

State of New York, COUNTY OF ONTARIO CITY OF GENEVA

Melissa Alexander of the City of Geneva, County of Ontario, being duly sworn, doth depose and say that, Authorized Designee, Finger Lakes Publishing, Inc., publishers of the FINGER LAKES TIMES, a Daily Newspaper, published in Geneva, in said County: and that the notice of which the annexed, is a printed copy, cut from said newspaper, was printed and published in the regular edition and issue of said newspaper Finger Lakes Times for 4 x successive beginning 3 / 7 /2019 and ending 3 / 28 /2019.

Melissa Alexander

KELLY MARIE PETERS
Notary Public - State of New York
No. 01PE0279182
Qualified In Ontario County
My Commission Expires 4/8/2021

Kelly MP

Yates County, law enforcement union agree to 6-year pact

By MIKE HIBBARD
mhubbard@times.com

PENN YAN — Yates County and the union representing deputy sheriffs have approved a new, six-year labor agreement. The pact between the county and Council 82 of the law enforcement officers union was announced in a press release Wednesday. The county Legislature ratified the agreement at a special meeting Monday, after the union approved it.

The agreement begins retroactive to Jan. 1 of



Spike

this year and runs until Dec. 31, 2024. As part of the deal, unit members will be offered a single health insurance

plan rather than the two plans currently offered. County officials said this will unify all county employees under a single health plan, resulting in cost savings for the county and employees continuing to receive high-quality coverage for themselves



Paddock

Chairman Doug Paddock said. "Conversion of all personnel to a single health insurance plan has been a goal of the Legislature for some time. All parties were professional and respectful of opposition positions.

The agreement, I believe, will benefit all parties, both in the immediate future and long term. "I couldn't be more pleased with the agreement for law enforcement and the county as well," added Legislator Leslie Church, who chairs the Legislature's public safety committee.

The parties also agreed to restructure the existing base wage schedule by adding a new top step along with more flat-dollar adjustments for senior members of the bargaining unit. County officials hope that encourages retention of unit members.

The across-the-board wage increases will be 1.5 percent for 2019 and 2020, 2 percent for 2021 and '22, and 3 percent for 2023 and '24.

The bargaining teams met six times since last November. The county's lead negotiator was attorney John Corcoran of the Hancock Estabrook law firm in Syracuse, while the union's lead negotiator was Greg Carey, staff representative with Council 82.

"This is a good agreement that is in the best interest of our members, the county of Yates, and the taxpayers," Carey

said, crediting Sheriff Ron Spike, Paddock, acting county Administrator Wisconsin Flynn, the county negotiating team and attorneys Corcoran and Whitney Kummerow for their roles.

County officials and Spike said they appreciated the professional attitude taken by union representatives to the bargaining process.

"Going forward, I am pleased to see that the county and the deputy sheriffs have both ratified the new collective bargaining agreement," Spike said.

Lake to Lake Women to honor Taylor leadership

By DAVID L. SHAW
dshaw@times.com

GENEVA — Retired business owner Nancy Taylor will be presented with the Lake to Lake Women's Leadership Award for 2019.

A dinner honoring Taylor and to present her the award will be at 6 p.m. Tuesday, March 19 at Club 86 in Geneva.

After serving as a payroll clerk at Hobart and William Smith Colleges for 33 years and as secretary in the city comptroller's office, Taylor retired in 2003. She was a long-time member of the Geneva Business and Professional Women's organization, serving as president, secretary and treasurer over the years.

After the BPW merged into Lake to Lake Women in 2010, Taylor served as president from 2009 to 2016. She currently is

chair of the annual community calendar fund-raiser, which has been her favorite project since 1986.

As a member of the Presbyterian Church of Geneva, she handles all publicity for the church's annual Strawberry Festival and Bake Sale. She also is a volunteer at the new Geneva Welcome Center and the Smith Opera House.

Lake to Lake Women is a local chapter of New York State Women Inc. Women from any profession are welcome. The organization meets monthly at a social dinner, usually featuring a guest speaker.

The club sponsors several annual events to fulfill its mission of inspiring young women to become leaders.

To make reservations for the dinner honoring Taylor, call Adrienne Emmo at (315) 521-3461.

Lottery

The winners: 934; 260

WEDNESDAY

Numbers — Midday: 934 / Evening: 260

Win 4 — Midday: 4192 / Evening: 6827

Pick 10: 23, 24, 29, 36, 38, 45, 46, 49, 50, 51, 54, 57, 58, 59, 60, 66, 68, 70, 71, 72

LATE TUESDAY

Take 5: 8, 10, 15, 25, 28

Mega Millions: 15, 20, 32, 37, 52 / Mega Ball: 06

Stock Market Highlights

OF LOCAL INTEREST		Most Active — NASDAQ	
Stock	Chg +/-	Stock	Chg +/-
Community Bank	56.06 -2.21	Chtr.com International Ltd	42.19 +7.20
Constellation Brands	166.06 -3.41	Advanced Micro	22.41 +1.29
Corning Incorporated	34.51 -0.18	Micron Technology	37.93 +2.06
Dick's Sporting Goods	38.38 +0.17	ProShares UltraPro Short	11.41 +0.18
EastPro Industries Inc.	62.81 +0.14	Facebook Inc.	174.51 +1.25
ExxonMobil Corp.	70.28 -0.91	QUALCOMM Inc.	54.80 +0.18
Financial Institutions	30.00 -0.25	Siliconix	6.00 -0.63
Gannett Co. Inc.	11.31 -0.14	Credit Suisse AG	31.20 +0.60
International Paper	45.98 -0.05	InvestorQQQ Trust, Series I	173.56 +0.99
ITC Inc.	52.31 -0.77	JDS.com Inc.	29.03 -0.32
Matthews Intern.	39.09 -0.60		
MetLife Inc.	44.94 -0.61		
Parsons-Hamilton Corp.	127.24 -2.33		
Paychex Inc.	76.82 -0.19		
PepsiCo Inc.	116.66 +0.63		
ACS Corporation	17.58 +0.16		
Ultraflex Corporation	10.18 -0.22		
Verizon Comm.	55.68 -0.40		
Xerox Corporation	30.85 -0.24		
Xylem Inc.	75.85 -0.34		
INDEXES		Most Active — NYSE	
Class	Chg +/-	Stock	Chg +/-
Dow Jones Ind.	25074.45 -33.17	General Electric	9.11 +0.78
NASDAQ Comp.	7505.92 -20.44	Aurora Cannabis Inc.	7.83 +0.21
S&P 500	2771.45 -38.20	ELI Lilly and Company	126.68 -1.81
		NIO Inc.	8.01 -2.15
		Chesapeake Energy	2.58 -0.16
		Ford Motor Company	8.53 -0.19
		Bank of America	28.84 -0.24
		Envision Corp.	6.98 -0.31
		Ambio SA	4.23 -0.15
		VIALE SA	12.49 -0.17

See www.fingerlakes.com for a price-weighted index of the 30 "blue chip" stocks and serves as a measure of the U.S. market. Coverage includes all major U.S. financial services, technology, retail, pharmaceuticals and consumer goods. (NASDAQ Composite index is a market value-weighted index of all NASDAQ-listed securities and is not a U.S. based economic indicator. NASDAQ stock market index is a market value-weighted index. S&P 500 index is an average of the market value of 500 stocks generally representative of the broad stock market.)

New York State Electric & Gas Electric Corporation (NYSEG)

NYSEG has filed tariff revisions January 2, 2019 with the New York State Public Service Commission (PSC) to implement a residential time-of-use rate to become effective April 1, 2019.

A residential customer with an eligible electric vehicle may opt to take service under a Special Provision within Service Classification No. 8 for as long as the customer owns or operates the electric vehicle.

The Customer Charge will be \$15.11 per month. The Day-time per kilowatt-hour delivery charge is \$0.04935 and the Night-time per kilowatt-hour charge is \$0.01812. Supply charges and all other surcharges are applicable. Tariff schedules are available at nyseg.com.

Town of Seneca Falls bond rating gets upgraded to A-plus

By DAVID L. SHAW
dshaw@times.com

SENECA FALLS — The town's bond rating by Standard & Poor's has been upgraded.

Supervisor Greg Lazzaro announced Tuesday that the S&P rating for the town for bonding purposes is A-plus, with town finances now called "stable," up from "negative."

"We used poor processes in the past. Myself and the deputy supervisor called the rating company in and we got ideas on more formal processes. The A-plus rating reflects that we are moving in the right direction. That is good news," Lazzaro said.

He also responded to a letter from Patrick McGuire, interim president of Hobart and William Smith Colleges in Geneva. McGuire urged the town to enforce Local Law 3 of 2016 and have Seneca Meadows Landfill close by Dec. 31, 2025 and not engage in talks to extend landfill operations in a new host agreement.

"What he failed to mention were ideas on how to work with local businesses on a sound public-private relationship. He talked but gave us

no ideas. I tried to call and left messages, but he didn't call back," Lazzaro said.

In other action, the board:

PETITION: Received a petition from Susan Souhan of 2040 Gravel Road asking for an extension of sanitary sewers north on her road. Souhan said homes on Gravel Road have been using septic systems for more than 40 years.

SURPLUS PROPERTY: After discussion, Town Attorney David Foster said he has not received a response from Longley-Jones Real Estate of Syracuse about closing on its agreement to purchase the former Town Hall at 10 Fall St. Foster said all is ready for the deed transfer except for the company paying the purchase price.

He said he and Lazzaro both have made several attempts to make contact with the company to finalize the sale but have gotten no response. It was agreed he would send a "time is of the essence" notice giving them 10 days to pay the town for the building or the purchase agreement will be voided and the deposit

returned.

APPOINTMENT: Voted to appoint Frank Ruzicka to fill a vacancy on the town Planning Board. Melissa Brown was named an alternate member of the Planning Board and Tim Hopkins was named alternate to the Zoning Board of Appeals.

PUBLIC HEARINGS: Scheduled two public hearings on March 27. The first will be at 4 p.m. on the proposed \$3 million sanitary sewer improvement project. The second will be at 6 p.m. on a proposal to repave Balesley Road. Both hearings will be in the Municipal Building, 130 Ovid St.

POLICE: Lazzaro denied a request from Police Chief Stu Penstra and Lt. Tim Snyder to be allowed to carry over unused vacation days from 2018 into 2019. Lazzaro said that is not allowed per the employee handbook. He said an exception can be made with approval of the town supervisor only for up to five days, but he denied the request.

A second motion to have the town's labor relations attorney draft a memorandum of understanding that could change the handbook regulations was approved.

Antonio Varacalli Day

The Town Board Tuesday declared April 21 as Antonio Varacalli Day.

A schedule of events, mostly on and around the Bridge Street Bridge, will be planned to honor the Italian immigrant.

Varacalli was an Italian immigrant who was working on the Cayuga-Seneca Canal in Seneca Falls near the Bridge Street Bridge in 1917.

He saw a distraught woman named jump from the bridge into the then Seneca River in an apparent suicide attempt. Varacalli, who did not know how to swim, jumped into the water and was able to bring him to shore safely, but he was unable to save himself and drown.

Newark Rotarians host pancake breakfast

NEWARK — The Rotary Club of Newark will hold its St. Patrick's Day pancake breakfast from 7 a.m. to noon on Saturday, March 16 at the Newark High School, 625 Pelton Ave.

This annual community event features an all-you-can-eat meal of pancakes, sausage, eggs, muffins, apple sauce and beverages, a silent auction, shelter box display and fundraiser hosted by the NHS Interact Club.

Tickets are \$6 and may be purchased at the Newark Plaza and Church Street branches of Community Bank and at Citizens Bank, 711 W. Miller St., or from any Newark Rotarian.

For more information, call President Linda Werts, (315) 351-6999.

COUNCIL

Continued from Page 1A

co would have probably jumped on.

It was about the city's more flexible winter parking policy, first ushered in 2018 on a pilot basis and brought back again this winter.

The program — designed to make it easier on people without adequate off-street parking — allowed on-street parking on many streets when there were no forecasts of significant snows.

The system was built on alerts — texts, emails and Facebook posts — that would tell residents when they needed to get their cars off the streets so city plows could do their jobs.

Greco was a skeptic from the start.

"Not everybody has computers," he said in December of 2017.

But Greco was assured that as long people abided by the street signs explaining parking regulations on their street, they would be fine.

