



Letter to the Board

Michael Havens

Superintendent of Schools

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January 6, 2006

“We will open the book. Its pages are blank. We are going to put words on them ourselves. The book is called Opportunity and its first chapter in New Year’s Day.”
-- Edith Lovejoy Pierce

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

Board Agenda Information:

- 1. Executive Session (Administrative only):** We will need to have an executive session to discuss a couple items. First, we need to discuss a specific personnel issue. The second discussion item is an appeal of a recent Superintendent’s Hearing. I have attached the items submitted to support the appeal by student Ray Brooks (on his own behalf as an 18 year old). I have also attached a memo outlining my decision. In the meantime, as of the date the appeal was received, the suspension was held in abeyance and Ray was placed back in tutoring awaiting the outcome of his appeal. The third item we need to discuss is the Four County matter of the recent embezzlement charges against the administrative assistant. Joyce will explain the situation to the Board and answer questions.
- 2. Dr. Marinelli Visit:** Dr. Marinelli, Wayne-Finger Lakes BOCES District Superintendent makes a visit to each component district board meeting once a year to meet each board and speak briefly on BOCES programs and to offer an opportunity for you to ask questions of him. This also gives him an opportunity to get to know our district a bit better. Please let me know if I can help with any area of concern or questions regarding BOCES prior to Thursdays meeting.
- 3. OE Principalship:** Joe is off and running successfully at the high school. Bob Pearles is off and running successfully at OE. Shortly, we will begin our search process for a new Elementary principal. I will outline the process with you.
- 4. District Goals:** We are almost half way through the year. You have heard about some of the improvement plans and progress. You will hear the next report at our January 26th meeting. I will be giving you a brief 5-10 minute overview of where we stand with the goals.
- 5. Get the Vote Out Committee:** The Board and district established this as a goal for this year due to the close passage margin of last year’s vote. Because the commissioner said we can’t campaign to pass the budget, only present the facts, I am not calling it the “pass the budget coalition”. We do, however need to establish a committee of Board members and others to begin planning the campaign. I suggest you establish the Board committee members and the chairman at this meeting. That group can then invite community members, staff and others to join the group.

6. **Instructional Priorities:** Each year at this time, as part of the budgeting process, our assistant superintendent discusses our instructional priorities with you to make our budget reflects the district priorities. Mr. Spring will be doing that with you.
7. **Project Update:** Mr. Atseff will present you with an update on our old project. Mr. Davis will bring you up to speed on our new energy conservation project
8. **Financial Update:** Mr. Atseff will complete his monthly review of our finances.
9. **Personnel:** Please note that Dave Ragusas, former assistant principal at Webster is being added as a substitute assistant principal at the high school. Our former substitute could only work until Christmas. Dave is doing a great job.
10. **Policy:** Attached are policies for first reading and single reading regulations for adoption.

Board Letter

1. **Negotiations:** We will be meeting for negotiations next Wednesday from noon to 8:00 p.m. I hope to come to resolution on several items.
2. **American Red Cross Letter:** Attached is a letter from the American Red Cross acknowledging receipt of \$700.08 received from the Ontario Primary School. This represents a collection that went on this fall where students and staff dropped their change into jars to aid the victims of Hurricane Katrina.
3. **Joe Siracuse:** Joe began his new assignment as High School Principal this week. He was welcomed by a staff reception on Tuesday afternoon and a student organized welcome reception during advisory on Wednesday. I saw him sitting on the team bench during the boys' varsity basketball game with his daughter Wednesday evening and I know he particularly enjoys the close proximity the HS has with the District Office and all of its staff (ha). I am sure this will be a busy, enjoyable, full year for Joe.
4. **Bob Pearles** - As you know Bob has agreed to come back and serve as interim principal at Ontario Elementary. I have meet with him a couple times this week and he is acclimating very well to his "old" surroundings. We are very happy to have him back as this will make the transition as smooth as possible.
5. **Upcoming Events:**
 - 1/9-13 – NYS ELA Tests Grades 3,4 & 5
 - 1/16 – Martin Luther King, Jr. Holiday – Schools Closed
 - 1/ 17–20 – NYS ELA Tests Grades 6, 7 & 8
 - 1/18 – MS PTO Meeting @ Media Center – 6:30 p.m.
 - 1/19 – Policy Committee Meeting @ DO – 5:15 p.m.
 - 1/22-24 – NYSCOSS Mid-Winter Conference @ Albany Desmond
 - 1/23 – HS PTSA Meeting @ DO – 7:00 p.m.
 - 1/24-27 – NYS Regents & Midterms
 - 1/30 – Four County General Membership Meeting - TBD

Athletics (Home Events Only)

1/11 – Girls’ JV & V Basketball vs. Midlakes – 6:00 & 7:30 p.m.
1/13 – Boys’ JV & V Basketball vs. Waterloo – 6:00 & 7:30 p.m.
1/17 – Boys’ JV & V Basketball vs. Mynderse – 6:00 & 7:30 p.m.
1/18 – JV & V Wrestling vs. Canandaigua – 6:00 & 7:00 p.m.
1/18 - Varsity Co-Ed Bowling @ Empire Lanes – 4:15 p.m.

