>Location of Potential Sites</i>	<i>Internal or External Hazard</i>
<b>Railroad</b>	<b>External</b>
<b>NYS Thruway and Rt. 5</b>	<b>External</b>
<b>School Heating System</b>	<b>Internal</b>
<b>School Bus</b>	<b>External</b>
<b>Athletic Fields, Playgrounds and Play Area</b>	<b>External/Internal</b>
<b>Field Trips</b>	<b>External</b>
<b>Pool</b>	<b>Internal</b>

### **Hazard Assessment (some external hazards are county wide)**

Type	Predictability	Approx. Frequency	Warning Time	Seriousness	Possible Responses
<b>Intruder</b>	1	5	1	2	4,5
<b>Bomb Threat</b>	1	5	1	5	1,3
<b>Hazmat</b>	1	2	1	4	1,3
<b>High Winds</b>	3	2	2	5	1,3

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<b>Bus Accident</b>	<b>1</b>	<b>5</b>	<b>1</b>	<b>3</b>	<b>2</b>
<b>Winter Storm</b>	<b>5</b>	<b>1</b>	<b>4</b>	<b>5</b>	<b>1,3</b>

Predictability: 1) unpredictable through 5) very predictable  
Frequency: 1) more than once/year; 2) annually; 3) every 2-3 years; 4) every 5-10 years; 5) rarely  
Warning Time: 1) none; 2) minutes; 3) hours; 4) days; 5) exact likely dates known  
Seriousness: 1) disaster (entire community w/casualties); 2) disaster (entire school w/casualties); 3) emergency (affects one or more individuals w/casualties); 4) emergency (entire community no casualties); 5) emergency (entire school no casualties)  
Possible Responses: 1) Shelter-in-Place; 2) Hold-in-Place; 3) Evacuation; 4) Lockout; 5) Lockdown

### **Section III: Response**

#### **A. Notification and Activation**

Policies and procedures for contacting appropriate law enforcement officials in the event of a violent incident.

- The person in charge (Incident Commander) will decide if the level of the incident classifies it as a “violent incident” (consistent with the definition of such an incident as defined in the district’s Code of Conduct). If appropriate, the Incident Commander will call 911.
- In a crisis situation involving a violent incident, school staff should call 911 and notify the Incident Commander.

A system for informing all educational agencies within a school district of a disaster

- Educational agencies within the Fonda-Fultonville Central School District (non-public schools, registered daycare centers, etc.) will be contacted in an emergency via telephone if able or in some cases via media outlets.

Procedures to contact parents, guardians or persons in parental relation to the students in the event of a violent incident or an early dismissal

- Parents/Guardians will be contacted via School News Notifier automatically by the school district. In some cases, the public/parents may also be notified via media outlets.

#### **B. Situational Responses**

##### **Multi-Hazard Responses**

The district uses emergency information folders in each room for important directional information when a response action is needed. The Building-Level Safety Plans include identification of specific procedures for each action depending upon the emergency.

##### **Responses to Acts of Violence: Implied or Direct Threats/Acts of Violence**

## **Fonda-Fultonville School District Wide School Safety Plan**

The District has enacted policies and procedures dealing with violence. These policies and procedures deal with the safety of the school community, as well as the range of disciplinary action to be used when responding to threats or acts of violence.

## **Response Protocols**

We have incorporated response protocols defined by the state education department. It establishes definitions of secure lockout, lockdown, sheltering, hold-in-place and evacuation. Our responses are based upon these guidelines and are included in the Building Level School Safety Plan.

### **Bomb Threats**

Procedures and Guidelines are included in the Building-Level School Safety Plans for the Fonda-Fultonville Central School District. We use the NYS Police guidelines to bomb threats as protocol.

### **Hostage Taking**

Procedures and Guidelines are included in the Building-Level School Safety Plans for Fonda-Fultonville Central School District.

### **Intrusions**

Procedures and Guidelines are included in the Building-Level School Safety Plans for the Fonda-Fultonville Central School District.

### **Kidnapping**

Procedures and Guidelines are included in the Building-Level School Safety Plans for the Fonda-Fultonville Central School District.