However, with the 2018-19 snowplowing season winding down, City Manager Sage Gerling said she

and others at City Hall are wondering whether the more liberal winter parking policy should return for a third winter.

Recent storms have forced the city to issue hundreds of tickets to motorists parked on the street during snow alerts. The city has towed 69 cars as well, said Gerling.

Despite the various communication methods the city has used to get the snow alerts communicated, many apparently aren't getting the message, she said.

"We're still missing a lot of folks," said Gerling. Gerling said snowplow operators have had difficulty clearing streets — in particular narrow ones — because there are too many cars in the way.

Because of this, "plowing is just taking longer," she said.

Secondly, city staff is taking a lot of flak from those who have been ticketed and/or towed.

"There's just been a lot of angry residents for staff to deal with," she said. "I'm not sure we want to continue it."

Gerling said the city

"didn't anticipate ticketing as many people."

Second Ward Councilor Paul D'Amico said he didn't have a problem with the towing, but did say later that at least one resident found the system confusing.

Third Ward Councilor Steve Valentino said he wasn't ready to give up on the program, while At-Large Councilor Mark Grumling said it's difficult to reach everyone, even with multiple modes of communication.

At-Large Councilor Gordy Eddington, a former city public works director, wondered whether it would be best to end the program, given what he heard.

"I think it (the winter parking ordinance) worked well for many years," he said, adding that the 59 cars towed was a number that should have taken years to achieve before the city went to the flexible winter parking policy.

Gerling said city staff will be reviewing the policy after the snowplowing season is over and will come back to Council with a recommendation.

Things to Do Tonight & Tomorrow

TONIGHT

com/lunchtimeconcertseries.

See JumpStart for tonight's activities.

Waterloo Lions Club, 6:30 p.m., Waterloo Quality Inn.

TOMORROW (before 5 p.m.)

Lunch Time Concert: "Into the Woods" Sneak Peek, 12:15 to 12:45 p.m., Cobblestone Arts Center, 1622 Route 332, Farmington. Music from "Into the Woods" presented by Cobblestone Players. Full-length musical to be presented March 22, 23, and 24. Free. Info: www.cobblestoneartscenter.

Community Read: "The Journey Continues," 2 p.m., Senior Room at Warren Hunting Smith Library on Pulasky Street, Geneva. A multimedia approach to memoir with Jack Whittier, who has traveled extensively in the Middle East and will share how he captures these experiences for his three sons. Info: agsagenevareads@gmail.com.

To have your organization's event listed, send details at least two weeks in advance to events@times.com or mail to Finger Lakes Times, 218 Genesee St., Geneva 14456.

Rhynes: 'I didn't shoot Mike'

Interview with defendant charged with attempted murder played out in court

By MIKE HIBBARD
mhhibbard@fittimes.com

CANANDAIGUA — Erin Rhynes admitted he was in a pickup truck when Michael Cosentino was shot during the early-morning hours of April 1, 2018 — but repeatedly said he was not the shooter.

That interview at the Geneva police station, which occurred on the night of April 1, was played during Rhynes'

trial on attempted murder Wednesday in Ontario County Court. He was questioned by Geneva Police Department Detective Brian Choffin and Steve Vine about 12 hours after Cosentino was shot three times in the head on Lewis Street.

Cosentino survived the Easter Sunday incident. Two of the bullets remain lodged in his head, while a third grazed his head.

Choffin testified Wednesday that Cosentino, while he was being treated at Geneva General Hospital, identified "B" as the shooter. Choffin said he and Vine knew Rhynes' street name was "B."

Police believe Rhynes was Cosentino's drug dealer, and Rhynes shot Cosentino because he owed Rhynes a consid-



Rhynes

erable amount of money. Also Wednesday, the jury viewed footage from surveillance cameras at Elmerest Apartments on Lewis Street. The footage shows Cosentino's truck entering the apartment complex parking lot about 6:15 a.m. April 1, then two people approaching the truck in the parking lot about 15 minutes later. Another camera caught the truck as it came out of the parking lot.

One person, who Choffin said was wearing a gray hoodie, is seen getting out of the truck and walking down Lew-

is Street toward Genesee Street. The truck is seen going across Lewis Street before it disappears from view.

Police previously testified the truck ended up partially on the street and partially in a driveway across from Elmerest Apartments, where they found Cosentino in the road.

During his testimony, Choffin said another person is seen on the camera running from where the truck stopped. He said that person, wearing a Chicago Bulls jacket and cupping what police believe was a gun in the jacket, was Rhynes.

Choffin testified that when they first started talking to Rhynes at the police station, Rhynes said "I did not shoot Mike." Choffin testified that police, at that point, had not told

Rhynes who the victim was.

"He knew what we wanted to talk to him about," Choffin said.

After originally saying he was not in the truck, Rhynes admitted being in the vehicle, but maintained that he did not shoot Cosentino.

"I'm not denying I was there, but I didn't shoot him," Rhynes said. "I have no (expletive) idea why the other guy shot him."

Police have not identified the other person in the truck. While Rhynes said he was in the front passenger seat of the truck and Cosentino was shot from behind by the other person, Choffin said police believe Rhynes was in the back.

In the interview, Rhynes denied owning the Chicago Bulls jacket, which police said was re-

covered at the apartment of a co-defendant in the case, Timothy Merritt. However, Rhynes later admitted the jacket was his.

Police said they found the gun used in the shooting at Merritt's apartment.

"We know you were in the truck," Vine said during the interview. "We got your clothes. We got your gun. We have you on video."

In the interview, Choffin tells Rhynes that Cosentino identified him as the shooter.

"He's dead-ass wrong," Rhynes replied. "I didn't shoot Mike. It ain't my gun."

The trial continues Thursday. First Assistant District Attorney Jason MacBride has said that Cosentino could testify today.

Things to Do Tonight & Tomorrow

TONIGHT

See JumpStart for tonight's activities.

TOMORROW (before 5 p.m.)

Spring Runnago Sale, 9 a.m. to 5 p.m., Park Presbyterian Church, 110 Maple Court, Newark. Customers are asked to use the Church Street entrance. PFC Presbyterian Women host. Info: (315) 331-2255, parkchurch110@gmail.com.

Exhibit Opening: "Service to Country and Community — 100th Anniversary of the American Legion" and "The Irish Domestic in the Oliver's Home," 3 to 6 p.m., Oliver House Museum, 200 Main

St., Penn Yan. The public is invited to enjoy refreshments and Irish music at the opening. Anyone wearing green will receive a prize.

Boomers of the Finger Lakes, 4 p.m., Longshots, Finger Lakes Hotel, 6108 Loomis Road, Farmington. Group for singles age 50+. Info: www.meetup.com/bombers-of-the-finger-lakes or call Kathy, (585) 398-3542.

To have your organization's event listed, send details at least two weeks in advance to events@fittimes.com or mail to Finger Lakes Times, 218 Genesee St., Geneva 14456.

Lottery

The winners: 071; 005

WEDNESDAY

Numbers — Midday: 071 / Evening: 005

Win 4 — Midday: 9037 / Evening: 0009

Pick 10: 1, 4, 7, 12, 24, 33, 35, 37, 39, 45, 47, 50, 55, 56, 60, 63, 69, 71, 72

LATE TUESDAY

Take 5: 1, 6, 31, 35, 39
Mega Millions: 10, 12, 16, 49, 57 / Mega Ball: 18

Stock Market Highlights

Q1 LOCAL INTEREST			Most Active — NASDAQ		
Stock	Open	%	Stock	Open	%
Community Bank	62.00	+0.57	FondusBio Inc.	25.07	+3.36
Constellation Brands	170.62	+1.81	Advanced Micro	23.41	-0.08
Corning Incorporated	34.31	+0.11	Roku Inc.	60.33	+1.34
Dick's Sporting Goods	35.81	+1.20	ProShares UltraPro Short	10.74	-0.24
EnPro Industries Inc.	65.95	-0.32	Intel Corp	54.22	+0.65
ExxonMobil Corp.	80.70	+0.70	Intel Corp	38.31	-0.43
Financial Institutions	29.30	+0.01	Siemens	6.04	-0.05
General Co. Inc.	10.20	+0.16	Twenty-First Century Fox	51.18	+0.30
International Paper	42.31	+0.46	Invesco QQQ Trust, Series 1	177.03	+1.34
ITT Inc.	57.80	+0.17	Apple Inc.	181.76	+0.85
Matheson Inter.	38.38	+0.19	Most Active — NYSE		
Marlin Inc.	44.70	+0.13	Stock	Open	%
Parker-Hannifin Corp.	172.50	+1.55	General Electric	30.00	+0.24
Paycom Inc.	78.27	+0.53	Goldcorp	11.20	-0.04
PepsiCo Inc.	135.58	+0.01	Aurora Cannabis	9.04	+1.08
AES Corporation	18.13	+0.01	NIO Inc.	6.51	+0.12
UltraLife Corporation	9.27	-0.29	Chesapeake Energy	3.02	+0.34
Verizon Comm.	57.65	+0.22	Ford Motor Company	6.52	-0.04
Xerox Corporation	31.55	+0.42	Bank of America	29.28	+0.34
Xylem Inc.	77.30	+0.61	VALE S.A.	13.31	+0.26

INDEXES		
Index	Open	%
Dow Jones Ind.	29124.88	+0.63
NASDAQ Comp.	7634.41	+0.38
S&P 500	2810.92	+1.40

Dow Jones Industrial Average is a price-weighted index of the 30 "blue chip" stocks and serves as a measure of the U.S. market. The NASDAQ Composite Index is a market value-weighted index of all NASDAQ-listed stocks. The S&P 500 Index is a market value-weighted index of 500 stocks representing the U.S. stock market.

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The Case

Erin Rhynes, 27, faces felony charges of attempted murder, assault, criminal use of a firearm, and criminal possession of a weapon in the April 1, 2018 shooting of Michael Cosentino on Lewis Street in Geneva.

Cosentino, who was shot three times in the head, survived the incident. Police believe Cosentino owed a considerable amount of money to Rhynes, and that Rhynes was supplying Cosentino with cocaine.

Police also arrested Timothy Merritt, 32. Merritt faces a felony charge of criminal possession of a weapon and a misdemeanor charge of obstructing governmental administration.

Police said while they don't believe Merritt was at the scene of the shooting, the gun allegedly used was found in his Genesee Street apartment after they executed a search warrant.

Rhynes also faces a felony charge of criminal possession of a controlled substance. Police said after searching Rhynes' apartment, which is also on Genesee Street, they found a considerable amount of cocaine.

Ontario County First Assistant District Attorney Jason MacBride is prosecuting the case. Rhynes is being represented by Rochester-area attorney David Morabito.

The trial for Rhynes began Monday, while Merritt's trial is scheduled for April 8. Merritt is being represented by area attorney Robert Zimmerman.

State Supreme Court Justice Craig Doran is presiding over both trials.

Verkey to be challenged at Arcadia GOP caucus

School board member Brad Steve to challenge incumbent

By STEVE BUCHIERE
sbuchiere@fittimes.com

ARCADIA — Chuck Verkey didn't have an easy path to victory in the 2015 Arcadia town supervisor race, and it looks like not much has changed in 2019.

Four years ago, Verkey failed to get the Republican nomination at the caucus that year and ended up running on the Democrat line where in November, he was the top vote-getter in a three-way race with Paul Cole, the GOP candidate, and Dick Colacino, the sitting supervisor who ran as an independent.

Now Verkey, a former Arcadia zoning officer and retired lawman, will need to fend off a

challenge from Brad Steve, a member of the Newark Central School District Board of Education.

Steve confirmed he is challenging Verkey at the caucus, which takes place tonight (Thursday) at 7 p.m. at Newark High School.

"I'm hopeful and confident that I'm going to come in and win it," Steve said on Wednesday.

Verkey expressed similar confidence. "I think I've done a good job," Verkey said on Wednesday. "I've attended all the meetings (Board of Supervisors and committees) that I'm supposed to and a lot more beyond that. I've always done what is best for the town."

Verkey is chairman of the supervisors' Public Safety Committee, which oversees the sheriff's office and the county's emergency services.

His 2015 opponent, Cole, has posted blis-



Verkey



Steve

tering attacks on him on Facebook this week, criticizing the town's purchase of a vacant Frey Street building for a new town hall, among many other points.

Arcadia is a longtime tenant of the Newark Municipal Building, but the Town Board decided in late January to purchase the building, near Newark-Wayne Hospital, for a new town hall.