8. Attachments:

- a) Hearing Appeal Information
- b) Staff Sgt. Heintzelman Letter
- c) American Red Cross Letter
- d) Revenue Accounting Report
- e) Budget Report
- f) Ontario Town Board Meeting Minutes – 12/27
- g) Ontario Town Board Meeting Minutes – 1/2
- h) Walworth Town Board Meeting Minutes – 12/15
- i) December “In The News”

Memorandum

To: Board of Education

From: Michael Havens

Date: 7/22/2024

Re: Appeal of Ray Brooks Superintendent hearing

Attached is the written appeal of my superintendent's hearing regarding Ray Brooks. On December 19th Ray pled guilty to insubordination while already suspended out of school for a previous incident. Specifically he admitted that on December 13th he was arguing with the tutoring teacher and other students. He walked up and down the tutoring room yelling. Next he turned in his economics project with another student's (female) handwriting. Finally he destroyed his computer disk and threw it at the front window of the tutoring center.

The Board needs to carefully consider the attached appeal and my overview of events. During executive session you should decide whether you wish to overturn my decision. If you decide to do that, you will make a motion and vote to do so in regular session. If you decide not to overturn my decision then you need do nothing and the Board President will write a letter to Ray stating you did not overturn my decision and his suspension is in effect.

No one is disputing Ray's actions or my finding of guilt. The appeal is of my decision to remove him from the tutoring center for the remainder of the year. Ray may return to school in the fall of 2006. This is Ray's 6th superintendent's hearing. In my thirty years of education I have never dealt with a student who went to a superintendent's hearing 6 times. Most would be permanently gone after the second time. We have been patient with Ray in hopes we could get a diploma for him, but he has run out of opportunities. Also understand that while there are six superintendent's hearings there are pages of other issues that were dealt with at the building level. Here is a brief history of just the superintendent's hearings;

date	incident	discipline
1. 10/26/2000	Found guilty of distributing drugs in school	Suspended remainder of semester
2. 1/24/2001	Found guilty of selling marijuana in school	Suspended one full year
3. 2/12/2002	Found guilty of using drugs in school	Suspended from school two full calendar years
4. 5/26/2005	Found guilty of insubordination during a school evacuation (gas leak)	Suspended the remainder of the year
5. 9/27/2005	Found guilty of possessing alcohol and marijuana on school property	Suspended the remainder of the school year
6. 12/19/2005	Found guilty of insubordination at the tutoring center while already on suspension for drugs	Suspended from tutoring center for remainder of the year. May return to school in fall 2006.

Ray's last chance was the tutoring center. He knew at his last hearing that any behavior problems at the tutoring center would result in this discipline. He has made these poor decisions and unfortunately must now pay the penalty for his decisions. It is my belief that, if anything, we have been too lenient with Ray over the years, perhaps in recognition of the tragic shooting of his mom.

During this appeal I have allowed Ray to return to the tutoring center. Attached is a disciplinary referral to the principal which was sent today about an incident Ray was involved in yesterday.

CONFIDENTIAL

DECEMBER 27, 2005

ONTARIO TOWN BOARD MEETING

A regular meeting of the Ontario Town Board was called to order by Supervisor Joseph Molino at 7:00 PM in the Ontario Town Hall. Present were Supervisor Joseph Molino, Councilwoman: Lori Eaton-Smith, Councilman Donald Shears, Donald Camp, Ronald Fillmore, Director of Recreation and Parks William Riddell and Town Clerk Cathy Herzog.

Twelve residents and visitors were present at portions of the meeting.

Mr. Fillmore led the Pledge of Allegiance.

Comments From the Public – Mr. Craig Litt, 1042 Ridge Road, stated he would like to know what the rush was to fill Mr. Brewer's vacant Town Board Council seat at the last Town Board meeting. He stated he did not like the way the appointment to the vacant seat was handled.

Approval of Minutes – A motion was made by Mr. Camp, seconded by Mr. Shears, **to approve the December 12, 2005 minutes as presented.** 4 Ayes 0 Nays 1 Abstention (Eaton-Smith) MOTION CARRIED

Correspondence – The Town Clerk received the following correspondence:

- Certification of Election from the Ontario Fire District on the election of Commissioner Gary K. Flatt for a five year term
- Division of Local Government Services and Economic Development sent a list of 2006 Special District cost thresholds, available in the Town Clerk's office
- NYS Office of Real Property Services – congratulations upon successful completion of an annual reassessment on the 2005 assessment roll. The Town of Ontario will receive \$5.00 per parcel in State Aid for a total of \$19,565.00.