### **Pandemic**

See Appendix 7.

## **Arrangements for Obtaining Emergency Assistance from Local Government**

Policies and procedures for contacting appropriate law enforcement officials in the event of a violent incident are included in the Building Level Response Plan.

- The person in charge (Incident Commander) will decide if the level of the incident classifies it as a “violent incident” (consistent with the definition of such an incident as defined in the district’s Code of Conduct). If appropriate, the Incident Commander will call 911.
- In a crisis situation involving a violent incident, school staff should call 911 and notify the Incident Commander.

### Arrangements for Obtaining Advice and Assistance from Local Government Officials

Procedures for obtaining advice and assistance from local government officials including the county or city officials responsible for implementation of Article 2-B of the Executive Law.

- The person in charge (Incident Commander) will decide if the level of the incident warrants obtaining emergency assistance. If appropriate, the Incident Commander will call 911
- In a crisis situation, school staff should call 911 and notify the Incident Commander

### District Resources Available for Use in an Emergency

Building Resources	Schools have kitchen and serving areas
Transportation Resources	School buses, school vans, and maintenance vehicles
Personnel Resources	Staff with CPR/FA training, bus drivers
Other Resources	AEDs, Portable Fire Extinguishers

### Agencies authorized to Request Use of Resources:

Agency
County Emergency Management Office
NYS Police
Montgomery County Sheriff's Office
Town of Mohawk
Town of Mohawk Fire Dept.
American Red Cross



## **Protective Action Options**

### **School Cancellation**

The Superintendent of Schools or designee will announce the closing of school. Communication will be sent to all officials needed to proceed with the cancellation.

### ***Early Dismissal***

- 1) Preliminary Procedures
  - a) An annual request is made of parents of K-12 students to notify the school district where their child should go in the event that they are not home during school hours. Drivers will be alerted and substitutes contacted by the Transportation Office as to the possibility of an early or emergency dismissal.
- 2) Dismissal Bus Students:
  - a) The main office will notify the Transportation Office of the decision to take pupils home
  - b) The Transportation Office will notify drivers and required substitutes
  - c) Bus pupils will remain in classroom or other designated areas until buses are spotted
  - d) Personnel will assume regular duties for bus dismissal.
  - e) The Transportation Office will remain at his station until all buses have completed their runs and returned. The Transportation Office will notify the main office when all runs have been completed.
- 3) All students are transported by bus or picked up by parent/guardian for an early dismissal

### **Evacuation (before, during and after school hours)**

Procedures and guidelines are included in the building-level school safety plans for the Fonda-Fultonville Central School District for an evacuation.

### **Sheltering Sites (internal and external)**

Procedures and guidelines are included in the building-level school safety plans for the Fonda-Fultonville Central School District for sheltering sites.

## **Section IV: Recovery**

### **District Support for Building**

All the district's manpower and resources will be available if it should endure an emergency. Mental health counseling, building security and restoration will be items of primary focus. Response and recovery will be a district goal.

Besides building security and restoration, the strategies will also include damage assessment, relocation and continuation of the educational process. A post-incident response critique, the notes from the incident command team and lessons learned will be assessed. Plans to mitigate the likelihood of occurrence or impact, if the incident does occur again, will be reviewed. If possible, efforts will be made to improve district facilities resulting in them being more resistant to suffering similar or worse damage.

### **Disaster Mental Health Services**

The district understands how an emergency can have a major effect on the well being of students, staff and community at large. The district will coordinate resources with County Mental Health Services and the Post-Incident Crisis Response Team.