Verkey said the prospective buyer of the Municipal Building wanted to charge the town \$10,000 more than the current lease.

Cole called him "Pinochio" for what he claimed was the supervisor's lack of transparency on the deal and on other matters.

Verkey said he had not read the Facebook posts, but had heard about some of Cole's allegations.

"He has a right to his opinion, even if it's

wrong," said Verkey. "I wouldn't do something if it wasn't in the best interest of the taxpayers."

Steve said he has no such criticism of the Arcadia supervisor. "I've got nothing bad to say about Chuck, nothing whatsoever," said Steve, a Brighton police officer. "It (his running) has nothing to do with anything they're doing wrong. Everybody needs to earn it. I'm big on accountability."

While Verkey and Steve — and possibly others — are seeking the GOP nomination for supervisor, there is also a race for two town board seats open this fall.

Incumbent Councilor Richard Van Lueken is seeking another term, while fellow incumbent Corrine Veith is not, said party members. Newcomers seeking seats include Jessica Wells, past president of the Greater Newark Chamber of Commerce, and Dawn Piscioti, a court security officer with the Wayne County Sheriff's Office.

Incumbent Town Clerk Diane Allerton is not expected to be challenged.

Around Town

School board seminar Saturday

NEWARK — The Four County School Boards Association will host its annual "Seminar for Prospective School Board Members" from 8:45 a.m. to noon on Saturday, March 16 at the association's offices in the Maple Building, 131 Drumlum Court.

The free seminar will include information on the role and responsibilities of school board candidates.

All school board members will be elected May 21. Candidates must file nominating petitions at least 30 days prior to the election (20 days for small cities).

For details or to register, visit www.fourcountyschools.org, call (315)

332-7294 or email 4countyschools@edutech.org.

Church hosting Family Movie Night

GENEVA — Family Movie Night will feature a screening of "I Can Only Imagine" at 7 p.m. Friday, March 15 at the Alliance Community Church, 340 W. North St.

For more information, call (315) 789-8454.

IDA hearing for Stivers package draws no comment

By DAVID L. SHAW
dshaw@fittimes.com

WATERLOO — The public did not weigh in Wednesday when the Seneca County Industrial Development Agency held a hearing about tax breaks proposed for Bob and Donna Stivers' downtown rehabilitation plans.

The Stivers have formed Downtown Waterloo Properties LLC to sponsor the purchase and rehabilitation of 27, 31, 33, 35 and 37 Virgin-

ia St. and 7 W. William St. They have applied to the IDA for a PILOT agreement, an exemption from sales-tax payments on equipment and supplies, and an exemption from the mortgage-recording fees.

The IDA could approve those incentives at its March 28 meeting. According to the cost-benefit analysis prepared for the project, the cost of providing the exemptions over 15 years is \$148,000; of that, \$117,000 is in property-tax exemptions.

The benefits of the project being completed with IDA assistance is estimated at \$1.02 million.

On their application, the Stivers said they want a piece of the state grant money the village has obtained for downtown rehabilitation and revitalization.

"In undertaking the Grange Block project, Waterloo Downtown Properties LLC will be creating a communal and tourist space for Waterloo," the application stated. "Preserving the history and authentic-

city of the Rose Hill Grange is a top priority. Renovating the second floor of the Grange building to again host communal events, musical performances and a gallery, this restored venue will be able to host many of Waterloo's talented artists and host sister events with Geneva and Seneca Falls. To help support costs for the building, the lower level will be remodeled to house different retail businesses, including a catering cafe."

Plans call for the Sheer

Bliss hair salon at 27 Virginia St. to remain in place, although updates to the building would happen. The buildings at 31, 33 and 37 Virginia St. will feature remodeled storefronts on the street level and market-rate apartments on the second floors.

The application stated the project will create 14-19 jobs, remove blighted buildings, and boost retail and housing options downtown.

The Stivers said they will invest \$920,000 in the project: \$385,000

through bank financing, \$120,000 from the Stivers, and \$415,000 through a Restore New York Communities Initiative grant.

The Stivers, who have bought and rehabilitated numerous buildings in Ontario and Seneca counties over the past 30 years, want to buy the Virginia Street properties from Lee Bisher. They said they can rehabilitate them at a much lower cost than the New York City developer had proposed.

Lottery

The winners: 154; 132

WEDNESDAY

Numbers — Midday: 154 / Evening: 132

Win 4 — Midday: 6089 / Evening: 9198

Pick 10: 2, 6, 10, 11, 17, 22, 29, 30, 32, 35, 36, 47, 51, 54, 56, 57, 60, 68, 78, 79

LATE TUESDAY

Take 5: 4, 7, 12, 14, 24

Mega Millions: 10, 42, 53, 67, 68 / Mega Ball: 15

Stock Market Highlights

OF LOCAL INTEREST

Stock	Close	%
Community Bank	59.41	-1.92
Constellation Brands	164.63	-2.70
Orening Incorporated	34.22	-0.39
Dick's Sporting Goods	34.25	-0.89
Espe Industries, Inc.	65.65	-0.69
ExxonMobil Corp.	81.32	+0.45
Financial Institutions	27.76	-0.49
Gannett Co., Inc.	20.69	+0.26
International Paper	45.17	-1.00
ITC Inc.	57.98	-1.04
Mathews Intern.	37.13	-0.34
MetLife, Inc.	43.38	-1.66
Parker-Hannifin Corp.	168.91	-0.67
Paychex, Inc.	78.40	-0.71
PepsiCo, Inc.	118.32	+0.23
ACS Corporation	12.53	+0.09
Ultratec Corporation	9.71	+0.02
Verizon Comm.	57.67	+0.17
Xerox Corporation	32.02	+0.13
Xylem Inc.	78.18	-0.25

INDEXES

Index	Close	%
Dow Jones Index	27,648.7	-14.71
NASDAQ Composite	7,728.07	+0.02
S&P 500	2,824.23	-8.34

Dow Jones Industrial Average is a price-weighted index of the 30 "blue-chip" stocks and serves as a measure of the U.S. market. The NASDAQ Composite Index is a market value-weighted index of all NASDAQ-listed common stocks. The S&P 500 Index is a market value-weighted index of 500 stocks generally representative of the broad stock market.

MOST ACTIVE — NASDAQ

Stock	Close	%
Caesars Entertainment	8.42	+0.10
Advanced Micro	25.73	-0.26
Credit Suisse AG	26.67	-0.05
Microsoft Corp.	117.90	+0.25
ProShares Ultra Pro QQQ	57.21	+0.85
Microchip Technology	40.10	+0.27
SiriusXM	6.01	-0.69
ProShares UltraPro Short	10.15	-0.16
Invesco QQQ Trust, Series 1	179.98	+0.93
Apple Inc.	188.33	+1.80

MOST ACTIVE — NYSE

Stock	Close	%
General Electric	30.21	+0.02
Nokia Corp.	6.29	-0.06
Aurora Cannabis	9.79	-0.17
NIO Inc.	5.86	-0.10
Chesapeake Energy	3.27	+0.11
Ford Motor Company	8.53	-0.18
Bank of America	28.05	-3.37
WAL-EA	13.51	-0.10
Wal-Mart Stores Company	109.41	-0.59
Encana Corp.	7.51	+0.36

Better late than never

Wayne County Clerk Mike Jankowski gets back pay 13 years later

By STEVE BUCHIERE
sbuchiere@fittimes.com

LYONS — Wayne County Clerk Mike Jankowski is getting some back pay, and it only took 13 years to make it happen.

On Tuesday, the Board of Supervisors agreed to pay Jankowski nearly \$7,000 owed to him related to his former job as second deputy treasurer.

Jankowski left the position in January 2006 to resume his new job as county clerk, an elected position.

County Administrator Rick House said elected officials are not defined as county employees. Thus, when Jankowski moved into the elected clerk's position, he had severed his county employment, House explained.

Jankowski had accumulated 202.50 hours of unused annual leave time while in the Treasurer's Office. A resolution passed by supervisors in 1976 states that employees who work under elected officials are entitled to payment for those hours.

The policy reads: "Upon voluntary severance from the county, where a prior 20-calendar-day notice has been given by the employee to the county in writing, an employee shall be entitled to unused annual

leave pay at the time of severance. Said unused annual leave pay shall be paid to the employee in a lump sum. The rate of annual leave pay shall be the employee's regular straight time hourly rate of pay in effect for the employee's regular job on the last work day of the employee's employment."

Jankowski, though, never got paid, and on Tuesday supervisors unanimously agreed to the lump sum payment.

Rose Supervisor Kenan

Baldrige asked at the meeting if there are others in the same situation. House said no.

The county administrator said after the meeting that the issue was brought to him — and ultimately to supervisors — by Chris



Jankowski

Kalinski, the county's new director of human resources.

"He (Jankowski) did not come to us," House stressed after the meeting. "He was not making an issue of it."

"That is true," Jankowski said on Wednesday. "I did not bring the subject up. This was time that I had earned as deputy county treasurer and had been kept on the county's books."

House noted that others who moved from county employment to elected jobs, including new County Treasurer Patrick Schmitt and Sheriff Barry Virts, were paid for unused leave time.

"We want to make sure we get these corrected," House said.

Roosevelt School in Newark razed

By STEVE BUCHIERE
sbuchiere@fittimes.com

NEWARK — The demolition of the former Roosevelt School at 515 E. Union St. is complete.

Crews from Waterloo-based Sessler Wrecking started the work Monday and finished by early Tuesday afternoon, said Mark Peake, Newark's code enforcement officer and economic development coordinator.

The building, built in 1912 and named for President Theodore Roosevelt eight years after that, is being razed to make way for a new Byrne Dairy convenience store and gas station.

A reunion of sorts was held in early January at the former school building at the corner of Vienna and East Union streets. More than 100 former students and a number of former teachers gathered in front of the former school for a final photo.

The building's most recent use was as Newark Children's Center, which moved to a new site on Pearson Avenue about 20 years ago, said Newark historian John Zornow.

The Newark school district closed it in 1976 before Arc Wayne took it over.

Village officials say the building was in very poor condition and was not a good candidate for rehabilitation.



Steve Buchiere / Finger Lakes Times

Not much is left of the former Roosevelt School on East Union Street in Newark this morning, as crews from Sessler Wrecking of Waterloo clear the spot for a new Byrne Dairy.

Municipalities agree to share cost

By DAVID L. SHAW
dshaw@fittimes.com

SENECA — The town of Seneca and Marcus Whitman school district have agreed to share the cost of defending legal challenges to that assessment.

Meeting Tuesday, the Town Board approved a motion endorsing an inter-municipal cooperation agreement among the town, county and Gene-

va school district to share in those costs. A similar agreement exists with the town, county and Marcus Whitman school district.

The nearly three-year-old legal challenge involves a solar farm owned by Argos Solar LLC on Gates Road. Argos sells the electricity to Cornell University to generate power for the AgriTech facility, formerly the New York State Agricultural Experiment Station in the city and town of Corning.

The town has assessed the solar panels on the property at \$200,000. Cornell claims that the property should not be as-

sessed and taxed because Cornell is a not-for-profit, tax-exempt entity. The town disagrees, saying the panels are not owned by Cornell but by Argos. Cornell's position was recently upheld by the State Supreme Court and the town is filing an appeal.

The agreement calls for the school district to pay 25 percent of the legal bills, up to \$25,000. The county and town would equally share the remaining 75 percent of the bill.

The assessed value would apply to county and school district taxes. The town does not have a general or highway tax

because of revenue it receives from hosting the Ontario County Landfill.

In other action Tuesday, the board approved a motion scheduling a public hearing for April 16 on a local law that would increase the geographic boundaries of residency for the deputy highway superintendent.

Earlier in the meeting, Highway Superintendent James Lawson submitted a letter stating who he would like to see appointed deputy highway superintendent. That person lives in the adjacent town of Gorham.

2019 SENECA COMMUNITY PLAYERS

Miracle on South Division Street

by TOM DUDZICK Directed by John Kira

March 22-24 & 29-31

Friday & Saturday @ 8pm • Sunday @ 2pm

Academy Square North Park Auditorium, 22 North Park St., Seneca Falls

Doors open 30 minutes prior to curtain.

Tickets \$13 in Advance / \$2 more at the door.

Available to Seneca Falls High School & Seneca Falls Middle School students by phone 315.544.1114 or senecacommunityplayers.org

WATERLOO CONTAINER bonadent

\$2 OFF AT THE DOOR WITH THIS COUPON

New York State Electric & Gas Electric Corporation (NYSEG)

NYSEG has filed tariff revisions January 2, 2019 with the New York State Public Service Commission (PSC) to implement a residential time-of-use rate to become effective April 1, 2019.