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

Old Business – None

New Business - A motion was made by Mrs. Eaton-Smith, seconded by Mr. Fillmore, **to accept the Supervisor's fiscal report for the month of November 2005 as presented.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, **to authorize the Supervisor to execute the Intermunicipal Agreement for Animal Control Services between the Towns of Macedon, Marion and Williamson for a two year period beginning January 1, 2006 and ending December 31, 2007.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, **to authorize the Town Clerk to attend the 2006 Association of Towns Training and Annual Meeting in New York City on February 19-22, 2006 with registration, travel, meals, lodging and all necessary and actual expenses to be a town charge,** as requested by the Town Clerk in a memo dated 12/12/05. 5 Ayes 0 Nays MOTION CARRIED

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

RESOLUTION SUPPORTING AND CONCURRING WITH THE WAYNE

**COUNTY EMPIRE ZONE IN AN APPLICATION FOR DESIGNATION OF
CERTAIN AREAS WITHIN WAYNE COUNTY AS AN EMPIRE ZONE**

WHEREAS, Section 961 of Article 18-B of the General Municipal Law authorizes application by Wayne County for designation of certain areas as an Empire Zone within the meaning of said statute; and

WHEREAS, such designation could greatly benefit Wayne County in that new businesses would be encouraged to locate in the zone area, existing businesses would be encouraged to expand in the zone area and new and expanded businesses would generate new jobs for Wayne County as part of the proposed Empire Zone; and

WHEREAS, the Wayne County Board of Supervisors wishes to designate certain areas within the Wayne County as part of the proposed Empire Zone; and

WHEREAS, the Town of Ontario is desirous of working with Wayne County through the Empire Zone Program to provide enhanced job opportunities for its residents; and

NOW, THEREFORE, BE IT RESOLVED, by the Town Board of the Town of Ontario, New York, that it fully supports and concurs in the submission of an application by Wayne County for the designation of certain areas as an Empire Zone.

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **adopt a RESOLUTION
AUTHORIZING BUDGET ADJUSTMENTS FOR FISCAL YEAR ENDING
DECEMBER 31, 2005**

WHEREAS, budgetary adjustments are required to provide amounts sufficient in each appropriation account to provide for payment of just claims audited and approved by this Town Board and,

WHEREAS, due to the routine bookkeeping time lag, not all needed transfers will be immediately known as of December 31, 2005 and,

WHEREAS, Section III of the Town Law provides that each appropriation, to the extent that it shall not have been expended or obligated, shall lapse at the close of the fiscal year for which made and become part of the Fund Balance.

THEREFORE, BE IT RESOLVED, that the Supervisor and his bookkeeper be authorized to make all appropriated adjustments to the amounts budgeted in each appropriation account such that the budget equals the amount expended there from as soon as may be conveniently possible after the close of the books on December 31, 2005. The Supervisor and his bookkeeper are instructed to make a complete list of the amounts so transferred among the various budget accounts and a copy of that list of transfers shall be appended to and become a part of the minutes of this Board Meeting dated December 27, 2005. 5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to adopt a RESOLUTION

EMPIRE ZONE SHIFT RESOLUTION – ARIEL OPTICS, INC.

WHEREAS, Ariel Optics, Inc., 6935 N. Slocum Road, Ontario, New York 14519, Tax ID #16-1517932 has manufactured precision optical components in Ontario, NY since 1997, and

WHEREAS, Ariel Optics, Inc. employed three people in 2005, and

WHEREAS, physical problems prevented Ariel Optics, Inc. from remaining at 6935 N. Slocum Road, Ontario, New York, beyond 2005, and

WHEREAS, Ariel Optics, Inc. has identified a new location that will allow it to remain in Ontario in close proximity to its current location, and

NOW THEREFORE be it hereby

RESOLVED that the Town of Ontario consents to the relocation of Ariel Optics, Inc. from 6935 N. Slocum Road, Ontario to David Parkway, Beh Industrial Park, Ontario, NY located in the Wayne County Empire Zone.

ROLL CALL VOTE:

Molino Aye

Shears Aye

Camp Aye

Fillmore Aye

Eaton-Smith Aye

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **authorize the Building Inspector/Code Enforcement Officer to purchase an Optiplex SX280, Pentium 4 hard drive computer from Wayne County Data Processing on State Bid Contract #70572 for the hard drive**, as requested by the Building Inspector/Code Enforcement Officer in a memo dated December 21, 2005. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Camp, to **adopt the 2006 Town Board meeting schedule as presented**. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **adopt the 2006 salary, hourly and stipend pay rate schedule as presented**. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Camp, seconded by Mr. Shears, to **adopt the 2006 non-union wage grades as presented**. 5 Ayes 0 Nays MOTION CARRIED

Policy Items – None

Budget Transfers/Adjustments – A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the following GENERAL FUND budget transfer of \$2,000.00 from A 3620.4 to A 3620.1**. 5 Ayes 0 Nays MOTION CARRIED

Appointments/Resignations – A motion was made by Mr. Camp, seconded by Mr. Shears, to **accept the resignation of Jason Ruffell from the Zoning Board of Appeals effective 12/31/05**. 5 Ayes 0 Nays MOTION CARRIED

Reports by Town Board Members – Mr. Camp thanked everyone that he was involved with these past eight years on the Town Board. He stated he appreciated everyone's help, support and forgiveness.

