



Michael Havens
Superintendent of Schools

Phone: 315-524-0201
Fax: 315-524-4233
mhavens@wayne.k12.ny.us

Wayne Central School District

LETTER to the BOARD

April 29, 2005

*"A successful man is one who can lay a firm foundation with the bricks others have thrown at him."
- - David Brinkley*

Greetings from Wayne Central. Below are a few items of interest.

BOARD AGENDA:

1. **Budget Hearing:** The annual budget hearing will be held at 7:00 in the performing arts center. Anything you can do to get more than the traditional 4-5 people there would be great.
2. **Construction Update:** LeChase will give their monthly update on our building project. As you might expect, the work has been concentrated at the high school. We had expected to have the terrazzo floor poured by now but we are not getting low enough readings on the moisture content. They continue to monitor the numbers and will perhaps have some floors by the time of the meeting. LeChase will also review the summer schedule.
3. **Financial Update:** Mr. Atseff will give his financial update. Enclosed you will find the sheets that you requested be sent ahead of time. We are in excellent financial shape right now. If we are careful with our spending I expect this will continue for next year.
4. **Board Action Items:** With elections coming up, we need to approve our election inspectors. Enclosed is a list of inspectors from Jim. Also enclosed is the March Treasurer's report and a budget transfer for your approval.
5. **Superintendent Vacation Days:** Enclosed is a memo from Mr. Callahan indicating the number of vacation days I have remaining. As per Section VII of my contract, I am requesting that I be reimbursed for 15 days. I do not expect to turn in that many days in future years, but as you know, this has been an unusual year.

BOARD LETTER

1. **Building Project Tour:** On Wednesday, May 4th we will host tours of the high school building project. The tours will be from 6:00 – 8:00 p.m. We will show the community the new science, art, technology and TV production areas. I know you had a meeting this week, and have one next Thursday, so don't feel you have to come to the tour if you are busy (I don't want to wear you out).

2. **Passing Rates for Graduation:** Attached is information from the State Regents on the Passing Rate sliding scale and the requirements are phased in. Give me call if you have any questions.
3. **Confidential Employees:** Now that we have settled the CSEA contract, it is time to decide on the salary for our confidential employees. In the past, we have given the confidential employees the same increase as the CSEA people. We also do not have any formal resolution or policy that indicates the benefits for these folks. Our practice has been to generally model the CSEA contract. Mark is meeting with our confidential people to discuss their salary and benefits. He will be discussing this with you at an upcoming meeting. Those individuals include: Lori Smith (Superintendent's Ofc.), Diane Beluke (Business Ofc.), Judy Marino (Human Resources Ofc.), Bev Warner (Payroll Ofc.), Lee Stramonine (Treasurer)
5. **Bus Accident:** One of our buses that carried students to the TSA event at Oswego college was hit by another bus while at the Oswego campus. A bus from another district backed into our bus, which had only our bus driver on board at the time. A transportation mechanic looked over the bus and deemed the damage minor and the bus Ok to drive. There was a report filed for insurance purposes.

5. **Events:**

- May 5 – OP/OE Dance Recital @ PAC – 7:00 p.m.
- May 8 – Mother's Day
- May 9 – FE Parent Group Meeting @ FE Media Center – 6:30 p.m.
- May 10 - Friends of Music Meeting @ MS - 7:00 p.m.
- May 10-12 – NYS Grade 4 & Grade 8 Math Assessment Tests
- May 12 – HS Band Concert @ PAC – 7:00 p.m.
- May 13 – School Closed Staff Training
- May 13 – Junior Class Prom @ Burgundy Basin Inn
- May 16 – HS PTSA Meeting @ DO – 7:00 p.m.
- May 17 – Budget Vote & Election @ HS Gymnasium Lobby - 9:00 a.m. – 9:00 p.m.
- May 17-19 – NYS Grade 4 Science Assessment Tests
- May 19 – OE Spring Band Concert @ PAC – 7:00 p.m.

Athletics:

- 4/2 – V Softball vs. Pal-Mac – 4:15
- 4/2 – Boys' V Tennis vs. Canandaigua – 4:15
- 4/2 – V Baseball vs. Pal-Mac – 4:15
- 4/3 – JV Baseball vs. Geneva – 4:15
- 4/3 – JV Softball vs. Geneva – 4:15
- 4/4 - Boys' JV Tennis vs. Victor – 4:15
- 4/4 – JV Baseball vs. Mynderse – 4:15
- 4/4 – JV Softball vs. Mynderse – 4:15
- 4/5 – Boys' JV Tennis vs. Mynderse – 4:15
- 4/6 – Boys' V Tennis vs. Marcus Whitman – 4:15
- 4/6 – V Softball vs. Marcus Whitman – 4:15

4/6 – V Baseball vs. Marcus Whitman – 4:15
4/7 – B Baseball vs. School of the Arts – 11:00
4/9 – Boys’ JV Tennis vs. Newark – 4:15
4/9 – JV Baseball vs. East High – 4:15
4/10 – V Softball vs. Williamson – 4:15
4/11 – V/JV Softball vs. Canandaigua – 4:15
4/11 - V/JV Baseball vs. Canandaigua – 4:15
4/12 – V Softball vs. Newark – 4:15
4/13 – JV Baseball vs. Newark – 4:15

