

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

Regular Meeting  
December 20, 2005

The Regular Meeting of the Board of Education of the City School District of Olean, NY was held on Tuesday, December 20, 2005 at 6:15 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 McElfresh with a moment of silent prayer. President McElfresh led the Board of Education in the Pledge of Allegiance to the Flag.

PRESENT: Michiko H. McElfresh, President  
Steven H. Hamed, Vice-President  
Laurie A. Branch  
Gordon E. Cross  
Mary K. Fay (arrived at 6:17 p.m.)  
Ira Katzenstein  
George Pancio  
Gerald E. Zimmerman

ABSENT: Michael Martello

STAFF PRESENT: Mark Ward, Superintendent  
Joseph Mahar, District Clerk  
Judith Creeden, Director of Curriculum/Testing  
Christina Raimondi, District Teacher

Moved by G. Zimmerman, seconded by L. Branch to approve the Meeting Agenda with the addition of an Executive Session to discuss a specific individual and matters regarding specific employees.

Agenda Additions

Ayes 7 Nays 0 Motion Carried

Mary Fay arrived at 6:17 p.m.

Superintendent Ward presented the following Communications and Commendations:

Communications and Commendations

- a. Congratulations and commendations given to the newly inducted members of the National Honor Society. They included: Naomi Bean, Carrie Burgess, Patrick Butler, Lindsay Cheek, Dana Demarest, Ann Forness, Meagan Griffin, Adam Griffith, Meggan Lampack, Elizabeth Lehman, Reuben Lehman, James Lewis, Joshua Malick, Megan McKeown, Zachary Moore, Courtney Posti, Stephanie Rockwood, Teresa Ross, Adrienne Sader, Alexander Simon, Kathleen Simon, Lauren Simon, Sherry Steiner, Molly Wagner and Ramsha Zia.
- b. President Michiko McElfresh presented a letter she received from the Olean City School District Foundation regarding a fundraiser project.

Superintendent's Report

Superintendent's Report

- a. District seeking Early Childhood Pre-K Grant in Partnership with Headstart and YMCA.
- b. Stated he is continuing to work with BOCES regarding Special Education cost.

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- c. Informed the Board that the District's November energy costs have increased by 58.3% in price. He stated that the District's boilers and heating system will be turned down at 3:00 p.m. and brought back up at 5:00 a.m. in order to save on energy costs.

Moved by S. Hamed, seconded by G. Zimmerman 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 Executive Session Meeting on Wednesday, November 9, 2005, the Regular Meeting held on November 15, 2005 and the Special Meeting held on Monday, November 28, 2005.
- b. The Olean City School District Warrant #6 for the 2005-2006 school year dated Friday, December 9, 2005:

Approval of  
Minutes

District  
Warrant

General Fund	\$4,895,215.15
Federal Fund	\$ 167,074.19
Lunch Fund	\$ 55,861.77
GRAND TOTAL:	<b>\$5,118,151.11</b>

- c. Upon the recommendation of Mark J. Ward, Superintendent of Schools, that the Treasurer's Report dated October-2005 be accepted and placed on file.
- d. Upon the recommendation of Mark J. Ward, Superintendent of Schools, the following CPSE recommendations reviewed on December 13, 2005 be approved:

Treasurer's Report

CPSE and CSE  
Recommendations

APPROVED	ACKNOWLEDGE	APPROVED	ACKNOWLEDGE
000000624		000000557	
000000629		000000623	
000000564		000000532	
000000617		000000627	
000000558		000000626	
000000625			

- e. Upon the recommendation of Mark J. Ward, Superintendent of Schools, the following CSE recommendations reviewed on December 13, 2005 be approved:

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900325074		900431201	
900431156		900376474	
900354995		900190983	
900190991		900191103	
900191139		900217485	
900121036		900192233	
900192234		900000367	
900021599		900049703	
900193123		900218052	
900107564		900368303	
900007245		900001041	
900377268		900433164	
900281188		900218128	
900188497		900189101	
900193064		900297827	
900026860		900102201	
900417789		900215409	
900381447		000000511	
900206458		900377251	
900190520		900191146	
900426968		900191196	
900374648		900232379	
900314151		900417287	
900358439		900383978	
900348014		900336201	
900217126		900246004	

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by L. Branch upon the recommendation of Mark J. Ward, Superintendent of Schools, to accept the resignation of Melissa Roberts, Mathematics Teacher at Olean High School, with regret, effective January 27, 2006.