Mr. Fillmore extended a special thank you to the following:

Town Clerk for her job as Town Clerk and her service as Clerk to the Board

Mr. Riddell for his good efforts for the town and he hoped he would stay with the town for many more years to come

Mr. Wykle for his accuracy in paperwork and timeliness of his memos and reports

Mr. Slocum for keeping the highways safe and always working hard to save the town money

Mr. Collins who he called "second to none"

Mr. Fillmore stated he could leave his position knowing the town was in good hands. He added he was proud to be a member of this Town Board and proud to live in the Town of Ontario. Thank you.

Mr. Molino stated he would personally like to thank Mr. Camp and Mr. Fillmore for the service they have given to our Town and he added their efforts as Councilmen have benefited all of us.

Mr. Shears stated he would also like to thank Mr. Camp and Mr. Fillmore for the tremendous efforts they have given this community, their years of service and dedication. He thanked them very much for everything.

Approval of Claims – A motion was made by Mr. Camp, seconded by Mr. Shears, to **approve the abstract of claims for the month of December 2005, including vouchers # 2742 through # 2843 with a grand total of \$51,963.18 and to authorize the Supervisor to issue payments for same.** 5 Ayes
0 Nays MOTION CARRIED

Comments from the Public – None

Adjourn – A motion was made by Mr. Shears, seconded by Mrs. Eaton-Smith, to **adjourn at 7:10 PM for a workshop.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Fillmore and Mr. Camp left the meeting.

Reconvene – 7:45 PM

A motion was made by Mr. Shears, seconded by Mrs. Eaton-Smith, to **adjourn at 7:45 PM for an executive session on a personnel matter pertaining to a specific person.** 3 Ayes 0 Nays 2 Absent (Camp & Fillmore)

Reconvene – 8:10 PM

A motion was made by Mr. Shears, seconded by Mrs. Eaton-Smith, to **adjourn at 8:10 PM.**
3 Ayes 0 Nays 2 Absent (Camp & Fillmore)

Respectfully submitted,

Cathy Herzog
Ontario Town Clerk

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

JANUARY 2, 2006

ONTARIO TOWN BOARD ANNUAL ORGANIZATIONAL MEETING

The organizational meeting of the Ontario Town Board was called to order by Supervisor Molino at 7:00 PM in the Ontario Town Hall. Present were Supervisor Joseph Molino Council members: Donald Shears, Lori Eaton-Smith, James Switzer, Jason Ruffell, Superintendent of Highways William Slocum, Director of Recreation and Parks William Riddell and Town Clerk Cathy Herzog.

Twenty-six residents and visitors were present at the meeting.

Mr. Shears led the Pledge of Allegiance.

A motion was made by Mr. Shears, seconded by Mr. Ruffell, **to establish the office of Deputy Town Supervisor pursuant to Town Law 42.** 5 Ayes 0 Nays MOTION CARRIED

Mr. Molino appointed Councilman James Switzer as Deputy Supervisor for 2006.

Mr. Molino presented the following appointments for 2006 with the terms of office 1/1/06 to 12/31/06 unless stated otherwise:

Records Access Officer	Cathy Herzog
Deputy Records Access Officer	Diane Nichols
Records Management Officer	Cathy Herzog
Deputy Records Management Officer	Diane Nichols
Sub Registrar of Vital Statistics	Carol Luety
Sub Registrar of Vital Statistics	Debra Kloiber
Engineer for the Town	MRB Group
Liability Insurance Agent	Concord Insurance Agency
Disability Insurance Agent	Thomas C. Briggs & Associates
Deputy Health Officer	Edward Collins
Code Enforcement Officer	Edward Collins
Deputy Code Enforcement Officer	William I. Riddell
Deputy Code Enforcement Officer	Maurice Luke
Civil Defense Coordinator	Joseph Molino
Budget Officer	Joseph Molino
Town Historian	Elizabeth Albright
Animal Control Officer	Mark Plyter

and the following officials are continuing appointments:

Registrar of Vital Statistics	Cathy Herzog (01/01/04 - 12/31/07)
Deputy Registrar of Vital Statistics	Diane Nichols (01/01/04 - 12/31/07)
Receiver of Taxes & Assessments	Cathy Herzog (01/01/06 - 12/31/07)
Deputy Receiver of Taxes & Assessments	Diane Nichols (01/01/06 - 12/31/07)
Town Attorney	Patricia Crippen (01/01/06 -12/31/07)
Records Advisory Board member	Joseph Molino (01/01/06 – 12/31/07)
Health Officer	Dr. Norman Loomis (1/01/05-12/31/08)

5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Switzer, **to make the following appointments for 2006, with the terms of office 1/1/06 to 12/31/06 and to accept the continuing appointments as presented.** 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Switzer, to appoint Reverend Sheldon Peterson, William Bridson, Donald Camp, Jason Ruffell, Patricia Crippen, Richard Leszyk and Edward Newman to the Board of Ethics. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Ruffell, to adopt a RESOLUTION to adopt the designations for 2006 as follows:

- designate the Wayne County Mail as the town's official newspaper for 2006
- designate Bank of America, Lyons National Bank, Ontario National Bank, JP Morgan Chase Bank and Citizens Bank as official depositories for the Town of Ontario for 2006
- RESOLVED that Bank of America be and hereby is designated as the Financial Institution for the Town of Ontario. Bank of America will act in normal banking capacity for the Town in 2006, and
- FURTHER RESOLVE that the following people are designated as authorized signers for financial transactions: Joseph Molino, Cathy Herzog and Lois Buckalew
- Set the 2006 mileage rate at \$.445 per mile. 5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Shears, seconded by Mr. Switzer, to adopt a RESOLUTION to establish \$8,000,000.00 as the maximum amount that may be on deposit at any one financial institution. 5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Switzer, seconded by Mrs. Eaton-Smith, that the 2006 Town Board meeting schedule has been established as follows: Regular Business Meetings will be held on the 2nd & 4th Monday's of the month at 7:00 PM and Workshop Meetings on the 1st, 3rd and 5th Monday's at 7:00 PM. All meetings to be held in the Ontario Town Hall meeting room, 1850 Ridge Road, Ontario, NY unless otherwise posted. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Switzer, seconded by Mrs. Eaton-Smith, to approve the town's operating policies: 4052P Town Investment Policy and 4051 P Town Procurement Policy as reviewed on 01/02/06. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Switzer, to approve the following petty cash funds and change funds designations for 2006:

<u>Department</u>	<u>Amount</u>	<u>Authorized Signatures</u>
Town Clerk	\$200.00	Cathy Herzog or Diane Nichols
Recreation & Parks (Petty Cash)	\$125.00	William Riddell, Lonna Jesse or Kim Millard
Recreation & Parks (change fund)	\$ 75.00	William I. Riddell, Lonna Jesse or Kim Millard
Town Justice	\$100.00	Justice Reginald Higgins or Dawn Yantch
Town Justice	\$100.00	Justice Mary Elizabeth Howard or Dawn Yantch
Building & Assessing	\$200.00	Edward Collins, Eileen Perkins or Katherine Kelsch
Water Utilities Department	\$100.00	Robert Wykle or Donna Heald
Highway Department	\$100.00	William Slocum or Marilee Stollery

The vote to establish petty cash designations was 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Switzer, seconded by Mr. Shears, to establish the following additional annual designations for 2006: authorize Department Heads to make purchases from County and State Contracts/bids within the Town's Procurement Policy and to

Adopt Robert Rules of Order except where Town Law conflicts. 5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Shears, seconded by Mr. Switzer, to **appoint**

- **Gerald Smith to the Planning Board for a term beginning 01/01/06 through 12/31/10**
- **Nadia Niniowsky to the Zoning Board of Appeals for a term beginning 01/01/06 through 12/31/10**
- **Thomas Briggs to the Zoning Board of Appeals for a term beginning 1/1/06 through 12/31/08 (Ruffell unexpired term)**
- **Mary Hughson to the Recreation & Parks Advisory Board for a term beginning 01/01/06 through 12/31/10**
- **Lela Carney to the Recreation and Parks Advisory Board for a term beginning 01/01/06 through 12/31/07 (Eaton-Smith unexpired term)**
- (watershed advisory board position vacant)

5 Ayes 0 Nays MOTION CARRIED

A motion was made by Mr. Switzer, seconded by Mr. Shears, to **designate Eduard Kerkhoven Chairman of the Planning Board for 2006, to designate John Smith Chairman of the Zoning Board of Appeals for 2006, Chairman of the Recreation & Parks Advisory Council to be announced and to designate Allan Tyo Chairman of the Watershed Management Advisory Council for 2006. 5 Ayes 0 Nays MOTION CARRIED**

A motion was made by Mr. Ruffell, seconded by Mr. Switzer, to **adopt a resolution to consent to the temporary assignment of the Town of Ontario's Judges to preside in other Town and Village Courts as the need arises during the year 2006 and approve the temporary assignment of Judges from other Town and Village Courts to Ontario's Court as needed during the year 2006. 5 Ayes 0 Nays RESOLUTION ADOPTED**

A motion was made by Mrs. Eaton-Smith, seconded by Mr. Switzer, to **designate the Ontario Town Board as the Board of Water Commissioners for 2006 and appoint Joseph Molino as Chairman of the Board of Water Commissioners for 2006. 5 Ayes 0 Nays MOTION CARRIED**

A motion was made by Mr. Switzer, seconded by Mrs. Eaton-Smith, to **adopt a RESOLUTION naming Joseph Molino as Trustee of the Town's Deferred Compensation Plan. 5 Ayes 0 Nays RESOLUTION ADOPTED**