9. **Attachments:**

- a) [Regents](#) Call to Action
- b) [WALWORTH](#) Town Board Meeting Minutes – 4/21
- c) [ONTARIO](#) Town Board Meeting Minutes – 4/11
- d) [Four](#) County Annual Meeting Notice
- e) Ontario [TOWN](#) Board Meeting Minutes - 4/25
- f) Finger Lakes Workforce Seminar – “Preparing for a 21st Century Economy”

Regents to Vote on Phase-In of 65 Passing Score

THE ISSUE:

The low-pass option which currently permits students to graduate with a minimum passing score of 55 on five Regents exams is due to expire in September. However, it now appears likely the Regents will give students more time to reach the 65 graduation standard.

While the Regents are clearly committed to raising the standard, they are concerned about the number of students who may not graduate under a policy that would require a score of 65 on each of the five exams. Fifteen percent or nearly 19,000 students in the class of 2004 who took all of the exams would have been denied a diploma if the new rules had been in effect.

The Regents EMSC-VESID Committee reviewed student performance data and is considering implementation of a strategy that would phase-in the 65 passing score over a three-year period. An earlier proposal that would have averaged Regents exam scores has been dropped.

Phase-in Timetable

- * For students entering grade 9 in 2005: General education students would be required to have at least three scores at 65 or above on the five required Regents exams and all scores above 55.
- * For students entering grade 9 in 2006: General education students would be required to have at least four scores at 65 or above on the five required Regents exams and all scores above 55.
- * For students entering grade 9 in 2007: General education students would be required to pass all five exams at 65 or above.
- * Students who fail to score 65 on all exams during the first two years of the phase-in ('05 and '06) would receive a local diploma.
- * Students who score 65 on all five exams would receive a Regents diploma.
- * Students who score 65 on eight exams would receive an Advanced Regents Diploma.
- * The Regents Competency Test (RCT) safety net for students with disabilities would continue to be available for students entering grade 9 prior to September 2010. Students using the safety net will receive a local diploma.

* The low-pass option of 55-64 would continue to be available for students with disabilities.

Others have suggested a slower phase-in that would require only one or perhaps two exams at 65 in the first year, with full implementation of five exams at 65 in 2008 or 09.

Commissioner Mills has argued for a faster phase-in is feasible because the data show there is little difference in the number of general education students passing at 55 and those passing at least three exams at 65 or above.

Number and Percentage of General-Education Students Who First Entered Grade 9 in 2000 Meeting Various Regents Examination Score Requirements

Total State

New York City

Regents Exam Scores

Number of students

Percentage of students

Number of students

Percentage of students

General-education students with scores on five exams

130,924

36,456

General-education students with scores of 55 or higher on five exams

120,058

91.7

31,431

86.2

General-education students with five exams, at least two scores above 65, and no score below 55

119,640

91.4

31,187

85.5

General-education students with five exams, at least three scores above 65, and no score below 55

118,248
90.3
30,337
83.2

General-education students with an average score of 65 or higher on five exams, at least three scores above 65, and no score below 55

116,630
89.1
29,179
80.0

General-education students with five exams, at least four scores above 65 and all scores above 55

114,081
87.1
27,927
76.6

General-education students with an average score of 65 or higher on five exams, at least four scores above 65 and all scores above 55

113,801
86.9
27,707
76.0

General-education students with a score of 65 or higher on five exams

101,123
77.2
21,887
60.0

Chart - Courtesy of SED

Appeals Process

The Regents are also considering an appeals process for students who score within three points of 65 and have a 65 course average. Under the plan, students may be considered for an appeal on two of the five exams. However, students who are granted an appeal on two exams would only receive a local diploma. This provision did not sit well with some Regents

who argued that if a student has successfully demonstrated the knowledge and skills required to win an appeal they should be entitled to a Regents diploma.

BACKGROUND:

The Regents have acknowledged that the proposal to phase-in the 65 graduation standard will be a significant challenge to the highest need school districts where some 38,000 students have been identified as being in academic difficulty. These students typically enter high school unprepared to do high school level work, do not pass their courses and fail to take the required Regents exams within four years.

NYSSBA has advocated for a number of modifications to the state's assessment system which we believe would more accurately gauge student achievement. These include:

- * The creation of a student assessment system that is not limited to only one test and one method of assessment. Students must be able demonstrate their mastery of essential knowledge and skills in a variety of ways.
- * An option for boards of education to award local high school diplomas.
- * Broadening the safety net to include students involved in career and technical education programs.

However, it should be noted that Commissioner Mills has said these and other proposals are unworkable because he believes they would undermine the standards and would be "fatal to school aid reform."

A number of bills that would provide more flexibility to districts have been introduced by the chairmen of the Senate and Assembly Education Committees. The sponsors have made it clear that the purpose of the bills is to help SED define its agenda, not to establish education policy.

ACT NOW:

The Regents are expected to take action at their June 20-21 meeting. We urge you to contact your Regent by phone, letter or email ASAP and make him/her aware of how this proposal would affect students in your school district.

