

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

Regular Meeting
December 19, 2006

The Regular Meeting of the Board of Education of the City School District of Olean, NY was held on Tuesday, December 19, 2006 at 7:30 p.m. in the Board Room of the Olean High School located at 410 West Sullivan Street, Olean, NY. The meeting was called to order by President Hamed with a moment of silent prayer. Gordon Cross led the Board of Education in the Pledge of Allegiance to the Flag.

PRESENT: Steven H. Hamed, President
John E. Bartimole
Laurie A. Branch
Gordon E. Cross
Ira Katzenstein (arrived at 7:34 p.m.)
Michiko H. McElfresh
James E. Padlo
George Pancio

ABSENT: Michael Martello, Vice-President

STAFF PRESENT: Mark Ward, Superintendent
Ann O'Brien, Business Administrator
Lynn Corder, Reading First Coordinator
Victoria L. Zaleski-Irizarry, District Clerk
Karen Hessney, District Teacher
Linda Nottingham, Reading Coach
Judith Creedon, Director of Curriculum/Testing
Cheryl Vecchio, Washington West Principal
Dave Fidurko, Supt. Of Buildings/Grounds

OTHERS: Dan LeBlanc, Olean Times Herald
Jeff Keppel, NYSUT

OTA Comments:

OTA Comments

Karen Hessney addressed the Board of Education regarding Special Education regulations per the Federal government.

Moved by J. Bartimole, seconded by L. Branch, to approve amended Agenda and add agenda Item 12 – Discussion Items: Boardmanville Traffic.

Amended
Agenda

Ayes 8

Nays 0

Motion Carried

Communications and Commendations:

- Letter to Senator Cathy Young
- Substitute 40-day rule
- Thank you card from Peter Sawaya family
- Thank you from Gordon Cross regarding donations made to the Food Pantry

Communications
and
Commendations

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Moved by M. McElfresh, seconded by L. Branch, upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve the following Consent Agenda items: Consent Agenda

a. The previous meeting minutes of the Work Session held on Tuesday, November 14, 2006 and the Regular Meeting held on Tuesday, November 21, 2006. Minutes

b. Upon the recommendation of Mark J. Ward, Superintendent of Schools, that the Treasurer's Report dated October 31, 2006 be accepted and placed on file. Treasurer's Report

c. Upon the recommendation of Mark J. Ward, Superintendent of Schools, that during the week of Super Bowl a food drive be held on behalf of the Olean Food Pantry. The OCSD will pick up all donated items from District schools as well as So. Tier Catholic School and deliver to the Olean Food Pantry. Food Drive

d. Upon the recommendation of Mark J. Ward, Superintendent of Schools, that the Olean Middle School be granted permission to install a lighted sign. OMS Lighted Sign

e. Upon the recommendation of Mark J. Ward, Superintendent of Schools, the following CPSE recommendations reviewed on December 12, 2006 be approved: CPSE Recommendations

| APPROVED | APPROVED |
|-----------|-----------|
| 000000652 | 000000681 |
| 000000685 | 000000702 |
| 000000703 | |

f. Upon the recommendation of Mark J. Ward, Superintendent of Schools, the following CSE recommendations reviewed on December 12, 2006 be approved:

| APPROVED | APPROVED |
|-----------|-----------|
| 900328548 | 900130930 |
| 900046147 | 900440287 |
| 900447672 | 900445098 |
| 900436060 | |

CSE Recommendations

Moved by L. Branch, seconded by I. Katzenstein, upon the recommendation of Mark J. Ward, Superintendent of Schools, that WHEREAS, the State of New York continues to cause reductions in State Aid payments to local school districts in the present year, thereby harming our cash flow between January-2007 and December-2007 and

BOCES Borrowing

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WHEREAS, Cattaraugus-Allegany-Erie-Wyoming Counties BOCES has proposed to alleviate part of the financial impact of these State Aid reductions or delays by borrowing funds to replace, temporarily, the usual monthly payments by component school districts to BOCES so that this District will make one payment to BOCES on June 22, 2007 for all BOCES services invoices from February to June and one payment to BOCES on December 21, 2007 for all BOCES invoices for the period of September through December, therefore

BE IT RESOLVED, that this Board supports the proposal by Cattaraugus-Allegany-Erie-Wyoming BOCES to borrow funds for the above-stated purpose in the amount of \$13,000,000.

Ayes 8

Nays 0

Motion Carried

Moved by M. McElfresh, seconded by G. Pancio, upon the recommendation of Mark J. Ward, Superintendent of Schools, that whereas, the Olean City School District finds that the use of a credit card in certain transactions is necessary and proper to insure the most efficient execution of appropriate governmental purposes; and

District Credit Card

WHEREAS, the Olean City School District wishes to enter into a VISA Business Card Credit Agreement (the "Agreement") with FIVE STAR BANK to provide such credit card privileges for Olean City School District.