A residential customer with an eligible electric vehicle may opt to take service under a Special Provision within Service Classification No. 8 for as long as the customer owns or operates the electric vehicle.

The Customer Charge will be \$15.11 per month. The Day-time per kilowatt-hour delivery charge is \$0.04935 and the Night-time per kilowatt-hour charge is \$0.01812. Supply charges and all other surcharges are applicable. Tariff schedules are available at nyseg.com.

Things to Do Tonight & Tomorrow

TONIGHT

See JumpStart for tonight's entertainment.

FLX Pride Volunteer Planning Meeting, 5:30 p.m. at Family Counseling Service of the Finger Lakes, 67 S. Exchange St. Pride will be on June 8. Info: Chelsea Snyder lsgt@csfl.org, (315) 789-2613 ext. 2152.

Waterloo Lions Club, 6:30 p.m., Quality Inn, Route 414.

Meeting: Citizens Climate Lobby, 7 p.m., Unitarian Universalist Church of Canandaigua, 3024 Cooley Road. Info: www.ccl-

lentsclimatelobby.org; (585) 313-9889.

TOMORROW (before 5 p.m.)

Fish Fry, 11 a.m. to 7 p.m. at First Love Church, 125 Border City Road, Geneva. \$12. Info/orders: (315) 759-5454.

Boomers of the Finger Lakes, 4 p.m., The Beehive, 20 Pleasant St., Canandaigua. Boomers is a local group for singles age 50+. Info: www.meetup.com/boomers-of-the-finger-lakes or call Kathy: (585) 398-3542.

Friday Night Fish Fry, 4 to 9 p.m. at the American Legion Winnek

Post 396, 1115 Lochland Road (Route 14 S), Geneva. Specials available from dinner menu. Public welcome. Info: (315) 789-5165.

Fayette VFD Friday Night Fish Fry, 4:30 to 7 p.m. at the Fayette Volunteer Fire Department, 4200 Route 414, Seneca Falls. \$11 for adults, \$6 for kids, \$6 for a side of shrimp. Info: fayettefd.org.

To have your organization's event listed, send details at least two weeks in advance to events@fittimes.com or mail to Finger Lakes Times, 218 Geneva St., Geneva 14456.

Legislators push for better pay for direct-care workers

By STEVE BUCHIERE
sbuchiere@times.com

ALBANY — State Sen. Pam Helming knows the financial struggles of direct-care workers.

She worked in the industry after college and remembers taking on extra hours working with people with developmental disabilities to help pay the bills — and get a little extra to eat in the group homes where she served.

Helming said no one goes into the field thinking they're going to get rich, but the pay needs to improve to help the agencies that serve people with physical and/or mental disabilities attract and retain what she calls a special group of workers.

The issue has come up again in Albany, where legislators including Helming and local Assembly members Brian Kolb, Brian Manktelow and Phil Palmesano are pushing for wage increases for direct-care workers. The same battle took place two years ago and resulted in a plan to increase direct-care worker pay over a six-year period.

The first two increases happened, but when Gov. Andrew Cuomo released his 2019-20 executive budget, the money for the next phase wasn't budgeted. Movement on the wage hikes is heading in the right direction. Helming, R-54 of Canandaigua, noted that Gov. Andrew Cuomo is now vowing that he will not sign off on a new budget without raises for direct-care workers. The one-house budgets in the Senate and Assembly, both controlled by Democrats, do include raises.

However, Manktelow, R-130 of Lyons, said the Assembly majority has proposed for the third increase to be implemented from Jan. 1, 2020 through March 31, 2020. That would leave the workers without a wage increase for another nine months, he said, and it means some direct-care workers are making no more than the state minimum of \$11.10 an hour.

That could result in some direct-care workers taking jobs that are less demanding, he said.

"It's great to hear the governor say he won't sign off on a budget that doesn't include funding for direct-care workers, despite leaving it out of his proposed budget, but we need to take care of these people now, not in nine months," he said Tuesday.

The Assembly minority's proposed amendment would slide over direct-care workers until Phase 3 starts on Jan. 1 until March 31, 2020. It also proposes for phase 4 to be from April 1, 2020 through March 31, 2021 in order for direct-care worker pay to stay above the minimum wage before it rises again at the end of 2020.

Helming remains optimistic that the workers will see raises.

"I really think at the end of the day, the state will come through with funding," she said. Helming said the direct-care wage increases should be part of Cuomo's Justice Agenda, which calls for empowering women and minorities. She said 73 percent (of direct-care workers) are female and 50 percent are either African-American or Latino.

"If we're going to support a Justice Agenda, it's a great place to start," she said.

Industry leaders say pay raises for direct-care workers are needed, and they've been pressing Albany to come through, including a "Be Fair to Direct Care" rally on Monday. Ontario ARC was among those represented, said agency Executive Director Ann Scheetz.

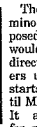
Scheetz said the agency is "thrilled that our collective voices were heard. We are fortunate to have local legislators who share our objective of offering fair wages for our direct support professionals that play such an important role in the lives of the people we support with disabilities or other challenges and their families."

The Arc Wayne also was represented, said Executive Director David Calhoun.

"Our direct support professionals make up a large portion of our workforce at The Arc Wayne, and we could not give the individuals we support the help they need without these staff members," he said. "What the direct-support professionals do day-in and day-out is worth far more than what the current funding allows, and we would like to see the state step up in helping



Scheetz



Calhoun

fund a living wage for each one of them."

Kolb, R-131 of Canandaigua, said it's essential these workers get better pay. "Direct-care professionals provide critical care for our most vulnerable population," he said. "Quite frankly, they deserve a level of respect they simply aren't getting. There's no reason we continue to turn a blind eye to this reeling industry. Let's give these individuals the money they deserve to make ends meet, and make sure those who need their services are adequately cared for."

Added Palmesano, R-132 of Corning: "My position is that these workers should not be waiting that long to get a raise. We jeopardize critically important programming for New Yorkers with special needs if we don't make this happen quickly. These are difficult, emotionally draining positions. If we don't keep ahead of the minimum wage, what incentive do these workers have to stay?"

Lottery

The winners: 291; 481

WEDNESDAY

Numbers — Midday: 291 / Evening: 481

Win 4 — Midday: 5183 / Evening: 4862

Pick 10: 1, 2, 7, 15, 20, 21, 25, 36, 38, 40, 42, 46, 50,

51, 52, 63, 64, 68, 74, 80

MEGA TUESDAY

Take 5: 10, 14, 15, 24, 37

Mega Millions: 4, 14, 22, 43, 58 / Mega Ball: 9

Stock Market Highlights

OF LOCAL INTEREST

Stock	Close	%
Community Bank	92.31	-0.01
Constellation Brands	170.11	-1.60
Corning Incorporated	32.24	-0.37
Dick's Sporting Goods	36.46	+0.77
Enbridge Inc.	62.51	-0.49
ExxonMobil Corp.	80.34	-0.62
Financial Institutions	20.70	-0.16
Gannett Co., Inc.	10.34	+0.06
International Paper	45.46	+0.24
ITC Inc.	56.94	+0.08
Matheson Int'l.	36.46	+0.07
MetLife Inc.	42.49	+0.03
Parkway Bancorp.	10.61	+1.24
PepsiCo Inc.	72.26	-0.84
PepsiCo Inc.	121.89	-0.13
ACS Corporation	18.25	-0.16
Universal Corporation	9.92	-0.11
Verizon Comm.	60.88	+0.25
Xerox Corporation	31.76	-0.27
Xylem Inc.	77.99	-0.11

INDEXES

Index	Close	%
Dow Jones Ind.	29,629.59	-0.24
NASDAQ Comp.	7,642.38	-0.14
S&P 500	2,805.37	-0.09

Dow Jones Industrial Average is a price-weighted index of the 30 "blue chip" stocks and serves as a measure of the U.S. market. It is the most widely followed stock index in the world. The NASDAQ Composite Index is a market value-weighted index of all NASDAQ-listed stocks and is the second most widely followed stock index in the world. The S&P 500 Index is an unweighted, market value-weighted index of 500 stocks representing the broadest cross-section of the U.S. market.

Jumble from Monday, March 25

Unscramble these Jumbles, one letter to each square, to form four ordinary words.

XYITS
CORFE
WNIMON
RAWDO

Now arrange the circled letters to form the surprise answer, as suggested by the above cartoon.

BE TRIED ON THE PANTS HE WORE ON HIS WEDDING DAY BUT IT WAS A —

(Answers tomorrow)

Saturday's Jumbles: WINDY VIRUS BETTER WICKED
Answer: They decided to build their nest near the summit because they liked the BIRD'S-EYE VIEW

Is It Spring Yet?
Lyons Community Center

Spring Fling

Explore the Finger Lakes
March 30, 2019
9 Manhattan Street, Lyons, NY
9am - 3pm

- Local Crafters & Vendors & Easter Bunny visits
- NYS Department of Environmental Conservation
- NYS Parks & Historic Sites
- Local 4H kids with their animals
- Comell Co-op
- Master Gardeners
- Food Truck

LCC Lyons Community Center
lyonscommunitycenter.org

Free weather spotter training offered

LYONS — The Buffalo office of the National Weather Service will conduct a SKYWARN weather spotter training seminar at 7 p.m. on Tuesday, April 30 at the Wayne County Public Safety Building, Emergency Operations Center (2nd Floor), 7376 Route 31 Suite 200.

The free training session will last about two hours. SKYWARN is a national effort to save lives during severe weather emergencies with an expanding network of trained volunteer weather spotters. SKY-

WARN spotters support their local community and government by providing reports of severe weather directly to the National Weather Service in Buffalo by phone using the Weather Service spotter hotline. The services performed by SKYWARN spotters have saved many lives.

The National Weather Service has a number of devices for detecting severe thunderstorms. Included in these are Doppler radar, satellite, and lightning detection networks. However, the most important tool for observing thunder-

storms is the trained eye of the storm spotter. By providing observations, SKYWARN spotters assist National Weather Service staff in their warning decisions and enable the National Weather Service to fulfill its mission of protecting life and property. Storm spotters are, and always will be, an indispensable part of the severe local storm warning program.

The basic training session provides a brief overview of the National Weather Service organization and our responsibilities, severe weather safety, and basic severe

weather meteorology including how thunderstorms, severe thunderstorms and tornadoes form.

Anyone can become a severe weather spotter for the National Weather Service. SKYWARN training is free and open to the public.

To register for the class, call Abby Wahl at (315) 946-5663 or email awahl@eo.wayne.ny.us. Class size is limited.

More information about SKYWARN is available on the NWS Buffalo website at <http://www.weather.gov/buf/> Skywarn.

Sewer issue rekindles Seneca Co. 'Civil War'

By DAVID L. SHAW
dshaw@times.com

WATERLOO — Seneca County's version of the Civil War — North vs. South — returned to the floor of the Seneca County Board of Supervisors Tuesday.

Once again, the Public Works Committee debated which company to hire to study the sewer issues in the county's southern end. Two engineering firms are vying to examine the infiltration and inflow of storm water and ground water in county sewer districts Nos. 1 and 2. The reports — each of which costs \$36,000 — are part of a larger sewer upgrade planned for the towns of Varick, Romulus and Ovid and would result in recommendations on how to eliminate the problems.

The state has made \$60,000 worth of grants available to pay for most of the studies. The remaining \$12,000 would come from sewer district funds.

The deadline for that work to be completed is Sept. 29.

The dispute started when the Public Works Committee voted 3-2 last

month to recommend Hunt Engineers of Malvern, Pa. be hired. Cindy Lorenzetti of Fayette and Bob Hayssen of Varick were opposed.

When that motion got to the full board March 12, supervisors voted 10-3 to refer it back to the committee for more review. Those supporting the measure returning to committee favor Barton & Loguidice of Liverpool for the job. Barton & Loguidice has done work on a professional engineering report for the two districts in light of violations cited by the state Department of Environmental Conservation.

County Public Works Director Sam Priem received approval to have Barton & Loguidice give a half-hour PowerPoint presentation Tuesday, part of which focused on its plans for the two studies. Afterward, Priem asked the committee to rescind the motion to hire Hunt Engineering and have Barton & Loguidice do the work.