Please call NYSSBA's Governmental Relations department at 1-800-342-3360 with any questions. We're here to help.

Board of Regents

Robert M. Bennett, Chancellor
201 Millwood Lane, Tonawanda, NY 14150

Phone: (716) 694-6783
regentbennett@mail.nysed.gov

Adelaide Sanford, Vice Chancellor;
New York State Education Department, 55 Hanson Place, Brooklyn, NY 11217-1580
Phone: (718) 722-2796
regentsanford@mail.nysed.gov

Saul B. Cohen, At Large
82 Taymil Road, New Rochelle, NY 10804
Phone: (914) 633-7889
regentcohen@mail.nysed.gov

James C. Dawson, Judicial District IV
2 Birchwood Drive, Peru, NY 12972
Phone: (518) 643-9289
regentdawson@mail.nysed.gov

Anthony S. Bottar, Judicial District V
407 South Warren Street, Syracuse, NY 13202
Phone: (315) 422-3466
regentbottar@mail.nysed.gov

Merryl H. Tisch, At Large
9 East 79th Street, N.Y., N.Y. 10021
Phone: (212) 879-9414
regenttisch@mail.nysed.gov

Geraldine Chapey, Judicial District XI
107-10 Shore Front Parkway, Apt. 9C, Belle Harbor, NY 11694
Phone: (718) 634-8471
regentchapey@mail.nysed.gov

Arnold B. Gardner, At Large
120 Delaware Avenue, Buffalo, N.Y. 14202
Phone: (716) 845-6000
regentgardner@mail.nysed.gov

Harry Phillips 3rd, Judicial District IX
71 Hawthorne Way, Hartsdale, NY 10530
Phone: (914) 948-2228
regentphillips@mail.nysed.gov

Joseph E. Bowman, Jr., Judicial District III ED 124, School of Education, University at Albany, 1400 Washington Avenue, Albany, NY 12222
Phone: (518) 442-4987
regentbowman@mail.nysed.gov

Lorraine A. Cortes-Vazquez, Judicial District XII 130 William Street, 9th Floor, Manhattan, N.Y. 10038
Phone: (212) 233-8955
regentcortes@mail.nysed.gov

James R. Tallon, Jr., Judicial District VI United Hospital Fund, Empire State Building, 350 Fifth Avenue, 23rd Floor, New York, N.Y. 10118-0110
Phone: (212) 494-0777
regenttallon@mail.nysed.gov

Milton L. Cofield, Judicial District VII
98 Hickory Ridge Road, Rochester, N.Y. 14625
Phone: (585) 248-8494
regentcofield@mail.nysed.gov

John Brademas, Judicial District I
25 West 4th Street, Room 302, New York, N.Y. 10012
Phone: (212) 998-2407
regentbrademas@mail.nysed.gov

Carol Bellamy, Judicial District II
Three United Nations Plaza, New York, N.Y. 10017
Phone: (212) 326-7028
regentbellamy@mail.nysed.gov

Roger B. Tilles, Judicial District X
7600 Jericho Turnpike, Suite 400, Woodbury, New York 11797
Phone: (516) 364-2533
regenttilles@mail.nysed.gov

WALWORTH TOWN BOARD MEETING

21 APRIL 2005

The regular Town Board meeting, held at the Walworth Town Hall, 3600 Lorraine Drive, was called to order at 7:30 P.M. by Supervisor Frank Guelli. Board members present: Daniel Keyes, Patti Marini and Thomas Yale. Absent: Frank Maciuska.

Other town employees present: Norman Druschel, Building Inspector
Michael Frederes, Highway Superintendent
Debora Germain, Recreation Director
Richard Morris, Attorney for the Town
Philip Williamson, Code Enforcement Officer
Marcia Englert, Town Clerk

MINUTES:

Motion by Councilman Yale to approve the minutes of April 7, 2005 as presented. Seconded by Councilwoman Marini and unanimously carried.

MARCH SUPERVISOR'S REPORT:

Motion by Councilwoman Marini to approve the March 2005 Supervisor's report as presented. Seconded by Councilman Keyes and unanimously carried.

CLAIMS:

1. DRAINAGE:

Motion by Councilman Keyes to approve payment of the Drainage Claim totaling \$75.00. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

2. GANANDA SIDEWALK DISTRICT:

Motion by Councilman Yale to approve payment of the Gananda Sidewalk District Claims totaling \$1,750.00. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

3. GENERAL:

Motion by Councilman Yale to approve payment of General Claims totaling \$83,240.53.

Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

4. HIGHWAY:

Motion by Councilman Keyes to approve payment of Highway Claims totaling \$22,899.12.

Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

5. HIGHWAY GARAGE PROJECT:

Motion by Councilman Keyes to approve payment of the Highway Garage Project Claims totaling \$25,297.84. Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

6. LIGHTING:

Motion by Councilman Yale to approve payment of the following Lighting Claims:

Walworth Light District	\$ 620.68
Harvest Hills Light District	525.34
Gananda Light District	1,403.18
Brookside Light District	5.18

Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

7. SEWER DISTRICT:

Motion by Councilman Yale to approve payment of Sewer District Claims totaling \$47,069.02. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

8. TRUST & AGENCY:

Motion by Councilwoman Marini to approve payment of Trust & Agency Claims totaling \$6,636.48. Seconded by Councilman Keyes.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

EAGLE SCOUT PROJECT:

Richard Deverell presented his project to construct and place bat houses in Ginegaw Park, along the east side of Red Creek, to help control the mosquito population. There will be no cost to the Town.

