

OLEAN CITY SCHOOL DISTRICT
410 West Sullivan Street
Olean, NY 14760

Regular Meeting
June 7, 2011

The Regular Meeting of the Board of Education of the City School District of Olean, NY was held on Tuesday, June 7, 2011, at 6:30 p.m. at Olean Middle School, located at 401 Wayne Street, Olean, NY. The meeting was called to order by John Bartimole, President of Board, with a moment of silent prayer or a moment of personal reflection. Katie Camp, Lyn Dempsey, Lucille Rohrs, and Jim Pawlowski led the Board of Education in the Pledge of Allegiance to the Flag.

PRESENT: John Bartimole, President
Eric Garvin, Vice President
Laurie Branch
Gordon E. Cross
Daniel Harris
Ira Katzenstein
Michael Martello (arrived at 6:32 p.m.)
Michiko McElfresh
James Padlo

ABSENT:

STAFF PRESENT: Colleen Taggerty, Superintendent of Schools
Kathleen Elser, Business Administrator
Barb Lias, OHS Principal
Gerald Trietley, OMS Principal
Tim Houseknecht, OMS Assistant Principal
Jen Mahar, District Coordinator of State and Federal Aid Programs
Cso Woodworth, Technology Administrator
Victoria Zaleski-Irizarry, District Clerk
Joel Whitcher, WW Principal
John White, BV Principal
Dave Olson, EV Principal
Katie Camp, Teacher
Lucille Rohrs, Teacher
Lyn Dempsey, Teacher
Jim Pawlowski, Teacher

OTHERS: Jeff Cole, Olean Times Herald
Ashley Pfeiffer
Paul Knieser
Kevin Erickson
John Marshall
Wendy Butler

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Moved by L. Branch, seconded by I. Katzenstein, to approve the proposed Meeting Agenda with the following addition: add item I. Budget Transfers to 9. New Business.

Agenda Approval

Ayes 9

Nays 0

Motion Carried

Public Comment

Public Comment:

None

Communications, Commendations:

Communications,
Commendations

- a. Valedictorian - Samantha Anne Huselstein; Salutatorian - Jessica Anne Swetland
- b. Harold Dutton Student Spotlight Award Recipients for May: Courtney Ziegler nominated by Mrs. Shannon – She is a good, conscientious student, an active member of the Spanish Club, and just recently she has come in during her study halls to help Mrs. Shannon pack all of the items in her room; Samantha Heba nominated by Mrs. Rakus – for her excellent work ethic and consistently fine performance in English throughout the entire year; Amber Fonseca nominated by Mrs. Rakus – for always being ready to work and for consistently putting forth her best effort throughout the entire school year; Nguyet Ngo nominated by Mrs. Rakus – for being a model student; she is bright, polite, and creative; Samantha Gutknecht nominated by Mrs. Lias – Samantha helped Mrs. Lias carry items to her office; Kelly VanBrunt nominated by Mrs. Clawson – Kelly very graciously stepped forward to give up her time slot for driver's education to help a fellow student from Walsh who could not drive during the time frame he was given. Had she not done so, the young man would not have been able to take driver's education this session; Janelle Shaffer, Emily Bantleman, and Jackie Hitchcock nominated by Mrs. Rhody – These young ladies delivered Valentine's Day Sing-o-Grams out of the goodness of their heart and brought smiles and laughter to many. They decided to deliver one to a visually impaired student. They came up with this idea independently and brought sunshine to his life and to the many others they sang to; and Miles Marvin and Ben Morgan nominated by Mrs. Rosel – for willingness to take time out of their schedules to help Mrs. Rosel move, set up and hook her computers during her displacement move. They got right to work, figured out what needed to be done and did so with cheerfulness!
- c. The OHS Band, under the direction of Daniel Mordhorst, earned a Level 5 "GOLD" rating in the NYSSMA Major Organization Festival Adjudication on May 19th.
- d. Olean High School art students accepted into the annual High School Art Show at the Regina Quick Center: Jake Baer; Kelly Hustak; Zach Fisher; Allissa McMillen; Brad Magnano; Joshua Lehere; Maggie Stanford; Kara Frisina; Hannah Forrest; and Matt Gardner.
- e. Congratulations Coach Randy Samuelson on his induction into the "Cattaraugus County Sports Hall of Fame". The 2011 induction ceremony took place in Little Valley on Saturday 3/26/11.
- f. Congratulations Coach Paul Ksionzyk on being awarded the 2011 recipient of the NYSAAA Chapter 6 "Distinguished Service Award". The award was presented to Coach Ksionzyk on Thursday 3/17/11 at the NYSAAA annual conference in Saratoga Springs.
- g. Congratulations to board member, Jim Padlo, on his recent graduation from Jamestown Community College.