"This is more than an (infiltration and inflow) study," Priem said. "They have long involvement in Seneca County, including the (professional engineer-

ing report) for the sewer consolidation study. It's important to connect all of this work so it corresponds with the consolidation plan for the DEC."

"We can do in-kind work to reduce the local cost," he added.

Barton & Loguidice representatives Ken Knudson and Peter Brown said the recent announcement by Hillside Children's Center that it would be closing by the end of the year is a "new wrinkle" for the county. Hillside is major user in sewer district No. 2.

Lorenzetti passed out a sheet showing the county has paid Barton & Loguidice more than \$2.4 million for its county-specific work over the past nine years.

"No disrespect to the firm, but we've given you a lot of business," Lorenzetti said. "I think it would be good to have a fresh set of eyes on this work. We should look at cooperating with the municipalities in the south and who are affected by this project. The north end is not affected, and they have the most weighted votes. We should not put all our eggs in one basket."

"Also, why wasn't Hunt

given the opportunity to make a presentation to us? I urge you to listen to supervisors who represent people who are affected by the districts."

Romulus Supervisor David Kaiser agreed, asking why Hunt didn't have a chance to make a presentation.

"I don't see any point in switching now," Public Works Committee Chairman Don Trout of Waterloo replied. "We should go with the people we know and who've worked on the (professional engineering report) and know the issues."

"I don't think Mr. Priem takes the south end's feelings on this seriously," Kaiser countered.

He described the entire project as "over-engineered" and believes the board was "sold a bill of goods by the former county manager." Kaiser was referring to John Sheppard, who resigned last summer.

"Let's put the brakes on this and look at other options," Lorenzetti said.

A motion was made to bring the original resolution, to hire Hunt, back for a vote.

More debate ensued, with Knudson saying he would put Barton & Loguidice "up against any firm in the state." Kaiser said he felt a vote for Barton & Loguidice would be a vote for Sheppard and Priem, not the supervisors representing the south end. Finally, a frustrated Trout said he would vote for the firm that was approved by the committee when it came to the full board.

"Stop talking and vote," he said.

The committee ultimately voted 5-0 to recommend hiring Hunt for the work. The full board will decide on the measure at its April 9 meeting.

AFFIDAVIT OF DISTRIBUTION

STATE OF New York) COUNTY OF Schenectady
CITY OF Schenectady)

I, Dawn Behuniak, being duly sworn on oath now and during all times herein stated, have been the publisher and designated agent of the publication known as, The Daily Gazette, Schenectady, NY ("Publication") and have full knowledge of the facts herein stated as follows:

The ads for New York State Electric & Gas Corp (NYS) ("Ad/Advertiser") with Insertion Order No. 14555 was distributed to the Publication's full circulation on

the 7th day of March, 2019 ;

the 14th day of March, 2019 ;

the 21st day of March, 2019 ;

the 28th day of March, 2019

By: Dawn Behuniak

Subscribed and sworn to before me this 4 day of April, 2019

Alison Cooke

Notary Seal:

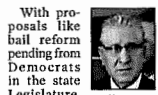
ALISON COOKE
COMMISSIONER OF DEEDS
MY COMMISSION EXPIRES

07/21/2019

ALBANY

Tedisco won't back plan for new bail rules

BY STEPHEN WILLIAMS
Gazette Reporter



Tedisco

With proposals like bail reform pending from Democrats in the state Legislature, Republican state senators, including Sen. James Tedisco, R-Glenville, on Wednesday called for the opposite approach — tougher punishments for criminals.

Tedisco and others, including Schenectady County District Attorney Robert Carney and Saratoga County Under-sheriff Richard Castle, called for stiffer punishments.

"We all want equal justice under the law and we should work for reforms to accomplish that goal, but what the Senate majority wants to do here would tip the scales completely out of balance in favor of criminals and to the detriment of public safety," Tedisco said.

Proposals pending in the Assembly and Senate would eliminate the use of cash bail for many crimes. Proponents say having bail set by a judge forces poor people who can't afford bail to spend time in jail while their case is pending, even if they are non-violent and represent little risk to the community.

Gov. Andrew Cuomo backs bail reforms as part of a justice reform package, and has said repeatedly that he wants the bail reform legislation to be part of the 2020 state budget, which is due by April 1. Cuomo's proposal would eliminate cash bail and require the automatic release of people charged with misdemeanors except those involving domestic violence or sexual contact, and nonviolent felonies.

Carney said district attorneys don't oppose bail reform, but feel they need to have discretion to ask a judge to establish bail even for "non-violent" crimes covered by the legislation.

"No district attorney I know believes that anyone should sit in jail awaiting trial solely because they lack financial resources to post bail," Carney said.

Among those appearing at the press conference were Michael and Regina Stewart of Clifton Park, the parents of Christopher Stewart, a Shenendehowa High School student killed in a crash with a drunk driver on the Northway in 2012.

"With these so-called 'criminal justice reform' proposals, our colleagues are handcuffing victims, law enforcement officials and prosecutors instead of handcuffing those criminals who commit crimes against law-abiding citizens," Tedisco said.

By contrast, Tedisco said he is supporting parole reform legislation, including proposals that would require all crime victim impact statements to be videotaped and viewed by the state Parole Board when a prisoner comes up for parole consideration, extend the waiting time between parole hearings from 24 months to 60 months, and require life imprisonment without parole for persistent violent felony offenders — those with three or more violent felony convictions.

Reach Gazette reporter Stephen Williams at 518-395-3086, williams@dailygazette.net or @gazettesteve on Twitter.

SCHENECTADY

Police: Driver admits he's drunk

Gazette Staff

A drunk driver crashed into a utility pole and then a fire hydrant Tuesday night, sending water from the hydrant spewing into the street, police said.

The crash happened just before 10:30 p.m. near 23 Rosa Road.

Police identified the driver as Antonio Anastas, 29, of Cohoes. He faces one count of misdemeanor driving while intoxicated, as well as multiple tickets.

Responding officers found Anastas' car in some bushes next to the damaged hydrant and just down Rosa Road from Ellis Hospital.

Anastas had bloodshot and watery eyes, slurred speech and smelled of alcohol, according to police allegations filed in court. He also allegedly admitted to drinking.

"Man I've had like six or seven beers," Anastas allegedly told officers. "I'm drunk."

Anastas was taken to Ellis Hospital for treatment, where police charged him.

Anastas was issued tickets for imprudent speed, failure to stay in lane, failure to keep right and driving across a sidewalk.



PETER R. BARBER/GAZETTE PHOTOGRAPHER

The driver of this car tries to get out of his vehicle after he lost control hitting a utility pole, then shearing off a fire hydrant and winding up on the front lawn of 23 Rosa Road late Tuesday.

ROTTERDAM

Police: 19-year-old missing

Teen was last seen on Feb. 27

Gazette Staff

A 19-year-old who recently moved to Rotterdam with her family hasn't been seen in a week and police and her family wants to make sure she's OK.

Rayne K. Morrison was last seen the morning of Feb. 27 at about 5:30 a.m., police said. Her family told police she left behind her phone, identification and debit cards at the family's home on Gordon Road.

The family moved to Rotterdam from North Carolina in early January. The family also has ties to Kansas.

She has few local ties, but also hasn't contacted family or friends elsewhere, police spokesman Lt. William Male said Wednesday.

Morrison is described as 5 feet, 4 inches tall, weighing 117 pounds with dark hair and blue eyes.

Anyone with information is asked to contact Rotterdam Police at 518-355-7397.



Rayne K. Morrison

COMMUNITY NOTES

YOUTH SKI FESTIVAL

PORTER CORNERS — The Mid Atlantic Bill Koch Youth Ski Festival will be held March 9 and 10 for fun on snow at the Brookhaven Country Club, 333 Alpine Meadows Rd. Young cross-country skiers from all parts of New York State, including Clifton Park,

Glenville and Cambridge, will participate. Events will start midday on Saturday and run through Sunday. Besides fun races each day there will be an obstacle course, games on skis, scavenger hunt, warm-up fire, an informal dinner and horse drawn sleigh rides Saturday evening. For information call 518-371-7548 or email ejh.bich@juno.com.

BEEF, CABBAGE DINNER

BROADALBIN — The 5th Annual Corned Beef and Cabbage Dinner will be held from 4 to 7 p.m. on March 9 at the Broadalbin United Methodist Church, 65 North Main St. The cost is \$10 for adults, \$5 for children and free for children 4 and under. Take out available. For information call 518-883-5247.

SPINATHON

A Spinathon Fundraiser for The Ride for Missing Children Albany and the National Center for Missing and Exploited Children will be hosted by Vent Fitness in Niskayuna, Guilderland, Latham and Clifton Park on March 9. There will be two classes at 8 and 9 a.m. in each location. The cost is \$40 to reserve a bike for each class. For information call 518-338-7506.

THACHER PARK EVENTS

VOORHEESVILLE — Thacher Park and Nature Center, 87 Nature Center Way will offer the following. For information or to register, call 518-872-0800. • March 9 from 1 to 4 p.m. Nature Art Show Opening. Meet the artists and enjoy

complimentary refreshments. The Nature Art Exhibit will be on display until March 27, Tuesday through Sunday, 9 a.m. to 5 p.m.

• March 13 at 7 p.m. Friends of Thacher Park Meeting. Everyone welcome. • March 16 from 11 a.m. to 3 p.m. Bark Berry-Picking Basket-Making Workshop. Fee of \$30 includes materials. Appropriate for ages 8 and up. Space is limited.

• March 17 from 10 a.m. to 3 p.m. Oil Painting Workshop. Artist and teacher Karen Woodin will show steps to paint a serene waterfall scene. This class is appropriate for all skill levels and all supplies will be provided. Bring a bagged lunch. Fee is \$34 per person and pre-registration is required by March 10. Class size is limited.

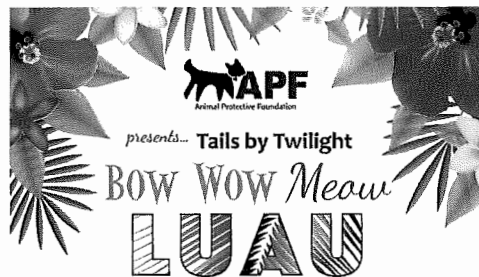
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A \$238M penthouse fuels push for tax on the rich

If passed, NYC would join cities like Paris

BY JESSE MCKINLEY AND JEFFERY C. MAYS
New York Times Service

NEW YORK — The road to the nation's first tax on superluxury second homes may well have begun at 220 Central Park South, where a four-story, 24,000-square-foot penthouse, unfinished and unfurnished, recently sold for \$238 million.

That deal — the most expensive residential sale in U.S. history — seemingly set the stage for New York's sudden embrace of a so-called pied-à-terre tax, a potential windfall for the city's subway system and a small, subtle victory for those who believe Manhattan has become an unfettered playground for the rich.

If the measure is passed and signed into law, New York would join cosmopolitan hubs like Paris, Singapore and Vancouver, which already charge fees on secondary or part-time homes. It would also be a prime example of how headlines and hard times can sometimes intersect with a political moment, giving an outside idea a chance to become policy.

"When over 6 million New Yorkers are dealing with a crumbling and dysfunctional subway and the crisis in public housing, to see this opulence in the sky by someone who doesn't even live here, struck a chord," the City Council speaker, Corey Johnson, said.

The tax seems to be riding on a unique crest and confluence of several factors, including shaky tax revenue, uncertainty over the prospects for legal marijuana, and a general anti-rich, anti-corporate mood exemplified by the recent collapse of the Amazon deal in Queens.

The outlook for the tax is good: Both houses of the state Legislature and Gov. Andrew M. Cuomo support the proposal. Under the proposal, owners of second homes worth more than \$5 million would be subject to a sliding tax surcharge and fees; homes that are valued more will incur higher fees and taxes.

The financial impact could be significant. New York City has about 75,000 pied-à-terres, according to a city estimate in 2017. Of those, about 5,400 residences were



JEENAH MOON/NEW YORK TIMES

220 Central Park South in Manhattan, an unfinished four-story, 24,000-square-foot penthouse, recently sold for \$238 million. That single deal seemingly set the stage for New York's sudden embrace of a so-called pied-à-terre tax, a small, subtle victory for those who believe Manhattan has become an unfettered playground for the rich.

sold for \$5 million or more, the threshold where the proposed pied-à-terre tax would begin to kick in.