Resignation of  
Melissa Roberts

Ayes 8                      Nays 0                      Motion Carried

Moved by L. Branch, seconded by M. Fay upon the recommendation of Mark J. Ward, Superintendent of Schools, to appoint the following as CPSE committee members:

CPSE  
Committee  
Members

- Kimberly Ackerman, UPK/Pre-School Regular Education Teacher
- Colleen Diebler, Developmental Regular Education Kindergarten Teacher
- Laurie Marsfelder, Regular Education Kindergarten Teacher

Ayes 8                      Nays 0                      Motion Carried

Moved by I. Katzenstein, seconded by S. Hamed upon the recommendation of Mark J. Ward, Superintendent of Schools, to appoint the following Special Education Providers as members of the for the CPSE committee: Kerry Zostant and Jackie Giardini.

CPSE Committee  
Appointments

Ayes 8                      Nays 0                      Motion Carried

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Moved by L. Branch, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve a Medical Leave of Absence for Mary Magro, Title I Reading Teacher at the Olean Middle School, for the period beginning January 14, 2006 through February 27, 2006.

Mary Magro  
Granted Medical  
Leave of Absence

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Cross, seconded by G. Pancio upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve an unpaid Leave of Absence for Colleen Donavon, Teacher Aide assigned to Ivers J. Norton Elementary School, from January 2, 2006 through May 1, 2006.

Colleen Donavon  
Granted Unpaid  
Leave of Absence

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by G. Pancio upon the recommendation of Mark J. Ward, Superintendent of Schools, to accept and place on file the following reports: Olean City School District Fire Inspection Report filed by the Olean Fire Department on all structures owned by the District and the Annual Visual Structural Inspection Report. BE IT RESOLVED THAT the appropriate legal notice and the completion and public availability of these reports by published in the Times Herald newspaper.

Olean City School  
District Fire  
Inspection Report

Ayes 8                      Nays 0                      Motion Carried

Moved by L. Branch, seconded by G. Zimmerman 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-2006 and December-2006 and

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 24, 2006 for all BOCES services invoices from February to June and one payment to BOCES on December 22, 2006 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 G. Zimmerman, seconded by G. Cross upon the recommendation of Mark J. Ward, Superintendent of Schools, that Daniel Brooks is permitted to do an unpaid "School Counselor Internship" through St. Bonaventure University, under the supervision of Mike Howard, Guidance Department Chair, beginning January-2006 through May-2006.

Daniel Brooks To  
Do Unpaid School  
Counselor  
Internship

Ayes 8                      Nays 0                      Motion Carried

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Moved by I. Katzenstein, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, that Daniel Driscoll is permitted to do an unpaid "School Counselor Internship" through St. Bonaventure University, under the supervision Mike Howard, Guidance Department Chair, beginning January-2006 through May-2006.

Daniel Driscoll To Do Unpaid School Counselor Internship

Ayes 8                      Nays 0                      Motion Carried

Moved by L. Branch, seconded by M. Fay upon the recommendation of Mark J. Ward, Superintendent of Schools, to grant permission for the Olean Middle School 8<sup>th</sup> Grade to travel to Toronto, Canada from June 9, 2006 through June 10, 2006. Approval is granted with the understanding that all school rules and regulations will be followed and that there will not be any cost to the school district other than for substitute teachers, if needed. The Superintendent of Schools is authorized to make the final decision, based upon his judgment of safety concerns at the time of the scheduled field trip, whether the field trip will occur.

Olean Middle School 8<sup>th</sup> Grade to Travel to Toronto, Canada

Ayes 8                      Nays 0                      Motion Carried

Moved by M. Fay seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve the modified "Collaborative Agreement" for Services between the Olean City School District and Cattaraugus and Wyoming Counties Project Head Start for providing recruitment and developmentally appropriate screening for Committees on Pre-School Education (CPSE) children with special needs under the terms outlined in the original law issued on February 17, 1993.