NOW, THEREFORE, BE IT RESOLVED, THAT Mark J. Ward, Superintendent and Ann O'Brien, Business Administrator of Olean City School District (the "prime holders") are authorized to execute an agreement with FIVE STAR BANK for the purpose of obtaining credit card privileges with a total credit limit of \$12,000. Such limit in combination with the Olean City School District other net indebtedness does not cause the Olean City School District to exceed the debt limit applicable to such Olean City School District and the Olean City School District resolves to take all necessary actions to ensure that such total credit card debt limit will not, in the future, cause the Olean City School District to exceed its debt limit; and

BE IT FURTHER RESOLVED that the prime holder(s) is authorized to receive all statements regarding this account. The following named persons shall be authorized to receive additional cards for their use in carrying out their official duties in the limit set forth opposite his/her name;

| <u>NAME</u> | <u>INDIVIDUAL CREDIT LIMIT</u> |
|------------------|--------------------------------|
| (1) Mark J. Ward | \$8,000 |
| (2) Ann O'Brien | \$4,000 |

BE IT FURTHER RESOLVED, that the form of the FIVE STAR BANK VISA statement complies with all of Olean City School District's claim requirements established by this Olean City School District pursuant to applicable law and that the officer who incurred the expense set forth in a statement submitted for payment shall approve such claim and verify that the services which such expenses relater were obtained by such officer; and

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BE IT FURTHER RESOLVED that the Olean City School District will pay out of previously allocated funds, or funds received in the current fiscal year, for any outstanding credit card debt incurred under the Agreement. The Olean City School District may not use the credit card under the Agreement for long term debt not fully payable out of current revenues or previously allocated funds; the Olean City School District will pay the outstanding balance each month; and

BE IT FURTHER RESOLVED, that Olean City School District hereby agrees to pay FIVE STAR BANK for all purchase and cash advances made on the account, together with finance charges and other charges assessed in connection therewith, notwithstanding that Olean City School District may not be obligated by law to pay such amount, and notwithstanding that the proceeds of any such advance may have been used to pay an expense for which proper appropriations, authorizations, approvals or bids had not been obtained, or which otherwise fails to satisfy legal requirements therefore. After repaying FIVE STAR BANK, the Olean City School District may pursue any legal remedy available to recover any funds expended for such unauthorized use or non public purpose from any third party or unauthorized user.

Ayes 8 Nays 0 Motion Carried

Moved by J. Bartimole, seconded by G. Pancio, upon the recommendation of Mark J. Ward, Superintendent of Schools, to authorize the expenditure of \$1,000 for the Bradner Stadium Feasibility Study.

Bradner
Stadium
Feasibility Study

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by M. McElfresh, upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve the audit committee charter.

Audit
Committee
Charter

Ayes 8 Nays 0 Motion Carried

Moved by G. Cross, seconded by M. McElfresh, upon the recommendation of Mark J. Ward, Superintendent of Schools, to authorize the use of the Olean Middle School Auditorium for a circus performance for the benefit of "Julio Fuentes" on January 6, 2007..

Julio Fuentes
Benefit

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by M. McElfresh, upon the recommendation of Mark J. Ward, Superintendent of Schools, to appoint Rita McFadden as a part-time Teacher's Aide, 3 hours per day, at IJN effective immediately for the 2006-2007 school year.

Rita McFadden
Appointed
Teacher's Aide

Ayes 8 Nays 0 Motion Carried

Moved by I. Katzenstein, seconded by L. Branch, upon the recommendation of the Superintendent of Schools, to appoint James Charles as Instructional Support Team (IST) Chairperson at East View for the 2006-2007 school year at a \$850 annual stipend.

James Charles
Appointed IST
Chairperson

Ayes 8 Nays 0 Motion Carried

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Moved by G. Cross, seconded by L. Branch, upon the recommendation of the Superintendent of Schools, to acknowledge Lyde VanScoy has completed her probationary period as Lifeguard effective November 22, 2006.

Lyde VanScoy
Completes
Probationary
Period

Ayes 8 Nays 0 Motion Carried

Moved by M. McElfresh, seconded by J. Padlo, upon the recommendation of the Superintendent of Schools, to acknowledge Lucille Dombrowski has completed her probationary period as Food Service Helper effective November 22, 2006.