MOTION: Motion by Councilman Yale authorizing Richard Deverell to install up to 15 bat houses in the tree line on the east side of Red Creek in Ginegaw Park. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

RECEIVER OF TAXES TRAINING SEMINAR:

Motion by Councilman Keyes authorizing the Receiver of Taxes to attend a training seminar for a cost of \$495, plus an \$80 pre-paid registration fee. Seconded by Councilwoman Marini.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

INTERSECTION LIGHT REQUEST:

Supervisor Guelli stated that he had received a request for an intersection light to be placed at the Arbor Road/Tummonds Road intersection. The Board will review the current list to determine priorities before making a decision.

LINCOLN FD: BASIC LIFE SUPPORT FIRST RESPONSE AGENCY APPLICATION:

Richard Morris stated that Town Board approval would not create an opportunity for the establishment of a second ambulance service within the town.

MOTION: Motion by Councilman Yale authorizing the Attorney for the Town to prepare a letter to be sent to the Department of Health in support of the Lincoln Fire Department's request to obtain an agency code to become a Basic Life Support First Response (BLSFR) agency and to send a letter to the Lincoln Fire Department advising them of their legal responsibilities. Seconded by Councilwoman Marini.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

PROPOSED PERMIT FEE SCHEDULE:

Richard Morris presented a revised fee schedule that will include escrow fees, to be returned after the required inspections have been completed.

RADIO BROADCASTING ANTENNA LAW:

Richard Morris will research the parameters of a radio broadcasting antenna law.

WALWORTH ACADEMY COMMITTEE MEMBERS THANKED:

Supervisor Guelli thanked Academy Committee Members Bill Boyd, Lorraine Rieck, Kelly English, Joe Siracuse, Mary Jane Devlin, Deb Germain, Mike Dermady, Megan VanDeMar, Jennifer Hackett, Todd Goddard and Frank Maciuska.

HIGHWAY DEPT: CHIPS ALLOTMENT INCREASED:

Mike Frederes stated that the State has granted a \$2,000 increase in the CHIPS program, which is a 3% increase. It was noted that this is the first increase in eleven years.

GINEGAW PARK USE APPROVED:

Motion by Councilman Maciuska authorizing the use of Ginegaw Park by Rick & Mary Halvorsen on June 26, 2005 for a graduation party. Seconded by Councilman Yale and unanimously carried.

PARKS & RECREATION:

1. TOWN TOPICS FLYER:

Motion by Councilwoman Marini authorizing payment of the following expenditures for the printing and mailing of the *Town Topics*:

\$ 147.00 from A1670.41 to Walworth Post Office
571.72 from A7310.45 to Walworth Post Office
1,633.35 from A7310.45 to Quality Printers

Seconded by Councilman Yale.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

2. SHIRTS:

Motion by Councilwoman Marini authorizing the purchase of baseball/softball shirts from Traveling Tees for a cost of \$2,376.00, to be expended from line A7310.43. Seconded by Councilman Yale.

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Motion carried.

FINANCIAL TRANSACTIONS:

Councilman Keyes offered the following resolution and moved its adoption, seconded by Councilwoman Marini to wit:

BE IT RESOLVED that the Account Clerk be authorized to transfer the following:

\$ 490.00 from A1620.22 to A1620.44
3,000.00 from A1990.41 to A6989.41

Roll call vote: Supervisor Guelli	Aye
Councilman Keyes	Aye
Councilman Maciuska	Absent
Councilwoman Marini	Aye
Councilman Yale	Aye

Resolution adopted.

EXECUTIVE SESSION:

Motion by Councilwoman Marini to adjourn to executive session to discuss a personnel matter. Seconded by Councilman Keyes and unanimously carried. Time: 8:14 P.M.

RECONVENED:

Supervisor Guelli reconvened the meeting at 8:50 P.M.

GINEGAW PARK: ALCOHOL USE PERMITS APPROVED:

Motion by Councilwoman Marini authorizing the issuance of Alcohol Use Permits, valid from May 1, 2005 to August 16, 2005, to the Walworth and Lincoln Volunteer Fire Departments for use at the Firemen's Field on Walworth-Penfield Road. Seconded by Councilman Yale.

Roll call vote:	Supervisor Guelli	Aye
	Councilman Keyes	Aye
	Councilman Maciuska	Absent
	Councilwoman Marini	Aye
	Councilman Yale	Aye

Motion carried.

ADJOURNMENT:

Motion by Councilman Yale to adjourn. Seconded by Councilwoman Marini and unanimously carried. Time: 8:51 P.M.