Cuomo estimated on Monday that the state could raise \$9 billion in bonds off that revenue that would help fund repairs for the city's troubled subway system. But the philosophical and psychological impact might be even more profound, offering a concrete, almost classist, rebuke to ultra-wealthy apartment buyers who sojourn in the city, enjoying its services and amenities, but often pay few taxes.

"There's a growing realization with Billionaires' Row, and the super-talls, that a lot of these homes are vacant and viewed as sky-high security deposit boxes for very wealthy foreigners," said state Sen. Brad Hoylman, the Manhattan Democrat who has sponsored the tax legislation for several years. And, he said, "because of our system of laws, because of our fine and police, because we are a secure financial investment, they should be charged for that."

The speed with which the pied-à-terre tax has become politically popular is also remarkable: The idea was floated by a liberal think tank and lawmakers in New

York in 2014, but had repeatedly been shunted to death in committee by Republicans leading Albany's upper chamber, and quietly ignored by Democrats leading the Assembly.

The blue wave of November, however, changed the balance of power in Albany, with Democrats taking both houses of the Legislature, and unleashing a phalanx of progressives on the capital, part of a left-wing movement bent on correcting income inequality and pushing for higher taxes on the rich.

Liberal supporters of the tax had long pointed to a range of problems associated with pied-à-terres, including encouraging real-estate speculation, inflating property values and associated taxes, and speeding up gentrification in once-affordable neighborhoods.

Assemblywoman Deborah Glick, a Manhattan Democrat who carries the bill in that chamber, said longtime residents "are finding it hard to stay."

"They made districts and parts of New York very livable and very attractive," she said. "And they are driven out by people that don't even want to live here."

The bill's sudden political momentum blindsided real

estate executives, who fear the tax could irreparably damage the city's high-end market, which is already experiencing a downturn.

Jonathan J. Miller, chief executive of the real estate appraisal firm Miller Samuel, said the market for high-end co-op and condo purchases has steadily declined since 2016, according to data provided by his firm. In 2016, 1,087 units sold for more than \$5 million but less than \$25 million. In 2017, the number dropped slightly to 1,075 units and decreased further to 849 units in 2018.

John H. Banks, president of the Real Estate Board of New York, the powerful trade group, said that "nobody has done any analytics as to the impact on the broader economy" as well as the local real-estate market.

"We are very concerned it's going to have a huge chilling effect on high-end co-ops and condos," Banks said in an interview Tuesday, adding that he'd been taking calls from concerned members all week.

"Five million dollars sounds like a lot; you can buy the biggest house in Montana," said Dolly Lenz, chief executive of Dolly Lenz Real Estate and former vice chairwoman of Douglas El-

liman Real Estate. "In New York, \$5 million buys a two bedroom in Hudson Yards."

Lenz said she now spends more time in Florida looking at developments since many of her high-end clients are planning to move.

"So many people have told me they are planning to transition to Naples, Miami or Palm Beach," she said. "It may not be today, but soon."

Others, including Cuomo, disagree that the tax would scare away potential homeowners.

"If they have money to buy a \$5 million apartment, which is not their prime residence, and it's their little Manhattan getaway, they can afford the tax," Cuomo said in a radio interview Tuesday. "We need to fund the MTA."

Indeed, with the state facing a shortfall in income-tax receipts, the pied-à-terre tax has become an attractive option, especially as other possibilities — marijuana legalization and congestion pricing — may stall.

The real issue is that New York City needs to fix its property tax system, said Martha E. Stark, a professor at New York University's Robert F. Wagner Graduate School of Public Service, and the city's former finance commissioner.

Under the city's antiquated property tax system, co-ops and condos are not taxed at their true market value, but on the income generated by similar rental buildings.

The \$238 million apartment, purchased by the Chicago-based hedge fund billionaire Kenneth C. Griffin, is currently valued at \$9.4 million, according to the Department of Finance. That comes out to less than 4 percent of the sales price. A property valued at that amount would pay approximately \$36,000 in taxes per year, Stark said.

If the property were taxed at the same rate as some single-family homes in Queens or Staten Island, the penthouse would produce around \$2.4 million in property taxes.

A plan to revise the city's property tax system is being studied by a tax reform commission.

For early adopters of such taxes, the increasing interest and new legislative traction has been satisfying. "It's like a fine wine," said Ron Deutsch, executive director of Fiscal Policy Institute, the left-leaning think tank which offered a white paper on the idea in 2014. "Sometimes it takes a little time."

Trump's 36th pick for powerful appeals court is confirmed

BY SEUNG MIN KIM
The Washington Post

WASHINGTON — Senate Republicans on Wednesday confirmed the 36th circuit court judge under President Donald Trump — a rapid clip of confirmations that may slow in the coming months simply because the GOP will have filled all the existing vacancies on the powerful federal appeals courts.

The confirmation of Nomini Rao to the U.S. Court of Appeals for the District of Columbia on a 53-46 vote as well as Paul Matese earlier this week to the Philadelphia-based Third Circuit, now means one out of every five appeals court judge will have been nominated by Trump.

Now, just nine vacancies remain in the circuit courts,

which handles the vast majority of cases that never reach the Supreme Court, and Trump has nominated candidates for six of them. Senate Majority Leader Mitch McConnell, R-Ky., could muscle through confirmations by midyear, leaving few openings if a Democrat wins the White House in 2020.

"This nominee is yet another of the president's excellent choices to serve as a federal judge," McConnell said of Rao on Wednesday. He said during her confirmation hearing, she "demonstrated a commitment to maintaining the public trust and upholding the rule of law."

While more seats could open up as judges retire, some tapped by Democratic presidents may choose not

to do so as long as Trump remains in office and can nominate conservatives as their successors.

The scenario is a dramatic turnaround from the situation that Trump inherited in January 2017, when he came into office with 17 circuit court vacancies as well as an open Supreme Court seat that McConnell kept vacant for more than a year.

In the two years since, McConnell, the Senate Judiciary Committee and the White House have worked expeditiously to fill those vacancies. But that has come over the loud protests of Democrats who say they are increasingly cut out of the traditional consultation process between any White House and senators representing the state with the court vacancy. Matese, a former deputy

chief counsel to ex-Gov. Chris Christie who was confirmed 54-45 earlier this week, advanced in the Senate despite objections from both of his home-state senators, Democratic Sens. Robert Menendez and Cory Booker of New Jersey. They said the White House did not consult with them on the nominee and they declined to return Matese's "blue slip," which for decades has served as a permission slip of sorts for a judicial nominee to proceed.

Infuriated over being out of the process, some Democratic senators are vowing payback if they take back control of the Senate next

year by not automatically deferring to Republican home-state senators on judicial candidates.

"I say, you can't put Humpty Dumpty back together again," said Sen. Mazie Hirono, D-Hawaii, a vocal critic of Trump's judicial nominees. Of the thought that Democrats would impose limits that Republicans "have absolutely no intention" of imposing on themselves, "I think that train has left the station."

Now, a majority of the judges appointed to the Third Circuit will have been nominated by Republican presidents. There is one cur-

rent vacancy on the Philadelphia-based court that Trump has yet to pick a nominee for. Rao, confirmed to replace now-Justice Brett Kavanaugh on the District of Columbia court, ran into some confirmation struggles of her own, but among Republicans.

Sen. Joni Ernst, R-Iowa, who disclosed earlier this year that she had been sexually assaulted in college, raised concerns about Rao's columns about date rape while an undergraduate student at Yale University. The nominee apologized for her college writings in a letter to the Judiciary Committee.

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Who should own photos of slaves?

In lawsuit, descendants say images belong to them, not Harvard

BY ANEMONA
HARTOCOLLIS
New York Times Service

NORWICH, Conn. — The two slaves, a father and daughter, were stripped to the waist and positioned for frontal and side views. Then, like subjects in contemporary mug shots, their pictures were taken, as part of a racist study arguing that black people were an inferior race. Little did they know that 169 years later, they would be at the center of a dispute over who should own the fruits of American slavery.

On Wednesday, Tamara Lanier, 54, filed a lawsuit in Massachusetts saying that she is a direct descendant of the pair, who were identified by their first names, Renty and Delia, and that the valuable photographs — commissioned by a professor at Harvard and now stored in a museum on campus — are hers.

The images, Lanier said, are records of her personal family history, not cultural artifacts to be kept by an institution.

"These were our bedtime stories," Lanier's oldest daughter, Shomrael, said.

The case renews focus on the role that the country's oldest universities played in slavery, and also comes amid a growing debate over whether the descendants of the enslaved are entitled to reparations — and what those reparations might look like. "It is unprecedented in terms of legal theory and re-claiming property that was wrongfully taken," Benjamin Crump, one of Lanier's lawyers, said. "Renty's descendants may be the first descendants of slave ancestors to be able to get their property rights."

Jonathan Swain, a spokesman for Harvard, declined to comment on the lawsuit.

Universities in recent years have acknowledged and expressed contrition for their ties to slavery. Harvard Law School abandoned an 80-year-old shield based on



the crest of a slaveholding family that helped endow the institution. Georgetown University decided to give an advantage in admissions to descendants of enslaved people who were sold to fund the school.

A series of federal laws has also compelled museums to repatriate human remains and sacred objects to Native American tribes.

'SPOILS OF THEFT'

The lawsuit says the images are the "spoils of theft," because as slaves Renty and Delia were unable to give consent. It says that the university is illegally profiting from the images by using them for "advertising and commercial purposes," such as by using Renty's image on the cover of a \$40 anthropology book. And it argues that by holding on to the images, Harvard has perpetuated the hallmarks of slavery that prevented African-Americans from holding, conveying or inheriting personal property.

"I keep thinking, tongue in cheek a little bit, this has been 169 years a slave, and Harvard still won't pay Papa Renty," said Crump, who in 2012 represented the family of Trayvon Martin, an un-

armed black teenager killed by a community watch member in Florida. Lanier is also represented by Josh Koskoff, a lawyer who represents families of the Sandy Hook elementary school massacre victims.

Renty and Delia were among seven slaves who appeared in 15 images made using the daguerreotype process, an early form of photography imprinted on silvered copper plates.

The pictures are haunting and voyeuristic, with the subjects staring at the camera with detached expressions.

The daguerreotypes were commissioned by Louis Agassiz, a Swiss-born zoologist and Harvard professor who is sometimes called the father of American natural science. They were taken in 1850 by J.T. Zealy, in a studio in Columbia, South Carolina.

Agassiz, a rival of Charles Darwin, subscribed to polygenesis, the theory that black and white people descended from different origins. The theory, later discredited, was used to promote the racist idea that black people were inferior to whites. Agassiz

viewed the slaves as anatomical specimens to document his beliefs, according to historical sources. The daguerreotypes were forgotten until they were discovered in an unused storage cabinet in the attic of Harvard's Peabody Museum of Archaeology and Ethnology in 1976. They were thought to be the earliest known photographs of American slaves.

Notes found with the images give small clues as to the identity of the slaves — their names, plantations and tribes. Renty was born in Congo, according to the label on his daguerreotype.

'HOSTAGE PHOTO' In 2017, Lanier and her daughter attended a conference at Harvard on the links between academia and slavery that included speakers such as Drew Faust, Harvard's president at the time, and writer Ta-Nehisi Coates. They said they were offended to see the speakers positioned under a huge projection of Renty's face.

Coates, author of a widely discussed article making the case for reparations, said in



Above: A 2017 program conference using as cover art an 1850 daguerreotype of the slave Renty, part of a Harvard professor's study arguing that black people were an inferior race, is seen on Feb. 28.

Left: Tamara Lanier, who is suing Harvard University for ownership of daguerreotypes of slaves whom she counts as ancestors, sits at home in Norwich, Conn. The case renews focus on the role that the country's oldest universities played in slavery, and also comes amid a growing debate over whether the descendants of the enslaved are entitled to reparations.

KARSTEN MORAN/NEW YORK TIMES

an interview that while he deeply respected the scholars at the conference, he sympathized with Lanier's cause.

"That photograph is like a hostage photograph," Coates said of Renty's image. "This is an enslaved black man with no choice being forced to participate in white supremacist propaganda — that's what that photograph was taken for."

He said he understood how Lanier felt seeing it at the conference. "I get why it would bother her," he said. "I wasn't aware of all that at the time."

Interviewed at her home in Norwich, Lanier, a retired chief probation officer for the state of Connecticut, said she had not heard of the photos until about 2010, when she began tracing her genealogy for a family project.