A motion was made by Mr. Shears, seconded by Mrs. Eaton-Smith, to **approve the continuing appointments of the following persons to the Economic Development Committee for 2006: Dean Beh, John Graziose, Ronald Kreiling, Robert Carr, James Pedulla, Roger Bellows, Dwight Critchell, Roland Heimberger, James Switzer, Timothy Weller, Frank Robusto and Robin Schmidt. 4 Ayes 0 Nays 1 Abstention (Switzer) MOTION CARRIED**

A motion was made by Mrs. Eaton-Smith, seconded by Mr. Shears, to **appoint the following members of the Records Management Council: Supervisor Joseph Molino, Town Clerk Cathy Herzog, Town Attorney Patricia Crippen, Department Head Eileen Perkins, Town Employee Jennifer Benedict, Records Clerk Carol Luety and Councilman James Switzer. 5 Ayes 0 Nays MOTION CARRIED**

Regular Town Board Meeting - Mr. Molino opened a regular business meeting and he asked for approval of the minutes of the December 27, 2005 town board meeting. A motion was made by Mr. Shears, seconded by Mr. Switzer, to approve the minutes as presented. **5 Ayes 0 Nays MOTION CARRIED**

Comments from the public – None

Old Business – A motion was made by Mr. Shears, seconded by Mr. Switzer, to **adopt a**

RESOLUTION IN RECOGNITION OF SERVICE

BY DONALD CAMP TO THE TOWN OF ONTARIO

WHEREAS, Donald Camp was elected and has served as a member of the Town Board of the Town of Ontario from January 1, 1998 to December 31, 2005, and

WHEREAS, Donald Camp also served the Town of Ontario on the Zoning Board of Appeals from 1994 through 1997, and

WHEREAS, Donald Camp's twelve years of service to his community have been marked by his dedication to the Zoning Board, the Town Board and his years as liaison to the Planning, Zoning and Building Departments and Animal Control. During his tenure the Town Hall and Library addition was completed, and

WHEREAS, Donald Camp's advice, leadership and energy has helped all town inhabitants, and

WHEREAS, Donald Camp has justly earned the respect, admiration and high regard of all with whom he comes into contact, and

WHEREAS, Donald Camp has diligently served the residents of the Town of Ontario in a loyal and dedicated manner, and

WHEREAS, Donald Camp left public service on December 31, 2005,

*NOW, THEREFORE, in recognition of his service to the residents of the Town of Ontario and the Ontario Town Board, **BE IT RESOLVED** that the Ontario Town Board commends Donald Camp for his 12 years of service, and*

***BE IT FURTHER RESOLVED** that this **RESOLUTION** be entered into the minutes of the Ontario Town Board meeting on this 2nd day of January, 2006 and that a certified copy of this resolution be presented to Mr. Camp by the Town Clerk.*

5 Ayes 0 Nays RESOLUTION ADOPTED

A motion was made by Mr. Shears, seconded by Mr. Switzer, to **adopt a**

RESOLUTION IN RECOGNITION OF SERVICE OF MARK BREWER TO THE TOWN OF ONTARIO

WHEREAS, Mark Brewer was elected as Town Councilman for the Town of Ontario on January 1, 1996 and served continuously to December 12, 2005 and

WHEREAS, said service to the Town of Ontario by Mark Brewer included 2 years on the Zoning Board of Appeals from January 1994 to December 1995, and

WHEREAS, Mark Brewer's years of service to the Recreation & Parks Program has been marked by his dedication to its best interest. As department liaison an enclosed lodge was built at Casey Park and he has assisted with securing funding for a future Community Center, and

WHEREAS, Mark Brewer's years of service also included service as liaison to the Water Utilities Department which, during his tenure, included the building of the Composting Facility, and

WHEREAS, Mark Brewer's advice, leadership and energy has helped all town inhabitants, and

WHEREAS, Mark Brewer has justly earned the respect, admiration and high regard of all with whom he comes into contact, and

WHEREAS, Mark Brewer has diligently served the residents of the Town of Ontario in a loyal and dedicated manner, and

WHEREAS, Mark Brewer relinquished his duties on December 12, 2005,

*NOW, THEREFORE, in recognition of his service to the residents of the Town of Ontario and the Ontario Town Board, **BE IT RESOLVED** that the Ontario Town Board commends Mark Brewer for his 12 years of service to the Town of Ontario, and*

***BE IT FURTHER RESOLVED** that this **RESOLUTION** be entered into the minutes of the Ontario Town Board meeting on this 2nd day of January, 2006 and that a certified copy of this resolution be presented to Mr. Brewer by the Town Clerk.*

*5 Ayes 0 Nays **RESOLUTION ADOPTED***

*A motion was made by Mr. Shears, seconded by Mr. Switzer, to **adopt a***

**RESOLUTION IN RECOGNITION OF SERVICE
BY RONALD FILLMORE TO THE TOWN OF ONTARIO**

WHEREAS, Ronald Fillmore has served as a member of the Town Board of the Town of Ontario from January 1, 2002 to December 31, 2005, and

WHEREAS, said service by Ronald Fillmore included 4 years as Town Councilman, and

WHEREAS, Ronald Fillmore years of service to his community have been marked by his dedication to law enforcement, the town Court and the Watershed Advisory Council, and