Superintendent's Report:

Superintendent's
Report

- a. On-line credit bearing courses (with face-to-face time)
- b. SED on-line testing – 2014 target date; pilot test will be Social Studies
- c. Capital Project – all summer programs to be held at the Olean Middle School
- d. 911 sculpture – Dave Poulin has been at the HS working with students; the modeling is done; fundraising efforts continue
- e. Special Education ceremony – wonderful job by Wanda Stebbins – 12 students received local or regents diploma
- f. All evaluations have been completed, are recorded in Finance Manager – thank you to Lynn Corder for all his efforts
- g. Teacher and principal evaluation changes – efforts will continue throughout the summer (moving towards standards and working on rubric)
- h. WNYRIC Retreat

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Moved by L. Branch, seconded by I. Katzenstein, upon the recommendation of Colleen Taggerty, Consent Agenda Superintendent of Schools, to adopt the following Consent Agenda items:

- a. The previous meeting minutes of the Regular Meeting held on May 3, 2011, May 17, 2011 and Special Meeting May 18, 2011.
- b. Upon the Recommendation of Colleen Taggerty, Superintendent of Schools, the following CSE recommendations reviewed on June 7th is approved:

APPROVED	APPROVED	APPROVED	APPROVED
900202204	900455341	092780001	900454940
900416718	900447549	900455890	900441392
900336275	900455882	900376817	900198646
900126355	082590001	091560000	900393590
092450004	900441608	900410326	900367691
900455853	092790039	900445346	900198139
900427906	900457850	082530003	900457875
900376821	090580000	900434096	092410008
900446861	900455913	900406566	093360001
CPSE to CSE:			
082830000	090330003	083400004	083290001
083190000	093030000	092450001	092650003

- c. Upon the Recommendation of Colleen Taggerty, Superintendent of Schools, the following CPSE recommendations reviewed on June 7th is approved:

APPROVED	APPROVED	APPROVED	APPROVED
900457874	082830000	090330003	100740000
091140000	100250002	093130003	083400004
083290001	083190000	082800000	091870001
093030000	101370000	091870000	900457651
092450001	093130005	090650002	100190001
100120000	091050020	092650003	900457633
900457782	083190000	900457841	

Ayes 9

Nays 0

Motion Carried

Moved by E. Garvin, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, that Katie Camp who is certified in the Special Education tenure area, be granted tenure effective September 2, 2011.

Katie Camp
Granted Tenure

Ayes 9

Nays 0

Motion Carried

Moved by M. McElfresh, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, that Lyn Dempsey who is certified in the Elementary tenure area, be granted tenure effective September 2, 2011.

Lyn Dempsey
Granted Tenure

Ayes 9

Nays 0

Motion Carried

Moved by G. Cross, seconded by D. Harris, upon the recommendation of Colleen Taggerty, Superintendent of Schools, that Jon Hamed who is certified in the Special Education tenure area, be

Jon Hamed
Granted Tenure

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granted tenure effective July 8, 2011.

Ayes 9

Nays 0

Motion Carried

Moved by L. Branch, seconded by I. Katzenstein, upon the recommendation of Colleen Taggerty, Superintendent of Schools, that James Pawlowski who is certified in the Physical Education tenure area, be granted tenure effective September 2, 2011.

James Pawlowski
Granted Tenure

Ayes 9

Nays 0

Motion Carried

Moved by M. McElfresh, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, that Lucile Rohrs who is certified in the Math tenure area, be granted tenure effective September 2, 2011.

Lucille Rohrs
Granted Tenure

Ayes 9

Nays 0

Motion Carried

Moved by L. Branch, seconded by I. Katzenstein, RESOLVED THAT, pursuant to Education Law §2507, Amendment #3 to the Contract of Employment for the Superintendent of Schools be approved and the President of this Board be authorized and directed to execute same on behalf of the District.

Amendment to
Superintendent's
Contract of
Employment
Approved

Ayes 9

Nays 0

Motion Carried

Moved by E. Garvin, seconded by L. Branch, RESOLVED THAT, pursuant to Education Law §2507, Amendment #2 to the Contract of Employment for the Business Administrator be approved and the Superintendent of Schools be authorized and directed to execute same on behalf of the District.