Her mother, Mattie Pearl Thompson-Lanier, who died that year, had passed down a strong oral tradition of their family's lineage from an African ancestor called "Papa Renty," Shomrael, Lanier's daughter, wrote a fifth-grade project about her ancestor in 1996.

The lawsuit could hinge on evidence of that chain of ancestry. Lanier's amateur sleuthing led to death records, census records and a handwritten inventory from 1834 of the slaves on the plantation of Col. Thomas Taylor in Columbia and their dollar

values.

The slave inventory lists a Big Renty and a Renty, and listed under the latter is Delia. Lanier believes that Big Renty is her "Papa Renty" and the father of Renty and Delia, and has traced them to her mother, who was born to sharecroppers in Montgomery, Alabama.

Her genealogical research has its skeptics. Gregg Hecimovich, who is contributing to a book about the slave daguerreotypes, to be published by the Peabody next year, said it was important to note that the slave inventory has the heading "To Wit in Families."

Big Renty and Renty are at the top of separate groupings, he said, implying that they are the heads of separate families. "It'd be very excited to work with Tamara," said Hecimovich, who is chairman of the English department at Furman University. "But the bigger issue is it would be very hard to make a slam-dunk case that she believes she has."

FRAGILE OBJECTS One argument for keeping the daguerreotypes in a museum is that they are fragile physical objects, which degrade when exposed to light, said Robin Bernstein, a professor of cultural history at Harvard who has studied them.

She declined to take a position in the legal dispute, but said that the images were safe at the Peabody. "Frankly, there are other repositories to keep them safe," she said. "What I do know is that no ordinary individual such as myself could keep them safe in a home."

The question remains what Lanier would do with the images of Renty and Delia if she were to win her case in court. Lanier, who is asking for a jury trial and unspecified punitive and emotional damages, says she does not know, and would have to have a family meeting about it. She does not rule out licensing the images.

Crump, her lawyer, had another idea. The daguerreotypes, he said, should be taken on a tour of America, so that everyone can see them.

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Lyrical

Continued from page C1

neighbor to Lyrical Ballad. "As his business neighbor, we are now fielding all kinds of questions" from people who've learned about DeMarco's passing.

Kettlewell has worked at the framing shop now known as Kettlewell & Edwards since the year 2000.

"We enjoyed many years of Jan and John's friendship and their fine shop," she said. "I've known John DeMarco

since I was a teenager. He was a family friend, actually purchased my grandfather's house and lived in this big old pile of a Victorian house for years."

Kettlewell said DeMarco published a 1991 book by her father, former Skidmore professor James Kettlewell, and stocked it at Lyrical Ballad because it chronicled 200 years of Saratoga Springs architectural history.

Longtime Saratoga Realtor Tom Roohan knew DeMarco for decades.

"They're the longest tenant my family has ever had," he said. "He has just

always been a pleasure to do business with, even when things happened to him like broken sewer pipes. He never said a bad word about anyone."

Roohan said he and DeMarco talked regularly over the decades, either bumping into him and Janice on Broadway or chatting when DeMarco came into to pay the rent. He regretted not seeing him one last time in recent weeks.

Northshire Bookstore owner Chris Morrow met DeMarco as Vermont-based Northshire was considering adding a second location in

Saratoga in 2012. DeMarco served as a consultant to Northshire, which led to it opening a successful location on Broadway.

"He was incredibly gracious and helpful," Morrow said. "He was a true book person. It was his life and he was very good at it."

"Most importantly, he was a great human being."

DeMarco carved a niche for Lyrical Ballad that allowed it to survive the competition of large corporate retailers like Borders and the advent of digital media but still welcome the arrival of another independent

bookseller, Northshire. The two had different markets, and would refer customers to each other.

Mayor Meg Kelly said Wednesday that Lyrical Ballad weathered the ups and downs of the city's downtown landscape and made it a better place.

"It's a sad day for Saratoga Springs," she said. "Lyrical Ballad outlived most of the big box stores and really was the foundation for much of the revitalization of Saratoga Springs. His store survived it all due to the strength of his personality."

DeMarco, a Mechanicville

native, told The Daily Gazette in 2006 that he started the store with very little money soon after graduating from SUNY-Albany, where he studied English.

The store grew in square footage and inventory mainly through hard work.

It attained national fame in some circles in the 1980s when DeMarco, a Herman Melville fan, brokered the sale of a trove of rare Melville writings unearthed in Gansevoort.

"It was a once in a lifetime event," DeMarco recalled.

Housing

Continued from page C1

Jim Connolly said in a released statement.

Construction of six townhouse-style homes that are part of the \$3.5 million Barrett Street housing project began last September.

Those homes are on track to have a sale price in the \$200,000 price range, John Roth,

CEO of Plank Construction Services, said at the time.

Altogether, Live In Schenectady has purchased 19 vacant lots and is building 15 townhouses scheduled to be completed later this year.

To date, more than \$625,000 has been raised from 18 investors.

The Capital Region Land Bank also recently demolished two derelict buildings on Barrett Street adjacent to the new townhouses as a further boost to the neighborhood.

CDTA

Continued from page C1

"It's a negotiation, and where we land is to be determined," Basile said.

CDTA is required to adopt its annual budget by April 1. The state has the same budget deadline, but it is not clear whether the Legislature will meet that deadline this year.

The budget's capital plan includes \$73 million awarded by Empire State Development, the state's economic

development agency, toward development of the proposed River Bus Rapid Transit route, which calls for a limited-stop service between Troy-Cohoes and downtown Albany. The route has been in planning for several years, and it isn't yet known when it will launch. Some of the state money could go toward electrical chargers and other technology to support the electric bus pilot project, which will be the first in upstate New York.

Also Wednesday, CDTA spokeswoman Jaime Watson said the authority has reversed plans to cut two daily trips from one of its

Schenectady-to-Albany routes as part of service reductions slated to take effect on April 7.

On Route 531, which is the St. Luke's/Woodlawn run from Schenectady to downtown Albany, the 6:10 a.m. trip into Albany and the 3:17 p.m. route out of Albany will be restored, based on customer feedback, Watson said. The other pending service cuts will still take place.

Reach Gazette reporter Stephen Williams at 518-395-3086, swilliams@dailygazette.net or @gazettesteve on Twitter.

You Are Not Alone On This Path...



Peregrine
SENIOR LIVING
at CLIFTON PARK

Leading the Way in Memory Care

We offer joy and meaningful stimulation to those afflicted with dementia along with safe and secure services for our residents 24 hours a day.

Our services include:

- Private and companion rooms, ground-level floor plan with common areas
- Three nutritious meals, plus snacks
- On-site beauty parlor and laundry shop
- Housekeeping, laundry and maintenance services included
- 24/7 care by specially trained staff
- Routine health observation, oversight and communication to physicians
- Escorts and cueing for meals and activities
- Specialized on-going activity programs and events
- Pet therapy, butterfly sanctuary and aviary

**CLIFTON PARK,
(518) 371-2200**
CliftonParkMemories.com
1 Emma Lane
Clifton Park, NY 12065

Got a news tip?

Call The Gazette Newspapers' Schenectady main office at 395-3140 or fax to 395-3089. Community notes, story ideas

and other items can be emailed to the newspaper at notes@dailygazette.net. Submit items about events to The Gazette two weeks in advance of an event by email to notes@dailygazette.net.


New York State Electric & Gas Electric Corporation (NYSEG)

NYSEG has filed tariff revisions January 2, 2019 with the New York State Public Service Commission (PSC) to implement a residential time-of-use rate to become effective April 1, 2019.

A residential customer with an eligible electric vehicle may opt to take service under a Special Provision within Service Classification No. 8 for as long as the customer owns or operates the electric vehicle.

The Customer Charge will be \$15.11 per month. The Day-time per kilowatt-hour delivery charge is \$0.04935 and the Night-time per kilowatt-hour charge is \$0.01812. Supply charges and all other surcharges are applicable. Tariff schedules are available at nyseg.com.

19-012



During March & April
Our Easy Street Flex-Mortgage has
NO CLOSING COSTS!*
Plus We Pay NYS Mortgage Tax

TERM	5 YRS	6 YRS	7 YRS	8 YRS	9 YRS	10 YRS	11 YRS	12 YRS
APR**	3.49%	3.54%	3.59%	3.64%	3.69%	3.74%	3.80%	3.85%

Plan for Tomorrow with an Easy Street Flex Mortgage

*By the time he gets his license...
you could be mortgage-free!*

 **First New York**
FEDERAL CREDIT UNION
www.firstnewyork.org

Our Easy Street Flex-Mortgage offers these unbeatable features:

- Competitive Fixed Rates
- No Title Insurance
- No Attorney Fee
- Choice of 5-12 year terms
- No Recording Fee
- No Appraisal Fee
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- No Points

Applying is quick and easy!

- Call a Loan Expert at (518) 393-1326, press 3
- Click on "Apply Now" at www.firstnewyork.org
- Apply with our FNY ON-THE-GO Mobile App
- Use our video loan center at any branch

* Closing costs including the New York State Mortgage Tax paid by First New York on behalf of the borrower. No closing costs offer ends 4/30/19. Reimbursement of fees will be added to the payoff amount of the loan if the home equity line of credit is paid and closed within three years of closing. Closing costs are estimated at \$200-\$2,000.

** Fixed Annual Percentage Rate (APR). Must be primary residence and first lien only. This offer is good for refinances only. Existing First New York real estate loans are eligible with \$50,000 of new money. Loan-to-value (LTV) must be 50% or less to receive this APR. Rates listed are as of March 1, 2019, actual rates may vary and rates are subject to change without notice. Other rates and terms are available. \$50,000 minimum and \$484,350 maximum. Flood and for property hazard insurance may be required. Title insurance may be required. First New York does not charge a fee for our Mobile Banking service. Fees may apply from your mobile carrier. Check with your service provider for more information. This credit union is federally insured by the National Credit Union Administration. Equal Housing Lender. NMLS #477178

THE POST-STANDARD

PROOF OF PUBLICATION

State of New York, County of Onondaga ss: Deborah Lajes, of the City of Syracuse, in said County, being duly sworn, doth depose and says: she is the Principal Clerk in the office of THE POST-STANDARD, a public newspaper, published in the City of Syracuse, Onondaga County, New York and that the notice, is an accurate and true copy of the ad as printed in said newspaper, was printed and published in the regular edition and issue of said newspaper on the following day(s), viz:

Advertiser: NYSEG

Reference #: #0009059625

PO #: 14570


Product: Post-Standard-Full Run

Start Date: 3/7/19

End Date: 3/28/19

Insertions: 4

Run Dates: 3/7/19, 3/14/19, 3/21/19, 3/28/19


Deborah Lajes
Principal Clerk

Subscribed and Sworn to before me, on 3/28/2019


NOTARY PUBLIC, ONONDAGA COUNTY, NY

HEIDI A. STEPHENS
Notary Public - State of New York
No. 01ST6290718
Qualified in Onondaga County
My Commission Expires: 10/7/2021

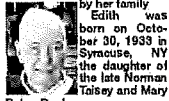
OBITUARIES

www.syracuse.com/obits

Edith (Talsey) Schroeder

March 2, 2019

Edith Talsey Schroeder, 85, of Lincolnton, NC, formerly of Syracuse, NY, passed away on March 2, 2019 surrounded by her family.



Edith was born on October 30, 1933 in Syracuse, NY, the daughter of the late Norman Talsey and Mary Baker Decker. On June 2, 1962 Edith married Arvin (Dutch) Schroeder. Edith was employed at First Trust and Deposit Bank and retired from Farmers and Traders Insurance Company both in Syracuse, NY.

Edith and Dutch enjoyed going to New Port Flattery, FL for 14 years during the winter months. They enjoyed morning breakfast cookouts with loving neighbors in their backyard in North Syracuse, NY. Edith was preceded in death by her parents Mary and Phil Decker and Norman and Audine Talsey; her brother Leon. "Red" Talsey and foster brother Alan Fisher.

Edith is survived by her loving husband of 56 years, Arvin (Dutch) Schroeder of Lincolnton, NC; son, Lester & Kelly Schroeder of Denver, NC; brother, Lewis Thompson of Oregon; foster brother, Mike & Donna Trapp of Rochester, NY; granddaughters, Cassie & Richard Blair and great-grandsons, Caleb & Josiah of Maiden, NC, grandson, William and Michelle Miner.