Respectfully submitted,

Marcia Englert, RMC
Town Clerk

Att. c

**APRIL 11, 2005
ONTARIO TOWN BOARD MEETING**

A regular meeting of the Ontario Town Board was called to order by Supervisor Molino at 7:30 PM in the Ontario Town Hall. Present were Supervisor Joseph Molino, Councilmen: Mark Brewer, Ronald Fillmore, Donald Camp, and Donald Shears, Superintendent of Water Utilities Robert Wykle, Building Inspector/Code Enforcement Officer Edward Collins, Director of Recreation & Parks William Riddell, Accounting Supervisor Lois Buckalew, Interim Assistant Library Director Nancy Obaid, Dog Control Officer Mark Plyter, Chairman of the Watershed Management Advisory Board Allan Tyo and Town Clerk Cathy Herzog.

Absent: Superintendent of Highways William Slocum and Town Attorney Patricia Crippen

Twenty-three residents and visitors were present at portions of the meeting.

Mr. Shears led the Pledge of Allegiance.

Comments From the Public – Mr. Jason Ruffell, 1953 Kenyon Road, asked Mr. Molino for an update on the county proposal for a mortgage tax increase.

Mr. Molino stated the issue is not on the agenda at the county but it may come up in the future. He went on to explain the status of the county budget.

Mr. Craig Litt asked that the visitor's notebooks with agenda documentation is not filled and could the audience have the same papers as the board has in the future?

Mr. Molino offered to look into that.

Mr. Brewer stated there are several items to add to the agenda and he briefly listed them as follows:

authorize the Supervisor to execute documents for an application for Environmental Protection grant, authorize the Supervisor to execute the architectural and engineer contract with MRB group for the proposed Community Center, authorize a memorandum of understanding with the CSEA and appoint John Aman as acting assessor.

Approval of Minutes - Mr. Molino asked for approval of the minutes of the March 28, 2005, Town Board meeting. A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the minutes as presented.** 5 Ayes 0 Nays MOTION CARRIED

Correspondence – The Town Clerk received notification from the Office of the County Executive in Monroe County that they received the town's request for SEQR for the proposed Comprehensive Plan and that they approve the Town as Lead Agent and want to be involved in reviewing any plans, specifications and traffic data that may be prepared for the project. (copy was provided to Mr. Shears and sent to Stuart Brown Associates)

A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept and file the correspondence.** 5 Ayes 0 Nays MOTION CARRIED

Town Attorney Report – None

Department Head Reports -

Superintendent of Water Utilities – A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Wykle reported, on page 2 of the report that he received and remitted a check for \$13,092.14 to the Accounting Supervisor for a RG&E refund.

Superintendent of Highways – A motion was made by Mr. Shears, seconded by Mr. Camp, to **accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Building Inspector/Code Enforcement Officer – A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Director of Recreation & Parks – A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Riddell reported the numbers for spring program registration is up from last year, as was fall and winter programming. He stated a new backstop has been installed with new protective fencing to protect the player on the bench.

Mr. Brewer announced that Mr. Riddell has been elected President of the NYS Recreation and Parks Society. He congratulated Mr. Riddell and stated it is an honor to be selected for the position of President by your peers.

Sole Assessor – A motion was made by Mr. Shears, seconded by Mr. Camp, **to accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Ontario Public Library - A motion was made by Mr. Shears, seconded by Mr. Camp, **to accept the March 2005 Library report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mrs. Obaid reported the Library building addition is coming along, she stated the staff is excited about the additional space. She announced dates and times the Library will be closed for installation of tile and carpeting and for moving the children's collection to the new addition. She stated the book drop would not be available at those times and they would be extending loan time to compensate for the inconvenience. An official grand opening date has not been set.

Mr. Shears stated he heard that Bernie Welker has donated his services building new shelves and a counter top with cubbies for the pages in the Library. He thanked Mr. Welker for his time and services.

Ontario Town Court – A motion was made by Mr. Fillmore, seconded by Mr. Brewer, **to receive the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Dog Control Officer – A motion was made by Mr. Camp, seconded by Mr. Shears, **to accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Watershed Management Advisory Council – A motion was made by Mr. Fillmore, seconded by Mr. Brewer, **to accept the March 2005 report as presented.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Tyo reported after the weekend the town had significant rainfall he and Mr. Slocum went around and checked various areas where there were drainage problems. He stated plugged drains and ditches were cleaned out and that all of the major creeks seemed to handle the water very well. He sited residents "as their own worst enemies" in cases where homeowners need to be more diligent about keeping waterways clear of debris.