## APPENDICES

### Appendix 1: Listing of all school buildings covered by the district-wide school safety plan

<i>Building</i>
Fonda-Fultonville CSD
112 Old Johnstown Rd
Fonda, NY 12068

### Appendix 2: Policies and procedures for working with the Media

#### Information

- Media interaction may be handled by: **Superintendent or Designee**
- A law enforcement / emergency response agency PIO; or
- Jointly, by both PIO's listed above

#### Public Information Officer Information

- Incident Commander and PIO functions may be handled by two different persons.
- The School District PIO may work under, over or in cooperation with law enforcement and emergency response agency PIO's.
- The PIO should set forth clear media guidelines and communicate these guidelines to the media in writing
- The PIO should use a press release template for both a news conference script and/or a written press release.
- The PIO should receive information and forms from the Incident Commander and other key function personnel on a regular basis throughout the emergency event

#### Student/Parent/Guardian Information

- Students, Parents and Guardians should be mindful of the situation during an emergency event when approached by the media for an interview. Safety and security issues may be comprised

Students should not communicate with the media via cell phone or other type of communication when on campus during any type of emergency situation.

**Appendix 3: Student Release in an Emergency**

Students will be released only to parents and persons identified on the School District Emergency Card, you may be asked to provide proof of identification upon arrival in order for the school to release the student(s). During an extreme emergency, students will be released at designated reunion location(s). Parents should be patient and understanding with the student release process.

**Appendix 4: Emergency information form**

Located within each Main Office

**Appendix 5:**

Policies and procedures for responding to implied, or direct threats of violence or acts of violence by students, teachers, other school personnel, and visitors to the school:

- Corporal Punishment
- Alcohol and Other Substances
- Child Abuse and Maltreatment
- Drug Free Workplace
- Firearms in School
- Policy for Maintenance of Public Order on School Property
- Code of Conduct
- Sexual Harassment
- Student Management Policy
- Title IX/504/Civil Rights
- Communicating potentially violent incidents to parents.

**Fonda-Fultonville School District Wide School Safety Plan**

**Appendix 6: MOA for School Resource Officer**

See Attached

## **FFCS RESOURCE OFFICER AGREEMENT**

### **PREAMBLE,**

This is an Agreement, between the Fonda Fultonville School District (FFCS), a school district with offices at PO Box 1501, 112 Old Johnstown Road, Fonda NY 12068 and the Montgomery County Sheriff's Office with offices at PO Box 432, Fultonville, NY 12072 (the Sheriff), and

### **WHEREAS,**

FFCS desires that a uniformed deputy sheriff be assigned to the FFCS to enhance security, help keep order, assist with providing a safe and comfortable environment within the schools; and to be available for administrators, staff, and students to assist in defusing and solving problems before they become a detriment to the learning environment and the health, safety and welfare of the students and faculty of the FFCS, and

### **NOW, THEREFORE,**

In consideration of the foregoing and mutual agreements as set forth herein below, IT IS HEREBY AGREED by and between FFCS, Montgomery County Sheriff and Montgomery County, as follows:

## **ARTICLE I**

### **TERM**

It is the intent and provision of this agreement to provide for the services of a school resource officer (SRO) with such services to be rendered throughout FFCS as more fully described herein below for a term commencing for 2025 - 2026 school year (180 instructional days).

## **ARTICLE II**

### **RIGHTS AND DUTIES OF THE COUNTY**

The Sheriff shall provide a SRO and SRO services as follows:

#### **(A) Training**

The SRO shall be a sworn law enforcement officer with specialized training to work with youths at a school site.

#### **(B) Assignment of School Resource Officer**

- (1) The County shall assign one (1) regularly employed deputy sheriff to serve as SRO who shall serve throughout FFCS pursuant to a schedule to be determined in conjunction with the principals of



such schools, the Superintendent of FFCS District and the Montgomery County Sheriff, which will allow for regular rendition of services at said schools.

- (2) The SRO shall report directly to the undersheriff of the Montgomery County Sheriff's Office, who, as the SRO's supervisor, will work with the school administration of FFCS in providing for the rendition of SRO services as outlined herein.

(C) Regular Duty Hours of School Resource Officer

- (1) Will include being present in FFCS from 7:00am until 3:00pm on the days that school is open.
- (2) If the SRO is unable to report for duty due to sickness, injury, or any other unforeseen circumstance for a period of more than 2 days, the Sheriff will see that a replacement is assigned to FFCS to serve in the SRO's absence.