Modified "Collaborative Agreement" Services between OCSD and Cattaraugus and Wyoming County Project Head Start

Ayes 7      Nays 0      Abstained 1                      Motion Carried  
I. Katzenstein

Moved by G. Cross, seconded by G. Pancio upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve the "Agreement" for Services between the Olean City School District and Cattaraugus and Wyoming Counties Project Head Start to provide services to children and families at North Hill, Ivers J. Norton and Washington West Elementary Schools for the 2005-2006 school year.

Agreement For Services Between OCSD and Cattaraugus and Wyoming County Project Head Start

Ayes 7      Nays 0      Abstained 1                      Motion Carried  
I. Katzenstein

Moved I. Katzenstein, seconded by G. Pancio upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #3270 – COMMUNITY USE OF SCHOOL FACILITIES as presented. This policy is to supersede any current School Board Policy regarding the same matter.

Policy #3270 Adopted

Ayes 8                      Nays 0                      Motion Carried

Moved by L. Branch, seconded by M. Fay upon the recommendation of Mark J. Ward, Superintendent of Schools, to revise the 2005-2006 hourly charge for use of district buildings to be as follows:

Proposed School Facility Fee Schedule Implemented

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**WHEN SCHOOL BUILDING IS OPEN FOR SCHOOL FUNCTIONS**

For Facilities (excluding Swimming Pool)	No Charge
For Swimming Pool – For Lifeguard Services	\$15 PER HOUR

Proposed School Facility Fee Schedule Implemented

**WHEN SCHOOL BUILDING IS NOT OPEN FOR SCHOOL FUNCTIONS**

NO CHARGE OTHER THAN LIFEGUARD & AIR CONDITIONING CHARGES FOR 1<sup>ST</sup> THREE HOURS OF USAGE DURING ANY 24 HOUR PERIOD OF TIME – FOR TIME THEREAFTER THE FOLLOWING HOURLY CHARGES SHALL APPLY

For Facilities (excluding Swimming Pool)	\$38 PER HOUR
For Swimming Pool	\$71 PER HOUR

**ADDITIONAL CHARGES**

AUDITORIUM AIR CONDITIONING	\$60 PER DAY
LIFEGUARD SERVICES	\$15 PER HOUR
ALL DISTRICT REQUIRED CLEANUP	\$38 PER HOUR PER EMPLOYEE USED

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by S. Hamed upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #5310 – BONDING OF EMPLOYEES AND SCHOOL BOARD MEMBERS as presented. This policy is to supersede any current School Board Policy regarding the same matter.

Policy #5310 Adopted

Ayes 8                      Nays 0                      Motion Carried

Moved by M. Fay, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #5330 – BUDGET TRANSFERS as presented. This policy is to supersede any current School Board Policy regarding the same matter.

Policy #5330 Adopted

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by I. Katzenstein upon the recommendation of Mark J. Ward, Superintendent of Schools, to adopt School Board Policy #7511 – IMMUNIZATIONS as presented with the following changes:

Policy #7511 Adopted

1. Paragraph 2 line 2 to add calendar after (30) and between days.
2. Section a) line 4 to change parent/parent with parent/person.

This policy is to supersede any current School Board Policy regarding the same matter.

Ayes 8                      Nays 0                      Motion Carried

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Moved by G. Cross, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to establish an Audit Committee of the Board of Education and to appoint the following as members to the Audit Committee: Laurie Branch, Steven Hamed, Ira Katzenstein and Michael Martello.

Audit Committee

Ayes 8

Nays 0

Motion Carried

Moved by M. Fay, seconded by L. Branch upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve a "Memorandum of Understanding" between the Olean City School District / Supervisory Association regarding the terms and conditions of employment for Judith Creeden, District Director of Curriculum/Testing & CIO (chief information officer) with 2005-2006 salary of \$89,825, effective January 1, 2006.

Memorandum Of  
Understanding for  
Judith Creeden

Moved by G. Pancio, seconded by I. Katzenstein to table the Motion until the February 2006 Work Session.