Old Business - None

New Business – A motion was made by Mr. Shears, seconded by Mr. Camp, **to adopt a RESOLUTION for the**

**1996 CLEAN WATER/CLEAN AIR BOND ACT – TITLE 3 SECTION 56-0303
WATER QUALITY IMPROVEMENT PROJECTS AND
ENVIRONMENTAL PROTECTION FUND ARTICLE 17-14 ENVIRONMENTAL
CONSERVATION LAW;
PERFORMANCE PARTNERSHIP GRANTS PUBLIC LAW 104-134
NONAGRICULTURAL NONPOINT SOURCE PROJECTS
MUNICIPAL RESOLUTION**

Resolution authorizing the items listed below pursuant to the Clean Water/Clean Air Bond Act of 1996

WHEREAS, the Town of Ontario herein called the “Municipality” after thorough consideration of the various aspects of the problem and study of available data, has hereby determined that certain work, as described in its application and attachments, herein called the “Project”, is desirable, is in the public interest, and is required in order to implement the Project; and

WHEREAS, Article 56 of the Environmental Conservation Law authorizes State assistance to municipalities for water quality improvement projects by means of a contract and the Municipality deems it to be in the public interest and benefit under this law to enter into a contract therewith;

NOW THEREFORE, BE IT RESOLVED by the Town Board of the Town of Ontario

1. That Joseph Molino, Supervisor or such person’s successor in office, is the representative authorized to act in behalf of the Municipality’s governing body in all matters related to State assistance under ECL Article 56, Title 3. The representative is also authorized to make an application, execute the State Assistance Contract, submit Project documentation, and otherwise act for the Municipality’s governing body in all matters related to the Project and to State assistance;
2. That the Municipality agrees that it will fund its portion of the cost of the Project and that funds will be available to initiate the Project’s field work within twelve (12) months of written approval of its application by the Department of Environmental Conservation;
3. That one (1) certified copy of this Resolution be prepared and sent to the Albany office of the New York State Department of Environmental Conservation together with the Application for State Assistance Payments;
4. That this Resolution take effect immediately.

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **authorize the Historian to attend the 2005 Spring Conference for the Association of Public Historians of NY, in Amsterdam, NY on May 1 through May 3, 2005 with all necessary cost for registration, meals, travel and lodging to be a town charge.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **accept the Storm Water Discharge Easement from William Netzman, a Drainage Easement from John and Tracy Galusha and**

Donna Henderson and a Drainage Easement from Josephine Hann for Gerber Homes, Inc. for the Centennial Village Section 18 as presented. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Fillmore, seconded by Mr. Camp, **to adopt a**

RESOLUTION AUTHORIZING GRANT APPLICATION

RESOLVED, that Reginald P. Higgins II and Mary Elizabeth Howard, Town Justices of the Town of Ontario are

HEREBY authorized and directed to file an application for funds from the New York Justice Court Assistance Program L. 1999, c 280, in an amount not to exceed \$20,000.00 and upon approval of said request to enter into and execute a project agreement with the State for such financial assistance to the Town of Ontario Justice Court, and

BE IT FURTHER RESOLVED that the Town Supervisor is hereby authorized to execute and sign said application. 5 Ayes 0 Nays **RESOLUTION ADOPTED**

A motion was made by Mr. Brewer, seconded by Mr. Camp, that **the Town of Ontario as a designated MS-4 community, in cooperation with other designated MS-4 communities in Wayne and Ontario Counties, HEREBY authorizes the Supervisor to execute an application for Environmental Protection Funding for Stormwater Phase II implementation, with the Wayne County Soil and Water Conservation District as project sponsor. 5 Ayes 0 Nays MOTION CARRIED**

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **authorize the Supervisor to execute a proposal for engineering services with MRB Group, dated 4/6/05, for Phase I, for architectural and engineering services, for a community center for a cost not to exceed \$15,000.00. And to appoint the Recreation and Parks Advisory Board as the lead committee on the community center project, with funds for the engineering services contract to come from the Parkland Development fund. 5 Ayes 0 Nays MOTION CARRIED**

There was a discussion on the proposal for a community center. Mr. Riddell stated the location would be at Casey Park. He introduced the Recreation and Parks Advisory Board members who were present. He stated all of the advisory board meetings are open to the public and he welcomed anyone who would like to attend.

A motion was made by Mr. Brewer, seconded by Mr. Shears, to **authorize Mr. Brewer and Mr. Camp, to execute a memorandum of understanding with the CSEA, Local 859, Town of Ontario Blue Collar Unit relative to Charles DeMinck. 5 Ayes 0 Nays MOTION CARRIED**

Policy Items - None

Budget Transfers/Adjustments - A motion was made by Mr. Shears, seconded by Mr. Camp, to **approve a GENERAL FUND budget transfer of \$17,500.00 from A 1930.4 to A 1420.4. 5 Ayes 0 Nays MOTION CARRIED**

Appointments/Resignations –A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept, with regret, the resignation of William Benedict II from the Zoning Board of Appeals, effective 4/30/05** and ask the Town Clerk to send him a letter thanking him for his years of service to the Town of Ontario. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **appoint the Walworth Assessor, John Aman, as acting Assessor for the Town of Ontario until Mrs. Perkins returns from medical leave at no compensation** (per his request). 5 Ayes 0 Nays MOTION CARRIED

Reports by Town Board Members – Mr. Brewer stated, in response to a memo from the Supervisor’s Secretary, he would like to remind everyone submitting meeting agenda items that the deadline is on Wednesday. He noted emergencies do occur but please try to get your monthly reports and request memo’s in on time.