Amendment to
Business
Administrator's
Contract of
Employment
Approved

Ayes 9

Nays 0

Motion Carried

Moved by M. McElfresh, seconded by G. Cross, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt the following resolution:

Cooperative
Purchasing
Resolution
Adopted

COOPERATIVE PURCHASING ANNUAL RESOLUTION

RESOLUTION OF THE BOARD OF EDUCATION

WHEREAS, It is the plan of a number of public school districts in Cattaraugus/Allegany County, New York, to bid jointly for various supplies, commodities, and/or services in the 2011-2012 fiscal year.

WHEREAS, The Olean City School District is desirous of participating with other school districts in Cattaraugus/Allegany County in the joint bidding of all or some of the supplies, commodities, and/or services as mentioned above, as authorized by General Municipal Law, Section 119-0, and as determined by district need, and

WHEREAS, The Board of Cooperative Educational Services and Boards of Education wish to appoint a committee to assume the responsibility for drafting of specifications, advertising for bids, accepting and opening bids, tabulating bids, reporting of the results to the Board of Cooperative Educational Services and Boards of Education and making recommendations thereon; therefore,

BE IT RESOLVED, That the Olean City School District Board of Education hereby appoints the Cattaraugus/Allegany Board of Cooperative Educational Services to represent it in all matters related above, and,

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BE IT FURTHER RESOLVED, That the Olean City School District Board of Education authorizes the above mentioned committee to represent it in all matters leading up to the entering into a contract for the purchase of the above mentioned supplies, commodities, and/or services, and,

BE IT FURTHER RESOLVED, That the Olean City School District Board of Education agrees to assume its equitable share of the costs of the cooperative bidding, and,

BE IT FURTHER RESOLVED, That the Olean City School District Board of Education agrees (1) to abide by the majority decisions of the participating districts on quality standards; (2) that unless all bids are rejected, it will award contracts according to the recommendations of the committee; (3) that after award of contract(s) it will conduct all negotiations with the successful bidder(s).

Ayes 9

Nays 0

Motion Carried

Moved by I. Katzenstein, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve the proposed Easement Agreement between the Olean City School District and Mazza Sheet Metal, Inc. for an additional period of one (1) year, terminating on November 30, 2012.

Mazza Sheet
Metal Easement
Agreement
Approved

Ayes 9

Nays 0

Motion Carried

Moved by L. Branch, seconded by G. Cross, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt the following resolution:

Buffalo-Main
Street, LLC Tax
Assessment/
Refund Approved

WHEREAS, Buffalo-Main Street, LLC is the owner of a large vacant parcel of land located at 2211 West State Street in the City of Olean, and

WHEREAS, the property was assessed at an equalized fair-market value of 1,635,000 for the 2008-2009 tax year, and

WHEREAS, Buffalo-Main Street, LLC filed real property tax assessment proceedings for the 2008-2009, 2009-2010 and 2010-2011 tax years seeking a reduction in assessed valuation to an equalized fair-market value of \$200,000 and a tax refund plus statutory interest for each tax year, and

WHEREAS, the City Assessor reduced the assessment in the 2009-2010 tax year to \$1,170,000 due to the recommendation of the City's independent appraiser that the property was in fact over-assessed, and

WHEREAS, a trial of these cases was held on September 8, 2010 before Supreme Court Justice Thomas P. Brown, and

WHEREAS, the property owner presented an independent appraiser at trial who testified that the property should be valued at \$535,000 due to high pressure gas lines and waterfront conservation zoning classification that impaired the value of the rear of the property; and

WHEREAS, the City Assessor presented an independent appraiser who valued the entire parcel at \$1,230,000 for all three tax years, and

WHEREAS, the City's appraiser acknowledged that the property was over-assessed for the 2008-2009 tax year and that a refund was warranted, and

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WHEREAS, on March 4, 2011, Judge Brown rendered a written Decision valuing the parcel at \$925,000 for each of the three tax years, and

WHEREAS, the Court Decision was a compromise which valued the property closer to the City's revised assessment of \$1,170,000 than Petitioner's appraiser's valuation at trial of \$535,000, and

WHEREAS, an appeal of the Decision would be costly and the Decision would likely be difficult to overturn on Appeal, and

WHEREAS, the potential refund is substantially less than requested by the Petitioner for the three year period, it is hereby

RESOLVED, that the Olean City School District hereby accepts the Decision of the Hon. Thomas P. Brown, dated March 4, 2011, and it is further

RESOLVED, that the Superintendent is hereby authorized to pay a tax refund based upon and which is mandated by the Court Decision and the New York State Real Property Tax Law totaling approximately \$28,714.83 including interest to Petitioner.