WHEREAS, Ronald Fillmore has justly earned the respect, admiration and high regard of all with whom he comes into contact, and

WHEREAS, Ronald Fillmore has diligently served the residents of the Town of Ontario in a loyal and dedicated manner, and

WHEREAS, Ronald Fillmore completed his term as Town Councilman on December 31, 2005,

*NOW, THEREFORE, in recognition of his service to the residents of the Town of Ontario and the Ontario Town Board, **BE IT RESOLVED** that the Ontario Town Board commends Ronald Fillmore for his 4 years of service as a town official, and*

***BE IT FURTHER RESOLVED** that this **RESOLUTION** be entered into the minutes of the Ontario Town Board meeting on this 2nd day of January, 2006 and that a certified copy of this resolution be presented to Mr. Fillmore by the Town Clerk.*

*5 Ayes 0 Nays **RESOLUTION ADOPTED***

*A motion was made by Mr. Switzer, seconded by Mr. Shears, to **authorize John Smith and Tom Briggs from the Zoning Board of Appeals to attend the 73rd annual Association of Towns 2006 Training School and Annual Meeting at the New York Hilton and Towers, New York City, NY, February 19-22, 2006 with registration, meals, travel and all necessary and actual expenses as a town charge. 5 Ayes 0 Nays MOTION CARRIED***

Policy Items – None

Reports by Town Board Members – Mr. Shears welcomed the new town board members and he congratulated them on their election to office. He stated he is looking forward to working with them.

Mr. Switzer asked that the Economic Development Committee start submitting a monthly report for review and approval. He also asked if the Town Attorney would attend an executive session after the next town board meeting to present a list and the legal status of any legal claims against the town or pending matters so that the new town board members can get up to date.

Mr. Ruffell thanked everyone for attending the official swearing in ceremony that was held prior to the meeting. He stated he appreciated those who provided the refreshments and participated in the event.

Mr. Ruffell laid out a timeframe for considering and amending the proposed Comprehensive Plan and future changes to the Zoning Regulations. He asked that discussion on the Comprehensive Plan be included at the next town board workshop.

Mr. Switzer stated he endorses Mr. Ruffell approach and he asked that copies of the plan and minutes from previous workshops be provided to all new members of the town board.

Comments from the Public – None

Adjourn – A motion was made by Mr. Shears, seconded by Mr. Switzer, **to adjourn at 7:20 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.

WALWORTH TOWN BOARD MEETING MINUTES

15 DECEMBER 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 and Thomas Yale. Absent: Patti Marini.

Other town employees present: Norman Druschel, Building Inspector
Debora Germain, Recreation Director
Richard Morris, Attorney for the Town
Paul Russell, Town Engineer
George Schaller, Sewer Superintendent
Phil Williamson, Code Enforcement Officer
Marcia Englert, Town Clerk
Karen Ambroz, Deputy Assessor
Barbara Kuelling, Receptionist

RESIGNATIONS:

1. **DOG CONTROL OFFICER:**

Tim Vendel submitted his resignation as Dog Control Officer, effective 1/1/2006. Motion by Councilman Keyes to accept and file Tim’s resignation and to authorize the Town Clerk to send Tim a letter of appreciation. Seconded by Councilman Yale and unanimously carried.

2. **RECEIVER OF TAXES:**

Susie Jacobs submitted her resignation as Receiver of Taxes, effective December 31, 2005, as she was recently elected Town Clerk. Motion by Councilman Yale to accept Susie’s resignation as Receiver of Taxes, and to authorize the Town Clerk to send Susie a letter of appreciation. Seconded by Councilman Keyes and unanimously carried.

MINUTES:

Motion by Councilman Keyes to accept the minutes of December 1, 2005 as presented. Seconded by Councilman Yale and unanimously carried.

NOVEMBER SUPERVISOR’S REPORT:

Motion by Councilman Keyes to approve the November Supervisor’s report as presented. Seconded by Councilman Yale and unanimously carried.

CLAIMS:

1. **DRAINAGE:**

Motion by Councilman Keyes to approve payment of Drainage Claims totaling \$8,923.42. Seconded by Councilman Yale.

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

Motion carried.

2. **GENERAL:**

Motion by Councilman Yale to approve payment of General Claims totaling \$142,294.60. Seconded by Councilman Keyes.

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

Motion carried.

3. HIGHWAY:

Motion by Councilman Keyes to approve payment of Highway Claims totaling \$80,012.95. Seconded by Councilman Yale.

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

Motion carried.

4. HIGHWAY GARAGE PROJECT:

Motion by Councilman Keyes to approve payment of Highway Garage Project Claims totaling \$2,100.00. Seconded by Councilman Yale.

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

Motion carried.

5. LIGHTING:

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

Walworth Light District	732.29
Harvest Hills Light District	681.90
Gananda Light District	1,106.20
Brookside Light District	25.67

Seconded by Councilman Keyes.

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

Motion carried.