(D) Duties of School Resource Officer

- (a) The SRO may, whenever possible, participate in and/or attend school functions with costs to be covered by the FFCS.
- (b) The SRO shall not act as a school disciplinarian, as disciplining students is a school responsibility. It is agreed and understood that the principal and appropriate school staff shall be responsible for investigating and determining, in their discretion, whether a student has violated a school and/or Board of Education disciplinary codes of standards and the appropriate administrative action to take. However, this shall not be construed to prevent the SRO from sharing information with school administration/staff, which may aid in the determination of whether a disciplinary offence occurred.
- (c) The principal, school administration, or staff may advise the SRO of incidents or activities possibly giving rise to criminal or juvenile violations and the SRO shall then determine whether law enforcement action is appropriate with respect to those activities occurring on school property or at school sponsored functions. The SRO must use discretion when disseminating confidential information, particularly in light of FFCS policies with respect to student records and its mandates pursuant to the Family Educational Rights and Privacy Act (FERPA).
- (d) That it is expressly agreed that in the event that the SRO is requested to work outside of his/her normal hours (7:30am to 3:30pm) then his/her hours will be adjusted from school hours with an agreement between the SRO, principal and

Sheriff's Office supervisor to ensure that his/her hours of work remain constant. FFCS will reimburse the County/Sheriff any additional fees or overtime in conjunction with this adjustment in hours.

- (e) Take part in any FFCS safety planning and drills.
- (f) Work with students and their families, on an as requested basis, to address issues of truancy.
- (g) Assist with professional development of staff, particularly in areas such as drug and alcohol recognition, victims of abuse, etc.

### **ARTICLE III**

#### **RIGHTS AND DUTIES OF THE BOARD OF EDUCATION**

The Board of Education shall provide the full-time SRO the following materials and facilities deemed necessary to the performance to the SRO's duties with:

- (A) Access to an air-conditioned and properly lighted office which shall contain a telephone, which may be used for general business purposes.
- (B) A location for files and records which can be properly locked and secured.
- (C) A desk with drawers, a chair, a work table, filing cabinet and office supplies.
- (D) Access to a computer.

### **ARTICLE IV**

FFCS will pay the County \$ 69,783.20 per 180 instructional days or a full school year or per diem amount of \$383.51 (\$47.94 per hour) for 2025 and \$390.31 (\$48.79) for 2026 as may be appropriate under the circumstances. That the County shall be responsible for any and all other benefits that may accrue to the deputy sheriff's employment. FFCS shall pay additional for any time beyond the 180 days. This agreement is contingent upon the availability of funding. If funding is not available, the FFCS District may cancel this arrangement upon sixty (60) days reasonable notice.

### **ARTICLE V**

#### **APPOINTMENT OF SCHOOL RESOURCE OFFICER**

The SRO shall be a staff member of the Montgomery County Sheriff's Office who is mutually agreed upon by FFCS and the Montgomery County Sheriff.



## **ARTICLE VI**

### **PROPOSAL OF SCHOOL RESOURCE OFFICER: REPLACEMENT**

In the event a principal of a school to which the SRO is assigned feels that the SRO is not effectively performing his/her duties and responsibilities, the principal shall recommend to the Superintendent or designee that the SRO assignment be reviewed in the program at the school and shall state the reasons therefore in writing. Within five (5) working days of receiving the recommendation from the principal, the Superintendent or his/her designee shall advise the Sheriff or his/her designee of the principal's request. In the event the Superintendent feels the SRO is not performing his/her duties effectively, the Superintendent shall so advise the Sheriff. If the Sheriff so desires, the Superintendent and Sheriff, or their designees, shall meet with the SRO to mediate or resolve any problems which may exist. At such meeting, specified members of the staff of the school to which SRO is assigned may be required to be present. If, within the five (5) working days referenced above, the problem cannot be resolved or mediated or in event mediation is not sought by the Sheriff, then the SRO shall be removed from the program at the school and a replacement shall be obtained following the process set out in Article V.