After a brief discussion, a motion was made by Mr. Brewer, seconded by Mr. Camp, to **cancel the next workshop on 4/18/05**. 5 Ayes 0 Nays MOTION CARRIED

Approval of Claims - A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the abstract of claims for the month of April 2005, including vouchers # 734 through # 848 with a grand total of \$50,918.75 and to authorize the supervisor to issue payments for same**. 5 Ayes 0 Nays MOTION CARRIED

Comments from the Public – None

Executive Session - A motion was made by Mr. Camp, seconded by Mr. Shears, to **adjourn for and executive session at 8:03 PM for a personnel matter pertaining to a specific person**. 5 Ayes 0 Nays MOTION CARRIED

Reconvene –8:09 PM

A motion was made by Mr. Camp, seconded by Mr. Shears, to **appoint Robin Schmidt to the vacant position on the Zoning Board of Appeals for a term beginning 5/1/05 and ending 12/31/07**.

5 Ayes 0 Nays MOTION CARRIED

Adjourn - A motion was made by Mr. Camp, seconded by Mr. Brewer, to **adjourn at 8:10 PM**. 5 Ayes 0 Nays MOTION CARRIED

Respectfully submitted,

Cathy Herzog
Ontario Town Clerk

The above minutes will become official upon approval of the town board.



Four County School Board Association
2005 Annual Meeting & Dinner
Tuesday, May 31, 2005
5:30 Social time & Student work display
6:30 Dinner & Student Participation
7:45 pm Business Meeting
Dr. Albert Simone, Guest Speaker



Dinner Choices: Salmon - \$27.00 Prime Rib \$31.75
Grilled Chicken & Vegetables \$26.00

School District

Members Name & Dinner Choice

Total Number Attending

Total Due

APRIL 25, 2005
ONTARIO TOWN BOARD MEETING

A regular meeting of the Ontario Town Board was called to order by Supervisor Joseph Molino at 7:30 PM in the Ontario Town Hall. Present was Supervisor Joseph Molino, Councilmen: Mark Brewer, Donald Camp, Donald Shears, Director of Parks and Recreation William Riddell and Town Clerk Cathy Herzog.

Absent: Councilman Ronald Fillmore

Thirty-seven residents and visitors were present at portions of the meeting.

Mr. Brewer led the Pledge of Allegiance.

Comments From the Public – Mr. Gary Black, 2522 Putnam Road, told of an event that occurred a week ago in his back yard. In great detail he explained how a gun shot put a hole in his swimming pool while he and his three year old daughter and 10 year old son were just feet away. He rushed his children and wife into their basement and called 911. While waiting for the police to arrive, against their advice, he went to the Ontario Rod and Gun Club on Trimble Road. He observed two men shooting what looked to be high-powered rifles and he asked them to stop. The police arrived and the President of the Rod and Gun Club was notified. The situation is under investigation. Mr. Black stated he also notified the Supervisor and he met with representatives of the Ontario Rod and Gun Club. He added the gun club has been very responsive, concerned and cooperative. Mr. Black stated he wanted to come tonight and make a public statement of what happened so that it won't happen again and to make his town and neighborhood aware of what happened.

Mr. Molino stated prior to Mr. Black's visit, he talked with someone else on Putnam Road who had a bullet hole in his barn. At that time, they could not determine when it happened or if it involved someone shooting at the Ontario Rod and Gun Club. He has spoken with the District Attorney and the President of the Ontario Rod and Gun Club about the incident involving the Black family.

Ms. Lisa Harrison, 2577 Putnam Road, stated she was very concerned and asked what are the options so that it would not happen again. She asked what precautions could be put in place and she asked if high-powered rifles are allowed?

Mr. Richard Haywood, Director of the Ontario Rod and Gun Club, stated the men who did this did not follow any of the club rules, they were not shooting correctly and they were shooting in the wrong area. They did property damage to the club facilities and they have been disbarred as members. The club will be implementing a lock gate system and he stated they realize they need to control access to the facility. He added most of the people who use the club are members. Mr. Haywood stated everyone who uses the gun club needs to be trained for safety and use of facility.

He talked about ways to make a safer environment and procedural changes. He stated they have been there for 52 years and they do not ever want this to happen again and they will do whatever they have to do so that it won't.

Mr. Brewer asked if the club will be pressing charges against the individuals and he stated he is glad that they were caught.

Mr. Haywood stated the range has been closed for two weeks and an investigation is under way. The men who did this broke four or five rules of an agreement that all members sign when they join the club. He clarified that the range is closed to all rifles and pistols but not for trap shooting.

Mr. John Liner, 2557 Putnam Road, stated he owns the barn where a bullet was found in the fall. He talked about the angle, the type of bullet and he stated the round has been recovered and turned over to the police. At the time it could not be determined if the shot came from the woods or the gun club.

Mr. Thomas Knights, 2541 Putnam Road, stated his neighbor found a slug in the windowsill two years ago, this is the fourth or fifth incident that he has heard about. He stated he is concerned for his neighborhood.

Mr. Douglas Hastings, 2504 Putnam Road, stated he has two bullet holes in the back of his house. He lives next door to the Black family. There was a discussion on the location of the holes, distance and height.

Mr. Ed Zogg, 2637 Putnam Road, stated he is concerned for the children playing in the yards. He stated gun shots from the Ontario Rod and Gun Club need to stay at the gun club. His neighborhood has to be safe.