Lucille
Dombrowski
Completes
Probationary
Period

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by I. Katzenstein, upon the recommendation of the Superintendent of Schools, to approve the appointment of Roberta Mahar as a conditional probationary full-time 11 month) Typist, effective January 2, 2007, at a probationary salary at an hourly rate of \$16.05. In accordance with Section 503(18)(b) of the Education Law, this is a conditional appointment and therefore shall not commence until the District has received notification from the Commissioner of Education that the appointee has been conditionally cleared for employment. If the Commissioner of Education notifies the District that the appointee has been denied conditional clearance or clearance, the appointment shall terminate immediately without further action by this Board. If the appointee is granted clearance after the receipt of conditional clearance, the appointment shall continue.

Roberta Mahar
Appointed
Typist

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by M. McElfresh, upon the recommendation of the Superintendent of Schools, to appoint William Bathurst as part-time certified Driver's Education Teacher for the Spring 2007 school year at the Olean High School at an hourly rate of \$23.

William Bathurst
Appointed
Driver's
Education
Teacher

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by J. Bartimole, upon the recommendation of the Superintendent of Schools, to approve Albert Dibs as a certified non-conditional Substitute Teacher for the 2006-2007 school year.

Certified
Substitute
Teacher

Ayes 8 Nays 0 Motion Carried

Moved by M. McElfresh, seconded by I. Katzenstein, upon the recommendation of the Superintendent of Schools, to appoint Judy VanHoutte as a non-conditional substitute typist at an hourly rate of \$12.00 with no benefits effective December 21, 2006.

Judy VanHoutte
Appointed
Substitute
Typist

Ayes 8 Nays 0 Motion Carried

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Moved by J. Bartimole, seconded by M. McElfresh, upon the recommendation of the Superintendent of Schools, to appoint Kim Ramarge as a part-time Teacher's Aide, 5.75 hours per day, at Boardmanville Elementary for the 2006-2007 school year at an hourly rate of \$9.78.

Kim Ramarge
Appointed
Teacher's Aide

Ayes 8 Nays 0 Motion Carried

Moved by M. McElfresh, seconded by J. Padlo, upon the recommendation of the Superintendent of Schools, to appoint Mari Fratercangelo as a part-time Teacher's Aide, 3 hours per day, at East View Elementary for the 2006-2007 school year at an hourly rate of \$9.78.

Mari
Fratercangelo
Appointed
Teacher's Aide

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by G. Cross, and upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #5560 – AUDIT COMMITTEE eliminating the first sentence under Subject: Audit Committee and the first sentence under Subject: Internal Audit Function.

Adoption of
Policy #5560

Ayes 8 Nays 0 Motion Carried

Moved by J. Bartimole, seconded by M. McElfresh, and upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #5571 – ALLEGATIONS OF FRAUD as presented.

Adoption of
Policy #5571

Ayes 8 Nays 0 Motion Carried

Moved by I. Katzenstein, seconded by M. McElfresh, and upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #6110 – CODE OF ETHICS as presented and customized to the District.

Adoption of
Policy #6110

Ayes 8 Nays 0 Motion Carried

The Board of Education discussed the following informational items:

1. Reading First Presentation by Lynn Corder and Linda Nottingham
2. Committee Reports :
 - a. Audit Committee update given by L. Branch.
 - b. Building and Grounds Committee update given by L. Branch.
 - c. Finance Committee
 - d. Outreach Committee update given by I. Katzenstein.
 - e. Operations Committee update given by M. McElfresh
3. Data Retreat to be held January 23, 2007 from 4 to 8 p.m.
4. District-wide Committee updates given by Mark Ward.

Informational
Items

The Board of Education discussed the following informational items:

1. Boardmanville Traffic – resolution is to reroute buses to the loop

Discussion
Items

Moved by L. Branch, seconded by G. Cross, to adjourn from Regular Session and convene in Executive Session to discuss a specific employee's performance at 8:45 p.m. District employees, Cheryl Vecchio and David Fidurko were invited to the Executive Session.

Executive Session

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by M. McElfresh, to adjourn from Executive Session and reconvene in Regular Session at 9:18 p.m.

Regular Session

Ayes 8 Nays 0 Motion Carried

Moved by L. Branch, seconded by G. Cross, RESOLVED THAT, upon the recommendation of the Mark Ward, Superintendent of Schools, the probationary appointment to employment of Mark Huselstein in the position of Custodian/Buildings and Grounds Maintainer be terminated, effective immediately, and that the Superintendent of Schools be authorized and directed to take appropriate action to effectuate this resolution.

Termination of Probationary Appointment – Mark Huselstein

Ayes 8 Nays 0 Motion Carried

Moved by G. Cross, seconded by J. Padlo, to adjourn from the Meeting at 9:20 p.m.

Adjournment of Meeting

Ayes 8 Nays 0 Motion Carried

Respectfully submitted,

Victoria L. Zaleski-Irizarry
District Clerk

January 2, 2007