## **ARTICLE VII**

### **NOTICES**

Any and all notices or any other communication herein required or permitted shall be deemed to have been given when deposited in the United States Postal Service as regular mail, postage prepaid and addressed as follows:

Superintendent  
Fonda-Fultonville Central School  
PO Box 1501  
Old Johnstown Road  
Fonda, NY 12068

Sheriff  
Montgomery County Sheriff's Office  
PO Box 432  
Fultonville, NY 12072

## **ARTICLE VIII**

### **TERMINATION OF AGREEMENT**

If this agreement is terminated pursuant to Article IV the Montgomery County Sheriff's Office shall be entitled for reimbursement for all days the SRO worked prior to the effective date of termination. Either party may terminate this agreement at any time upon reasonable notice, not to be less than thirty (30) days, to FFCS.

## **ARTICLE IX**

### **GOOD FAITH**

The FFCS Board of Education, the Sheriff, their agents and employees agree to cooperate in good faith in fulfilling the terms of this agreement. Unforeseen difficulties or questions will be resolved by negotiation between the parties.

## **ARTICLE X**

### **MODIFICATION**

This document constitutes the full understanding of the parties and no terms, conditions, understandings or agreement purporting to modify or vary the terms of this document shall be binding unless hereafter made in writing by the signed parties.

## **ARTICLE XI**

### **NON-ASSIGNMENT**

This agreement, and each and every covenant herein, shall not be capable of assignment, unless the express written consent of the FFCS Board of Education and Sheriff is obtained.

## **ARTICLE XII**

### **MERGER**

This agreement constitutes a final written expression of all terms of this agreement and is a complete and exclusive statement of those terms.

## **ARTICLE XIII**

**INDEMNIFICATION:** Each Party has no obligation to indemnify the other for claims, actions, demands, suits, losses, liabilities, judgments, expenses or costs (including attorney's fees) made by third parties arising out of or related to the performance of duties by the SRO. Each Party hereby expressly disclaims any such indemnification obligation. Neither party assumes any liability to third persons with respect to any intentional or negligent act or omission of the other party or any employee, agent, or contractor of the other party, in the performance of this Agreement. The parties shall proceed under their own respective insurance policies without naming the other as an additional insured.

**INDEPENDENT CONTRACTOR:** The SRO shall be an employee of the County, specifically the Sheriff's Office. Each Party agrees to be solely responsible for all matters relating to compensation of its employees, including, compliance with local, state and federal laws governing its personnel, including workers' compensation, Social Security, withholding and payment of any and all federal, state and local personal income taxes, disability insurance, unemployment, and any other taxes for such persons, including any related employer assessment or contributions required by law, and all other regulations governing such matters, and the payment of all salary, vacation and other employee benefits.

#### **ARTICLE XIV**

##### **SEVERABILITY**

The invalidity or unenforceability of any provision of this agreement shall not affect the validity or enforceability of any other provision of this agreement.

**ENTIRE AGREEMENT:** The rights and obligations of the Parties and their respective agents, successors and assignees shall be subject to and governed by this Agreement, which supersedes any other understandings or writings between or among the Parties to this Agreement.

IN WITNESS WHEREOF, the parties have caused duplicate originals of this agreement to be signed by their duly authorized officers.

## **Appendix 7: Remote Learning Plan**

### Overview

The District may offer remote or distance instruction to students at certain times including, but not limited to, independent study, enrichment courses, and in the event of an emergency condition, including, but not limited to, extraordinary adverse weather conditions, impairment of heating facilities, insufficiency of water supply, shortage of fuel, destruction of a school building, or a communicable disease outbreak.

In the event the District remains in session and provides remote instruction when it would otherwise close due to an emergency condition, the remote instruction provided by the District will be consistent with the District's emergency remote instruction plan, located in the District-wide school safety plan.

When making decisions about remote instruction, the District will communicate with parents, students and staff as appropriate. When implementing remote instruction, the District will ensure that it is complying with applicable teaching and learning requirements.