Ms. Kimberly Northrop, 2449 Trimble Road, has lived near the Ontario Rod and Gun Club for over 18 years and she has noticed over the last few years that the noise from the shooting is from bigger weapons, repeated shooting and louder noise. She stated she is concerned about the types of weapons the gun club allows. Ms. Northrop noted the land next to the club is posted and she doesn't think the owner allows people to hunt his land.

There was a discussion on types of weapons, proper use and solutions and rules for better safety.

Mrs. Natalie Black, 2522 Putnam Road, expressed how shook up she was. Her daughter is only three years old and could have very easily been hit by the stray bullet that hit their swimming pool. She added the gun club has been very supportive and willing to work together. They have treated this as a very serious event and the men who did the shooting were also very shook up when they saw what they had done. Mrs. Black stated her family is very appreciative of the response by the town, law enforcement and the gun club.

Mr. Richard Luety, 2393 Putnam Road, stated a bullet hit a child in Williamson from their gun club. After that incident they closed the facility and spent a lot of money to make the facility and

neighboring houses safe. He stated he feels the safety and security of the facility needs to be professionally engineered. He asked that the gun club get back to the neighbors with what they would be doing.

Mr. James Alexander, 2269 Trimble Road, stated he agreed with the comment made relative to hearing a different type of noise coming from the gun club. He described the shooting noise as, spraying and rapid firing and he called it "rambo style" shooting. He asked if this type of shooting was necessary? He also stated he thought muzzleloading shooting could be a problem.

Mr. Brewer thanked the audience for their comments and for the way that the comments were presented, in a calm and professional way. He offered the services of the assessing office in providing names and addresses to the gun club for communication with neighboring houses. He also asked the representatives from the gun club to keep the town board informed.

Mr. Molino stated with the cooperation of the residents and the gun club he felt the safety issues could be resolved.

Approval of Minutes – A motion was made by Mr. Shears, seconded by Mr. Camp, **to approve the April 11, 2005 minutes as presented.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Correspondence – The Town Clerk received the following correspondence:

DEJA VU Tavern/Partyhouse, owned by Walter Hresent, 2569 Route 104, notified the Town that they are in the process of renewing there on premise liquor license

Invitation to an Open House to celebrate the retirement of Linda Shaffer, Wayne County Clerk on Thursday, May 19, 2005 at the Wayne County Clerk's Office, 9 Pearl Street, Lyons from 2:00-4:00 PM

Notification that MRB Group will be conducting an MS-4 Public Information meeting with the Town at their May 23, 2005 Town Board meeting at 7:00 PM at the Ontario Town Hall

A motion was made by Mr. Camp, seconded by Mr. Brewer, **to accept and file the correspondence.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Old Business –None

New Business - A motion was made by Mr. Camp, seconded by Mr. Shears, **to accept the Supervisor's fiscal report for the month of March 2005 as presented.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Camp, **to accept and file the Town Clerk's summary of taxes collected for March 2005 as presented.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Budget Transfers/Adjustments – A motion was made by Mr. Brewer, seconded by Mr. Camp, to **approve a GENERAL FUND budget transfer of \$2,500.00 from A 1990.4 to A 1320.4.**

4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Appointments/Resignations – None

Reports by Town Board Members – Mr. Shears stated he would prepare a schedule for review of the proposed Comprehensive Plan for future workshops. He extended condolences to Mr. Brewer on the death of his Aunt, the family of a longtime resident Ken Ebert and to Todd Luke for the death of his brother.

Mr. Brewer stated that at the last meeting a presentation was made for building a community center; action was taken to accept a proposal for engineering design services with MRB Group. The memo from the Recreation Director also called for the establishment of a capital project to fund the first phase of the project. He asked if there were any objections to establishing a community center capital project? There was no objection.

A motion was made by Mr. Brewer, seconded by Mr. Camp, to **adopt a RESOLUTION to establish a Community Center Capital Project for the design and construction phase in the amount of \$15,000.00, to approve a budget transfer of \$15,000.00 from the Parkland Development fund to the Capital Project and to authorize the Director of Recreation & Parks and the Accounting Supervisor to do the necessary paperwork to establish a Capital Project.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Approval of Claims – A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the abstract of claims for the month of April 2005, including vouchers # 849 through # 921 with a grand total of \$82,341.27 and to authorize the Supervisor to issue payments for same.** 4 Ayes 0 Nays 1 Absent (Fillmore) MOTION CARRIED

Comments from the Public – Ms. Robin Schmidt, 2169 Ridge Road, gave the Town Board an update on the upcoming annual event, newly named, “Ontario Village Days” to be held June 18th and 19th. She stated the committee is working on contacting vendors, parade participants, and is working on publicity. She stated they have contracted with a big name act called “Joey T”, a popular 70’s band.

Mr. Brewer asked about their budget and he asked for the names of the people working on the event so that they can be acknowledged and thanked.

Adjourn – A motion was made by Mr. Camp, seconded by Mr. Shears, to **adjourn at 8:25 PM.** Ayes Nays MOTION CARRIED

Respectfully submitted,

Cathy Herzog
Ontario Town Clerk

The above minutes will become official upon approval of the town board.