A ROLL CALL VOTE WAS TAKEN ON THE MOTION TO TABLE THE MAIN MOTION:

Laurie A. Branch	VOTING		NO
Gordon E. Cross	VOTING	YES	
Mary K. Fay	VOTING		NO
Steven H. Hamed	VOTING		NO
Ira Katzenstein	VOTING	YES	
George Pancio	VOTING	YES	
Gerald Zimmerman	VOTING	YES	
Michiko McElfresh	VOTING		NO

Ayes 4

Nays 4

Motion To Table Defeated

A ROLL CALL VOTE WAS TAKEN ON THE MAIN MOTION:

Laurie A. Branch	VOTING	YES	
Gordon E. Cross	VOTING		NO
Mary K. Fay	VOTING	YES	
Steven H. Hamed	VOTING	YES	
Ira Katzenstein	VOTING	YES	
George Pancio	VOTING		NO
Gerald Zimmerman	VOTING		NO
Michiko McElfresh	VOTING	YES	

Ayes 5

Nays 3

Motion Carried

Moved by G. Pancio, seconded by L. Branch upon the recommendation of Mark J. Ward, Superintendent of Schools, to approve a "Memorandum of Understanding" between the Olean City School District / Supervisory Association regarding the terms and conditions of employment for Brian O'Connell, Elementary Building Principial, with 2005-2006 salary of \$91,342, effective July 1, 2005, and a 2006-2007 salary of \$96,636.

Memorandum of  
Understanding for  
Brian O'Connell

Ayes 7

Nays 1

Motion Carried

G. Zimmerman

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Moved by L. Branch, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to accept the resignation of Brian O'Connell, Elementary Building Principal, with regret, effective June 30, 2007.

Resignation of  
Brian O'Connell

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by M. Fay upon the recommendation of Mark J. Ward, Superintendent of Schools, to acknowledge the change of Joseph Mahar's retirement date from the positions of Business Manager and District Clerk from February 1, 2006 to January 31, 2006. BE IT FURTHER RESOLVED that Joseph Mahar be appointed as Temporary Business Manager and Temporary District Clerk beginning on February 6, 2006 and ending no later than June 30, 2006. During this period of temporary appointment, Mr. Mahar shall be paid at the rate of \$100 per day worked with the district-provided medical insurance (90%).

Change of  
Retirement Date  
of Joseph Mahar,  
Business Manager

Ayes 8                      Nays 0                      Motion Carried

Moved by M. Fay, seconded by L. Branch upon the recommendation of Mark J. Ward, Superintendent of Schools, to authorize the Superintendent of Schools to enter into and sign "Memorandums of Agreement" for the period of July 1, 2005 through June 30, 2007 concerning the terms and conditions of employment between the Olean City School District and the District's following managerial employee - David Fidurko (Superintendent of Buildings/Grounds) at a 2005-2006 salary of \$50,000.

Memorandum of  
Agreement for  
David Fidurko

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by L. Branch upon the recommendation of Mark J. Ward, Superintendent of Schools, to authorize the Superintendent of Schools to enter into and sign "Memorandums of Agreement" for the period of July 1, 2005 through June 30, 2007 concerning the terms and conditions of employment between the Olean City School District and the District's following managerial employee - Ann Fox (Cafeteria Manager) at a 2005-2006 salary of \$31,380 and 2006-2007 salary of \$32,729.

Memorandum of  
Agreement For  
Ann Fox

Ayes 8                      Nays 0                      Motion Carried

Moved by M. Fay, seconded by G. Zimmerman upon the recommendation of Mark J. Ward, Superintendent of Schools, to authorize the Superintendent of Schools to enter into and sign "Memorandums of Agreement" for the period of December 1, 2005 through June 30, 2007 concerning the terms and conditions of employment between the Olean City School District and the District's following managerial employee - Julie Stavish (Typist) at a 2005-2006 hourly rate of \$15.43 and 2006-2007 hourly rate of \$16.09.

Memorandum of  
Agreement for  
Julie Stavish

Ayes 8                      Nays 0                      Motion Carried

Moved by G. Zimmerman, seconded by M. Fay to adjourn from Regular Session and convene in Executive Session to discuss a specific individual and matters regarding specific employees at 6:51 p.m.

Executive Session

Ayes 8                      Nays 0                      Motion Carried



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Moved by G. Zimmerman, seconded by G. Cross to adjourn from Executive Session and reconvene in Regular Session at 7:06 p.m.

Regular Session

Ayes 8

Nays 0

Motion Carried

Moved by G. Zimmerman, seconded by M. Fay to adjourn from the meeting at 7:06 p.m.

Adjournment of Meeting

Ayes 8

Nays 0

Motion Carried

Respectfully submitted,

Joseph Mahar  
District Clerk

December 20, 2005  
JM:dkj