### Definitions

- a) "Asynchronous instruction" means instruction where students engage in learning without the direct presence (remote or in-person) of a teacher.
- b) "Non-digital and/or audio-based instruction" means instruction accessed synchronously and/or asynchronously through paper-based materials where the student to teacher interaction occurs via telephone or other audio platforms.
- c) "Remote instruction" means instruction provided by an appropriately certified teacher who is not in the same in-person physical location as the student(s) receiving the instruction, where there is regular and substantive daily interaction between the student and teacher.
  - 1. Remote instruction will encompass synchronous instruction provided through digital video-based technology and may also include asynchronous instruction intended to complement synchronous instruction. Digital video-based technology includes online technology and videoconferencing technology.
  - 2. Remote instruction may encompass non-digital and audio-based asynchronous and/or synchronous instruction where this instruction is more appropriate for a student's educational needs.
- d) "Synchronous instruction" means instruction where students engage in learning in the direct presence (remote or in-person) of a teacher in real time.



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### **Formats and Methods of Remote Instruction**

Remote instruction may be delivered through a variety of formats and methods. Determinations about how to best deliver remote instruction will take into account a variety of factors including, but not limited to, the number of students involved, the subject matter, the students' grade levels, and technological resources of both the District and students. Consideration will also be given to whether accommodations need to be made for students with disabilities or English language learners.

### **Remote Instruction During an Emergency Condition**

#### **Emergency Remote Instruction Plan**

The District-wide school safety plan will include plans for the provision of remote instruction during any emergency school closure. The emergency remote instruction plan will include:

- a) Policies and procedures to ensure computing devices will be made available to students or other means by which students will participate in synchronous instruction and policies and procedures to ensure students receiving remote instruction under emergency conditions will access Internet connectivity. The Superintendent will survey students and parents and persons in parental relation to obtain information on student access to computing devices and access to Internet connectivity to inform the emergency remote instruction plan;
- b) Expectations for school staff as to the proportion of time spent in synchronous and asynchronous instruction of students on days of remote instruction under emergency conditions with an expectation that asynchronous instruction is supplementary to synchronous instruction;
- c) A description of how instruction will occur for those students for whom remote instruction by digital technology is not available or appropriate;
- d) A description of how special education and related services will be provided to students with disabilities and preschool students with disabilities in accordance with their individualized education programs to ensure the continued provision of a free appropriate public education; and
- e) If the District receives foundation aid, the estimated number of instructional hours the District intends to claim for state aid purposes for each day spent in remote instruction due to emergency conditions.

### **Minimum Instructional Hours**

Remote instruction provided on days when the District would have otherwise closed due to an emergency condition may be counted toward the annual hourly requirement for the purpose of

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state aid. The Superintendent will certify to the New York State Education Department, on a form prescribed by the Commissioner, that an emergency condition existed on a previously scheduled school day and that the District was in session and provided remote instruction on that day and indicate how many instructional hours were provided on that day and certify that remote instruction was provided in accordance with the District's emergency remote instruction plan.

### Remote Instruction Support

As necessary, the District will provide instruction on using remote instruction technology and IT support for students, teachers, and families. The District will also work to ensure that teachers and administrators are provided with professional development opportunities related to designing an effective remote instruction experience.

### Compliance with District Policies, Procedures, and the Code of Conduct

Teachers and students are required to comply with any and all applicable District policies, procedures, and other related documents as they normally would for in-person instruction. Examples include, but are not limited to, the District's policies and procedures on non-discrimination and anti-harassment, acceptable use, and copyright. Students will also be required to abide by the rules contained within the *Code of Conduct* at all times while engaged in remote instruction. Violations of the *Code of Conduct* and/or engaging in prohibited conduct may result in disciplinary action as warranted.

### Privacy and Security of Student and Teacher Data

The District will take measures to protect the personally identifiable information of students and teachers from unauthorized disclosure or access when using remote instruction technologies in compliance with law, regulation, and District policy. Examples of these measures include, but are not limited to, minimizing the amount of data shared to only that which is necessary, deidentifying data, and using encryption or an equivalent technical control that renders personally identifiable information unusable, unreadable, or indecipherable to unauthorized persons when transmitted electronically.

8 NYCRR Sections 100.1, 100.5, 155.17, and 175.5

Adopted: 04/19/2023

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