Ayes 9 Nays 0 Motion Carried

Moved by I. Katzenstein, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve the proposed Easement Agreement between the Olean City School District and Mazza Sheet Metal, Inc. for an additional period of one (1) year, terminating on November 30, 2012.

Mazza Sheet
Metal Easement
Agreement
Committee
Reports

Ayes 9 Nays 0 Motion Carried

Moved by L. Branch, seconded by G. Cross, upon the recommendation of Colleen Taggerty, Superintendent of Schools, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve the Memorandum of Understanding between the Olean City School District and Cattaraugus & Wyoming Counties Project Head Start for the use of six (6) classrooms located at 210 East Elm Street for use by the Early Reading First Program for its summer program (July 5-August 1, 2011) at no fee.

Cattaraugus
Wyoming Project
Head Start
Memorandum of
Understanding
Approved

2010 Rate
N/A

2011 Rate
Fee waived

Ayes 7 Nays 0 Abstain 2 Motion Carried
(I Katzenstein; J Bartimole)

Moved by E. Garvin, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve budget transfers exceeding \$50,000.00.

Budget Transfers
Approved

Ayes 9 Nays 0 Motion Carried

Moved by M. McElfresh, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Christine Crawford, Food Service Helper, effective June 30, 2011.

Christine Crawford
Retirement
Resignation
Accepted with
Regret

Ayes 9 Nays 0 Motion Carried

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Moved by D. Harris, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Catherine Howard, Senior Food Service Helper, effective June 30, 2011.

Ayes 9

Nays 0

Motion Carried

Catherine Howard
Retirement
Resignation
Accepted with
Regret

Moved by L. Branch, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Corrine Kenyon, Food Service Helper, effective June 30, 2011.

Ayes 9

Nays 0

Motion Carried

Corrine Kenyon
Retirement
Resignation
Accepted with
Regret

Moved by M. Martello, seconded by M. McElfresh, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Alice (Jean) Kupinski, Special Education Teacher, effective June 30, 2011.

Ayes 9

Nays 0

Motion Carried

Alice Kupinski
Retirement
Resignation
Accepted with
Regret

Moved by G. Cross, seconded by D. Harris, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Norbert McCarthy, Cleaner, effective June 30, 2011.

Ayes 9

Nays 0

Motion Carried

Norbert McCarthy
Retirement
Resignation
Accepted with
Regret

Moved by D. Harris, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Sally Mohagen, Teacher Aide, effective June 30, 2011.

Ayes 9

Nays 0

Motion Carried

Sally Mohagen
Retirement
Resignation
Accepted with
Regret

Moved by E. Garvin, seconded by M. McElfresh, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Judith O'Dea, Math Teacher, effective June 30, 2011.

Ayes 8

Nays 1
(Katzenstein)

Motion Carried

Judith O'Dea
Retirement
Resignation
Accepted with
Regret

Moved by G. Cross, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to accept the retirement resignation, with regret, of Brenda Quist, Math/French Teacher, effective June 30, 2011.

Ayes 8

Nays 1
(Katzenstein)

Motion Carried

Brenda Quist
Retirement
Resignation
Accepted with
Regret

Moved by M. McElfresh, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individual to implement the 2011 Olean City School District Summer School Program at her hourly rate of pay as of July 1, 2011:

Nurse: Melody Jones

Ayes 9

Nays 0

Motion Carried

Melody Jones
Appointed
Summer Program
Nurse

Moved by L. Branch, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individual to implement the 2011 Olean City School District Summer School Program at her hourly rate of pay as of July 1, 2011:

Diane Fidurko
Appointed
Summer Program
Teacher Aide

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Teacher Aide: Diane Fidurko

Ayes 9

Nays 0

Motion Carried

Moved by E. Garvin, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individuals to implement the 2011 Secondary Olean Middle School Summer School Program per OTA Contract:

English 7 and 8: Stephanie Shattuck

Ayes 9

Nays 0

Motion Carried

Stephanie
Shattuck
Appointed to
Middle School
Summer School
Program

Moved by M. Martello, seconded by I. Katzenstein, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individuals to implement the 2011 Secondary Olean High School Summer School Program per OTA Contract:

English: Lou Ventura/Sally Ventura

Science: Charles Warren

Library: Cindy Kurjakovic

Health: Ryan Nawrot

Math: David Lasky/Carrie Peters

Physical Education: Jason Folland

Social Studies: Chris Keenan/Paula Fidurko

Ayes 9

Nays 0

Motion Carried

High School
Summer School
Appointments

Moved by D. Harris, seconded by M. McElesh, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individuals to implement the 2011 Elementary Summer School Program per the OTA Contract:

Teachers

Kim Ackerman

Amanda Bess

Emily Chamberlain

Lori Lewicki

Melanie Meyers

Leslie Morey

Kaitlin Speta

Lauren Stuff

Lindsay Travers

Karen Woodring

Ayes 9

Nays 0

Motion Carried

Elementary
Summer School
Program Teachers
Appointments

Moved by L. Branch, seconded by M. Martello, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individuals to implement the 2011 Elementary Summer School Program at their hourly rate of pay as of July 1, 2011:

Aides

Elementary
Summer School
Program Teacher
Aide Appointments

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Melissa Adams
Carrie Bhe
Sharon Corkery
Pam Devling
Sue Grosso
Roxann Johnson
Bonnie Miller
Beth Orcutt
Shirlee Russell
Diane Simon
Jeanne Steen
Barb Volz

Ayes 9

Nays 0

Motion Carried

Moved by G. Cross, seconded by I. Katzenstein, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to appoint the following individuals to implement the 2011 Secondary Olean City School District Summer Theatre Program per OTA Contract:

Summer Theatre
Program
Appointments

Music/Theatre: Jan Rhody

Theatre: Leslie Patrone

Ayes 9

Nays 0

Motion Carried

Moved by M. McElfresh, seconded by L. Branch, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve an unpaid Leave of Absence for Brooke Patterson, Speech Pathologist, for the period June 17, 2011 through June 24, 2011.

Brooke Patterson
Granted Leave of
Absence

Ayes 9

Nays 0

Motion Carried

Moved by E. Garvin, seconded by D. Harris, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve an unpaid Leave of Absence for Evelyn Bysiek, Math teacher, for the period September 1, 2011 through June 20, 2012.

Evelyn Bysiek
Granted Leave of
Absence

Ayes 9

Nays 0

Motion Carried

Committee Report:

Committee Report

- a. Buildings and Grounds Committee – May 17th – given by Ira Katzenstein

Discussion Items

Discussion Items:

- a. Code of Conduct Revisions – 2011-2012 School Year – Dave Olson and Tim Houseknecht
b. Policy #3210 - Visitors to School – 1st Reading
c. Policy #7521 – Students with Life-Threatening Health Conditions – 2nd Reading
d. Policy #7530 – Child Abuse and Neglect/Maltreatment – 2nd Reading
e. Policy #7551 – Sexual Harassment of Students – 2nd Reading

Ayes 9

Nays 0

Motion Carried

Moved by L. Branch, seconded by G. Cross, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt School Policy #7521 – Students with Life-Threatening Health Conditions, Policy #7530 – Child Abuse and Neglect/Maltreatment, and Policy #7551 – Sexual Harassment of Students. These policies are to supersede any current School board Policies regarding the same matter.

Policy #7521 –
Students with Life-
Threatening
Health Conditions,
Policy #7530 –
Child Abuse and

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Ayes 9

Nays 0

Motion Carried

Neglect/Maltreatment, and Policy
#7551 – Sexual
Harassment of
Students Adopted

Moved by L. Branch, seconded by M. McElfresh, to adjourn from the Regular Meeting and go in to Executive Session at 7:10 p.m. for the purpose of discussing: contractual negotiations and litigation update.

Executive Session

Ayes 9

Nays 0

Motion Carried

Kathy Elser and Vicki Zaleski-Irizarry exited at 7:25 p.m.

Respectfully submitted,

Dated: June 10, 2011

Victoria L. Zaleski-Irizarry
District Clerk

Moved by L. Branch, seconded by G. Cross, to adjourn from Executive Session and reconvene to the Regular Meeting at 7:34 p.m.

Regular
Meeting

Ayes 9

Nays 0

Motion Carried

Moved by E. Garvin, seconded by M. Martello, to adjourn the meeting at 7:35 p.m.

Adjournment

Ayes 9

Nays 0

Motion Carried

Respectfully submitted,

Dated: June 10, 2011

Colleen Taggerty
Pro Tem District Clerk