6. PARKVIEW GREEN PARK DISTRICT:

Motion by Councilman Yale to approve payment of Parkview Green Park District Claims totaling \$494.23. Seconded by Councilman Keyes.

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

Motion carried.

7. SEWER DISTRICT:

Motion by Councilman Keyes to approve payment of Sewer District Claims totaling \$26,370.52. Seconded by Councilman Yale.

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

Motion carried.

8. TRUST & AGENCY:

Motion by Councilman Yale to approve payment of Trust & Agency Claims totaling \$125,127.09. Seconded by Councilman Keyes.

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

Motion carried.

9. WATER EXTENSIONS:

Motion by Councilman Keyes to approve payment of the following Water Extension Claims:

Ext. #5:	\$1,772.25
Ext. #12:	\$8,309.75
Ext. #15:	\$7,167.62
Ext. #16:	\$5,224.00
Ext. #17:	\$8,006.00
Ext. #18:	\$6,530.00

Seconded by Councilman Yale.

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

Motion carried.

CATCH A KID AWARD:

Supervisor Guelli presented certificates to Boy Scouts Charles McBride, Charlie Brooks, Tyler Miller, Kevin Enter and Trevor McBride for assisting the Lions Club with the recent Breakfast with Santa event during which over 300 were entertained.

PUBLIC PARTICIPATION: No one present offered any comments.

ROLFORD HEIGHTS SECTIONS 5 & 6: CLUSTER DEVELOPMENT:

Larry Heininger, from HBMA Architecture, Engineering & Land Surveying, requested Cluster Development approval for Rolford Heights Sections 5 & 6 and the designation of the Planning Board as Lead Agency for the SEQR process. Richard Morris stated that the Town Board couldn't take any action until the SEQR process has been completed.

MOTION: Motion by Councilman Yale designating the Planning Board as the Lead Agency relative to the SEQR process for Rolford Heights Sections 5 & 6. Seconded by Councilman Keyes.

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

Motion carried.

Councilman Yale recommended all due diligence be made to move the project forward in the proper manner.

POSTAGE METER SCALE PURCHASE:

Motion by Councilman Yale authorizing the expenditure of \$100.00 to purchase a new scale for the Town Office postage meter. Seconded by Councilman Keyes.

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

Councilman Yale Aye

Motion carried.

Supervisor Guelli noted that a digital mailing system needs to be purchased by the end of 2006.

VOELCKERS AUTO SALVAGE LICENSE:

Motion by Councilman Yale approving the issuance of an Auto Salvage Yard License to Mark Voelckers to operate at 600 Penfield Road, for the year 2006. Seconded by Councilman Keyes.

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

Motion carried.

HENNESSEY ROAD MOBILE HOME PARK PERMIT GRANTED:

Motion by Councilman Keyes granting a permit for the operation and maintenance of the mobile home park at 1612 Hennessey Road for the year 2006. Seconded by Councilman Yale.

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

Motion carried.

FINANCIAL TRANSACTIONS:

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

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

\$1,100.00 from A1110.43 to A1110.13
.44 from A3510.11 to A3510.12
1,700.00 from A3620.11 to A3620.14
5,000.00 from A9060.81 to A9030.81
500.00 from A1220.21 to A1220.42
69.56 from A1330.43 to A1330.41
270.69 from A1355.45 to A1355.44
556.20 from A1620.43 to A1620.42
13.68 from A1620.43 to A1670.41
429.47 from A3620.43 to A3620.42
307.65 from A3620.46 to A3620.44
.08 from A8010.41 to A8020.42
1,220.00 from SS8130.409 to SS8130.406
2,100.00 from HG8340.410 to HG8310.420
4,402.18 from SD1-599 Fund Balance to SD1-8540.41
2,500.00 from A7110.22 to Parks Equipment Reserve
2,500.00 from A7310.44 to Parks Equipment Reserve
4,000.00 from SS8130.27 to SS8130.408
46,500.00 from DA5130.25 to Highway Equipment Reserve, and

BE IT FURTHER RESOLVED that the Account Clerk be authorized to execute transfers, encumbrances and establish accounts necessary to close the financial records of the Town of Walworth for calendar year 2005.

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

Resolution adopted.

RECREATION: SOFTWARE TECHNICAL SUPPORT:

Motion by Councilman Yale authorizing the expenditure of \$1,390.00, from A7310.45, to Active Network, Inc. for the RecWare Pro service renewal for 2006. Seconded by Councilman Keyes.

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

Motion carried.

FRANK GUELLI, MARCIA ENGLERT & JOHN AMAN THANKED:

Deb Germain thanked retiring Town Supervisor Frank Guelli, Town Clerk Marcia Englert and Assessor John Aman for the years of service they have given to the Town.

DRAINAGE REPORT:

Paul Russell presented a drainage report. Copy is attached. Dan Keyes stated that the contractors were very reliable.

ADJOURNMENT:

Motion by Councilman Yale to adjourn. Seconded by Councilman Keyes and unanimously carried.
Time: 8:20 P.M.

Respectfully submitted,

Marcia Englert, RMC
Town Clerk