The Regular Meeting of the Board of Education of the City School District of Olean, NY was held on Tuesday, May 6, 2014, at 6:32 p.m. in the LGI Room of the Olean Intermediate Middle School located at 401 Wayne Street, Olean, NY. The meeting was called to order by Michael Martello, President of Board, with a moment of silent prayer or personal reflection. James Padlo led the Board of Education in the Pledge of Allegiance to the Flag.

**PRESENT:**
- Michael Martello, President
- John Bartimole, Vice President
- Eric Garvin
- Ira Katzenstein
- Paul Hessney
- Michiko McElfresh
- James Padlo

**ABSENT:**
- Laurie Branch (excused)
- Paul Knieser (excused)

**STAFF PRESENT:**
- Colleen Taggerty, Superintendent of Schools
- Kathleen Elser, Business Administrator
- Victoria L. Zaleski-Irizarry, District Clerk
- Jen Mahar, District Coordinator of State and Federal Aid Programs
- Mia O’Brien, Director of Human Resources
- Cso Woodworth, Technology Administrator
- John White, EV Principal
- Linda Nottingham, WW Principal
- Ashton Lowe, Teacher
- Patricia Howden, Teacher
- Juanita Olson, Teacher
- Tracey Spears, Teacher
- Kris Bates, Teacher
- Laurie Bushnell, Teacher
- Tracy Keller, Teacher
- Jennifer Crawford, Teacher
- Chris Proto, Teacher
- Elaine Stephan, Teacher
- Lori Lewicki, Teacher
- Ellie Hoffman, Teacher

**OTHERS:**
- Chris Michel, OTH
- Frank Steffen
- Fran Steffen
- Madelyn Hoffman
- Dan Bailey
- Kathy Grandusky
- Nathan Seaward
Moved by M. McElfresh, seconded by I. Katzenstein, to approve the proposed Meeting Agenda.

Ayes ___7__  Nays ___0___  Motion Carried

Public Comment:
Lori Lewicki, 2580 Oregon Road – noted the board recently supported the Arts in Education agreements and asked the board to consider finding $36,000 to pay for modified sports.

Communications, Commendations:
a. Congratulations to Kris Ring – RIT recognition
b. Congratulations to the following students that were named April’s Harold Dutton Student of the Month Award Recipients; Ricky Brisky; Julie Mulryan; Karino Wada; Jonah Rosel; Cory Nedell; Saad Mirza; Aaron Hill; Sam Carson; Destiny Shlagel; Bret Smith; Derek Heath; Damien Greenhood; Tyler Leonard; Michaela Schneider; Dustin Cornel; Micah Blanchard; Kaylei Hitchcock; Morgan Anastasia; and Jillian Marcellin
c. Congratulations to Select Choir - received a “GOLD” at adjudication on April 29th

Committee Reports:
a. Audit Committee, April 28 – will be reviewed at the May 20th meeting

Superintendent’s Report:
a. PEP Grant efforts continue
b. NYCOSS conference update
c. Focus District, Math Committee, and Homework Committee continue to meet
d. Non-resident students that move out of the District in May, per Policy #7131, tuition is pro-rated (families have to pay half the tuition rate if they move from the District after the first semester).

Colleen is recommending the policy be changed to a tiered tuition.

Moved by P. Hessney, seconded by I. Katzenstein, to amend the agenda and add item d. approval of the revised Non-Resident Student Policy #7131.

Ayes ___7__  Nays ___0___  Motion Carried

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

a. The previous meeting minutes of the Regular Meeting held on April 22, 2014.

b. Upon the Recommendation of Colleen Taggerty, Superintendent of Schools, the following CPSE recommendations reviewed on May 6th be approved:

| 9080001613 | 908001687 | 908001612 | 908001688 |
| 908001687 | 908001615 | 908000801 | 908001245 |

c. Upon the Recommendation of Colleen Taggerty, Superintendent of Schools, the following CPSE to CSE recommendations reviewed on May 6th be approved:

| 908000801 | 908001245 |

d. Upon the Recommendation of Colleen Taggerty, Superintendent of Schools, the following CSE recommendations reviewed on May 6th be approved:

| 092410011 | 900427904 | 908000615 | 900457528 |
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Ayes ___7___  Nays ___0___  Motion Carried

Moved by E. Garvin, seconded by J. Bartimole, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt the following resolution to wit:

COOPERATIVE PURCHASING ANNUAL 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 2014-2015 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,

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).

BOCES  
Cooperative  
Purchasing  
Approved

Ayes ___7___  Nays ___0___  Motion Carried
Moved by J. Padlo, seconded by E. Garvin, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt the following resolution to wit:

WHEREAS, Nathaniel D. Smith, Dale Smith and Flowing Well, LLC ("Petitioners") are the owners of four parcels of real property located at 1625 Washington Street, 820 State Street East, 1624 State Street West, and 1601 Henley Street in the City of Olean, and

WHEREAS, Petitioners have filed a tax assessment proceeding seeking reductions in assessed valuation plus a tax refund with interest for these four parcels for the 2013-2014 tax year, and

WHEREAS, Petitioners are seeking a combined assessed reduction of $197,100 for the four parcels for the current tax year, and

WHEREAS, a settlement has been proposed in which the Petitioners would waive any and all tax refunds from the School District for the 2013-2014 tax year and the assessments for the four parcels would be adjusted beginning in the 2014-2015 tax year as follows:

<table>
<thead>
<tr>
<th>Property Address</th>
<th>2013-2014 Assessment</th>
<th>2014-2015 Assessment</th>
</tr>
</thead>
<tbody>
<tr>
<td>820 State Street East</td>
<td>$280,000</td>
<td>$240,000</td>
</tr>
<tr>
<td>1624 State Street West</td>
<td>$258,000</td>
<td>$220,000</td>
</tr>
<tr>
<td>1601 Henley Street West</td>
<td>$39,600</td>
<td>$22,500</td>
</tr>
<tr>
<td>1625 Washington Street</td>
<td>$250,000</td>
<td>$250,000 (no change)</td>
</tr>
</tbody>
</table>

and

WHEREAS, the City Assessor believes the assessment reductions are reasonable based upon comparable sales of similar properties and the current property uses and leases, and

WHEREAS, the Petitioners’ are waiving any tax refund from the District and the proposed settlement will save the School District significant appraisal and legal costs and additional financial exposure if the case were to proceed to trial, and

WHEREAS, the Olean City School District’s legal counsel recommends the approval of the proposed settlement, it is hereby

RESOLVED, that the proposed settlement reducing the assessment of 820 State Street East from $280,000 to $240,000, of 1624 State Street West from $258,000 to $220,000 and 1601 Henley Street from $39,600 to $22,500 all beginning in the 2014-2015 tax year and waiving all School District tax refunds for the 2013-2014 tax year is hereby approved.

Ayes ___6___  Nays ___1___  Motion Carried

(P. Hessney)
Moved by J. Bartimole, seconded by J. Padlo, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adopt the following resolution to wit:

WHEREAS, ZRAJ Olean, LLC ("Petitioner") is the owner of two parcels of property located at 400-459 North Union Street in the City of Olean which is known as the Olean Center Mall, and

WHEREAS, the Petitioner has filed a tax assessment proceeding seeking a reduction in the combined assessment of both parcels from $7,843,013 to $5,843,004 plus a tax refund with interest for the 2013-2014 tax year, and

WHEREAS, the mall has a significant number of kiosk and inside store vacancies, and

WHEREAS, Petitioner has obtained an appraisal from a licensed independent appraiser, James W. Szakacs, Jr., valuing the property at $5,262,000 and it is expected that another tax challenge will be filed for the 2014-2015 tax year, and

WHEREAS, a settlement has been proposed in which Petitioner will waive all City and School District tax refunds for the 2013-2014 tax year and the combined assessment will be set at $6,200,000 for the 2014-2015 tax year and will be frozen for the next succeeding three tax years, and

WHEREAS, the City Assessor believes the assessment reduction is reasonable based upon the property vacancies and current leases, and

WHEREAS, the Petitioner is waiving any tax refund from the School District and the proposed settlement will save the School District significant appraisal and legal costs and additional financial exposure if the case were to proceed to trial, and

WHEREAS, the Olean City School District’s legal counsel recommends the approval of the proposed settlement, it is hereby

RESOLVED, that the proposed settlement reducing the combined assessment for the two parcels of property located at 400-459 Union Street in the City of Olean from $7,843,013 to $6,200,000 beginning in the 2014-2015 tax year and waiving any School District tax refund for the 2013-2014 tax year is hereby approved.

Ayes __6___ Nays ___1___ Motion Carried
(P. Hessney)

Moved by I. Katzenstein, seconded by P. Hessney, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to approve the amendments to Policy #7131 – Non-Resident Students.

Ayes __7___ Nays ___0___ Motion Carried

Moved by J. Bartimole, seconded by J. Padlo, to postpone the approval of revisions to Policy #7131 and refer the matter to the Finance Committee.

Ayes __7___ Nays ___0___ Motion Carried

Moved by J. Bartimole, seconded by J. Padlo, to adopt the following resolution to wit:

WHEREAS, ZRAJ Olean, LLC ("Petitioner") is the owner of two parcels of property located at 400-459 North Union Street in the City of Olean which is known as the Olean Center Mall, and

WHEREAS, the Petitioner has filed a tax assessment proceeding seeking a reduction in the combined assessment of both parcels from $7,843,013 to $5,843,004 plus a tax refund with interest for the 2013-2014 tax year, and

WHEREAS, the mall has a significant number of kiosk and inside store vacancies, and

WHEREAS, Petitioner has obtained an appraisal from a licensed independent appraiser, James W. Szakacs, Jr., valuing the property at $5,262,000 and it is expected that another tax challenge will be filed for the 2014-2015 tax year, and

WHEREAS, a settlement has been proposed in which Petitioner will waive all City and School District tax refunds for the 2013-2014 tax year and the combined assessment will be set at $6,200,000 for the 2014-2015 tax year and will be frozen for the next succeeding three tax years, and

WHEREAS, the City Assessor believes the assessment reduction is reasonable based upon the property vacancies and current leases, and

WHEREAS, the Petitioner is waiving any tax refund from the School District and the proposed settlement will save the School District significant appraisal and legal costs and additional financial exposure if the case were to proceed to trial, and

WHEREAS, the Olean City School District’s legal counsel recommends the approval of the proposed settlement, it is hereby

RESOLVED, that the proposed settlement reducing the combined assessment for the two parcels of property located at 400-459 Union Street in the City of Olean from $7,843,013 to $6,200,000 beginning in the 2014-2015 tax year and waiving any School District tax refund for the 2013-2014 tax year is hereby approved.

Ayes __6___ Nays ___1___ Motion Carried
(P. Hessney)
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Informational Items

a. BOE June Meetings
   - Tuesday, June 3rd at noon – Operations Committee
   - Wednesday, June 4th at 3:30 pm – Safety Committee
   - Tuesday, June 10th at noon – Buildings and Grounds Committee
   - Monday, June 16th at noon – Audit Committee
   - Thursday, June 19th at noon – Finance Committee
   - Friday, June 27th at noon – End-of-Year Board Meeting

   Moved by M. McElfresh, seconded by P. Hessney, upon the recommendation of Colleen Taggerty, Superintendent of Schools, to adjourn from the Regular Meeting and go into Executive Session at 7:00 p.m. for the purpose of discussing: performance of one particular individual, pending litigation, and contract negotiations. Mia O’Brien and Kathy Elser invited to attend Executive Session.

   Ayes ___7___ Nays ___0___ Motion Carried

Victoria Zaleski-Irizarry
District Clerk

Dated: March May 12, 2014, 2014

Moved by J. Bartimole, seconded by M. McElfresh, to adjourn from Executive Session and reconvene to the Regular Meeting at 7:45 p.m.

   Ayes ___7___ Nays ___0___ Motion Carried

Moved by J. Bartimole, seconded by J. Padlo, to adjourn the meeting at 7:45 p.m.

   Ayes ___7___ Nays ___0___ Motion Carried

Respectfully submitted,

Colleen Taggerty
Pro Tem District Clerk

Dated: May 12, 2014