Edith and great-grandson, Owen of Bridgeport, NY, daughter, Christine & Lyle Braun of East Syracuse, NY, grandsons, Scott & Tina Schroeder of FL, Nick Schroeder, Jared Schroeder, Robert Schroeder of all Syracuse, NY, and other great-grandchildren.

A funeral service will be held at 3:00 PM on Friday, March 8, 2019 at The Good Samaritan Funeral Home, 3562 (Business) North Highway 16, Denver, NC 28037. The family will receive friends from 2:00 PM to 3:00 PM at the funeral home.

In lieu of flowers, memorial contributions in Edith's memory can be made to Hospice & Palliative Care of Lincoln County, 900 Donita Dr., Lincolnton, NC 28092, would be deeply appreciated.

Please sign the guestbook at syracuse.com/obits

More obituaries on previous page.

The Post-Standard
syracuse.com

Beverly J. (Savage) Castiglione

March 4, 2019

Beverly "Bev" Castiglione, 90, passed away on March 4, 2019. She was born on October 17, 1928 to her late parents, Belle (Dustin) Savage Johnson and Arthur B. Savage, Jr. of Syracuse, NY. She was a graduate of



Bombay High School and Potsdam State Teachers College. Bev was an accomplished musician and teacher and spent her life sharing music with others. She taught music classes and directed choruses at both the Cherry Street School and the Emerson J. Dillon School in Phoenix for many years. In addition, she served as the choir director at St. Stephen's Church in Phoenix and the music director at St. Elizabeth Ann Seton Church in Baldwinville over a number of years. Bev was also a very active, 50-year member in the Delta Kappa Gamma Society, an organization of professional women educators, and held many positions at both the local and state levels.

Bev was predeceased by her loving husband of 43 years, Vincent "Vince" Castiglione in 1993. Surviving are her daughters, Sandra (Robert) Tawney and Susan (James) Baranski, and six grandchildren, Robert, Steven, Ryan, Natalie (Adam) Sanchez, Justin, and James, as well as her brother, Phillip D. (Andrea) Savage, and nieces and nephews.

Calling hours will be on Thursday, March 7, 2019, from 3-7 p.m. at the Allanson-Glanville-Tappan Funeral Home, 431 Main Street, Phoenix, NY. A funeral mass will be held on Friday, March 8, 2019, at 11:00 a.m. at St. Elizabeth Ann Seton Church, 3494 State Street, Baldwinville, NY. All those attending the funeral are encouraged and welcomed by the family to continue the celebration of Bev's life at a luncheon immediately following the funeral service. Burial will be at a later date in Hillside Rest Cemetery, Bombay, NY.

In lieu of flowers, please consider a contribution to SUNY College at Potsdam, Crane School of Music made payable to Potsdam College Foundation, Inc. and mailed to 44 Pietermont Avenue, Potsdam, NY 13676-2294. Please write that the contribution is in memory of Beverly Castiglione and that it should be directed to the Crane School of Music.

Please sign the guestbook at syracuse.com/obits

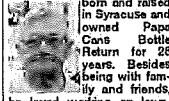
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Please sign the guestbook at syracuse.com/obits

Roger Guerin

February 26, 2019

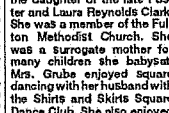
Roger Guerin, 66, of Syracuse passed away peacefully with his family by his side on February 26, 2019. He was born and raised in Syracuse and



owned a Bopple Bottle Return for 28 years. Besides being with family and friends, he loved working on lawnmowers. Roger was predeceased by his mom, dad, brothers, and nephew.

He is survived by his loving wife, Linda, of 42 years. His daughters Heather Guerin of Syracuse, Kimberly Barlow of Oneida, his grandchildren Jordan, Jasmine, Jayden, Jaleisa, Jaevon and Kenana. Several nieces and nephews.

Calling hours will be held Saturday March 9th, 2019, 12-2PM at Hollis Funeral Home, 1105 West Genesee St. Syracuse. Condolences can be offered at www.hollisfuneralhome.com



Funeral services will be held on Saturday 10 a.m. at First United Church of East Syracuse. A calling hour will be held on Saturday from 9 a.m. to 10 a.m. at the church before the services. Burial will be held at 11 a.m. at the Wayne County Nursing Home. Funeral services will be private for the family.

Mrs. Grube was born on April 22, 1929 in Bergen, NY, the daughter of the late Foster and Laura Reynolds Clark. She was a member of the Fulton Methodist Church. She was a surrogate mother for many children she babysat. Mrs. Grube enjoyed square dancing with her husband with the Shirts and Skirts Square Dance Club. She also enjoyed camping with her family.

She is survived by her husband of 60 years, Carl L. Grube Jr. of Phelps; daughter, Janet (Dean) Ingersoll of Fulton, NY; many nieces and nephews; brother-in-law, Alvin Gruber; sister-in-law, Martha Morse and Barbara Grube. Funeral arrangements have been made with the Cheney Funeral Home, 70 Main Street, Phelps.

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Paul A. Harding

March 2, 2019

Paul A. Harding, 66, of East Syracuse, passed away on Saturday at Crown Park Nursing Home in Corland, NY. He was born in



Syracuse, had resided in Fayetteville and Minoa before moving to East Syracuse in 1960. He retired as a letter carrier in 1992 from the US Postal Service after 26 years of service. He was a US Navy veteran for 8 years, including serving during the Korean War. He was a member of the First United Church of East Syracuse, the church's Men's Club and the Minoa Golden Age Club. He was past secretary for the National Association of Letter Carriers. He enjoyed watching Syracuse sports and Yankees games. He was predeceased by his wife, Lorna and Sister, Ruth Zamory.

Paul is survived by his son, Jim (Rebecka) Harding of Coventry, CT; daughter, Ann (Christopher) Harding-Grippin of Ithaca; four grandchildren, Emily, Ross, Allison and Jason.

Funeral services will be held on Saturday 10 a.m. at First United Church of East Syracuse. A calling hour will be held on Saturday from 9 a.m. to 10 a.m. at the church before the services. Burial will be held at 11 a.m. at the Wayne County Nursing Home. Funeral services will be private for the family.

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Michael K. Gosson

March 3, 2019

Michael K. Gosson, 59, of Rome, passed away Sunday on March 3, 2019 at Seneca Hill Manor, Minetto, NY.



Born in Kensington, PA, Carl was the oldest son of Charles and Anna Beatrice. He grew up during the great depression and hunted small game to help out food on the table during lean times. It was his love of the outdoors that led him to a life as a professional bird dog

trainer. He raised and trained many field champion English pointers and setters, winning competitive field trials up and down the east coast for over 3 decades, minus his time as a Sergeant in the Army's 12th Armored Division during WWII. Carl was captured by the German army in southern France during a fire fight in January 1945 and was held for 89 days at Stalag 130 in Hammelburg, Germany, and then freed by the 16th Armored Division advancing through Hammelburg. Back stateside, Carl returned to dog training at a kennel near Brookville, PA where he met Patricia Jean Miller and they joined in marriage lasting 68 years. A 12 year second career as a Lieutenant on the Phoenix, NY town police force was another of his proud accomplishments in life. Carl enjoyed a long retirement that included time with his family, cheering on the Yankees and a good game of pitch. He was predeceased by his parents, brother Hub Beatrice, a granddaughter Megan Beatrice, and a daughter-in-law Patty Beatrice. Surviving are his wife Patricia, sons Carl and Robert (Crick), 5 grandchildren and 8 great-grandchildren. The family would like to thank the Syracuse VA Hospital's Team Blue personnel who contributed greatly to Carl's long healthy life, and also the 2nd floor staff of Seneca Hill Manor who took good care of him during his last year of life. There will be no funeral service at the request of the family and a spring burial with military honors is planned. Allanson-Glanville-Tappan Funeral Home has care of arrangements.

Services will be Saturday, March 9 at noon at the funeral home. Burial will be held at a later date in St. Mary's Cemetery, DeWitt.

In lieu of flowers, contributions in Michael's name may be made to Golisano Children's Hospital, c/o University Hospital, 750 E. Adams St., Syracuse, NY 13210.

Share condolences at www.BurianichFuneralHome.com

WEIGH THE SERVICE

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PAID ADVERTISEMENT

CBD Hemp Oil Now Legal Across The Nation

Government lifts ban on powerful hemp extract; brings soothing relief to millions of Americans without a prescription.

M.A. Boswell
Health News Syndicate

HNS — For many long time sufferers, their prayers may have finally been answered.

Now legal, Super Clinical CBD Hemp Oil is helping soothe symptoms of joint pain, foot and leg discomfort, soreness, achiness and muscle discomfort — bringing relief to millions.

Research shows that Super Clinical CBD Hemp Oil works by targeting receptor sites in your system with a therapeutic effect that brings welcome relief to your entire body.

And because it's non-psychoactive it cannot get you high, so no prescription is necessary.

START FEELING BETTER IMMEDIATELY

CBD Hemp oil is an extract made from hemp, a commonly used term for strains of the cannabis sativa plant without psychoactive effects.

Clinical studies found that CBD hemp oil can provide relief from a wide variety of symptoms — soothe muscle aches, and healthy living, improving mood and much more.

Thanks to this new legislation, known as the "2018 Farm Bill," hemp oil is now approved for use and has led to the creation of Super Clinical CBD Hemp Oil.

Super Clinical CBD Hemp Oil uses high-potency, lab tested, pharmaceutical-grade hemp oil made from organic hemp cultivated in the USA using Supercritical CO2 Extraction.

Resulting in the highest possible purity, without a psychoactive high. It's now legal in all 50 states and does not require a prescription.

Unlike other inferior or "watered down" products, Super Clinical CBD Hemp Oil's fast-acting tincture means you can start to feel a difference immediately, making it superior in every way.

WHAT IS CBD HEMP OIL?

Hemp oil contains the non-psychoactive compound called cannabidiol (CBD), found in specific types of cannabis, and provides a variety of very important medicinal benefits.

Hemp Oil helps soothe symptoms associated with:

- Joint pain
- Foot and Leg discomfort
- Soreness
- Achiness
- Muscle discomfort

Plus, CBD Hemp Oil has been shown to help improve mood, appetite, sleep, and more. It also helps promote a boosted immune system.

Unlike other cannabinoids, the oil extracted



MILLIONS FIND RELIEF: Discover the remarkable power of Super Clinical CBD Hemp Oil, legal across the country, cannot get you high, no prescription necessary.

from hemp provides consumers with the benefits of cannabis without the risk of getting high.

Since CBD hemp oil has no psychoactive effect, it is an excellent option for people seeking relief without risking impairment or experiencing the stigma of seeking a prescription.

And the hemp oil that's found in Super Clinical CBD Hemp Oil is quickly becoming the focus of widespread medical and scientific research.

According to many researchers, hemp oil may contain the single most important cannabinoid ever discovered and possesses great potential when it comes to relief without the intoxicating effects of marijuana.

HOW IT WORKS

Your body is designed to thrive off cannabinoids.

In fact, there are areas of your body that are made specifically to interact with cannabinoids. They are called cannabinoid receptor sites.

This vast network of receptor sites makes up your body's endocannabinoid system and are found in the brain and various other organs throughout the body.

The cannabinoids found in Super Clinical CBD Hemp Oil work as an agonist and bind to these receptor sites creating a virtual balancing act where many beneficial effects are produced, providing much needed relief and improving mood, appetite, sleep, and more.

Super Clinical CBD Hemp Oil uses high-potency, full spectrum pharmaceutical-grade CBD hemp oil made from organic hemp cultivated in the USA.

And Super Clinical CBD Hemp Oil's fast-acting tincture makes it superior in every way.

LEGAL ACROSS THE NATION

Super Clinical CBD Hemp Oil cannot get you high and is now legal

across the country.

Hemp and hemp-derived extracts are food-based products. They are not sold as drugs in the United States.

Indeed, CBD Hemp oil is legal in over 40 countries and consumed by millions of people around the world. And this number is rapidly rising as an increasing number of studies explore its many potential health benefits.

WHAT USERS ARE SAYING

But the most exciting reports come from people who use Super Clinical CBD Hemp Oil every day.

For example Norman, 75, says, "Since getting older, I find just getting out of my chair is really tough. I tried Super Clinical CBD Hemp Oil, and it worked. And now I am a true believer."

"It's really changed my life. Now I'm able to accomplish a lot of the things that I haven't been able to do in the last few years. I feel amazing!"

And Patti, 53, says "For as many years as I can remember, I've had social anxiety in large crowds. I decided to try Super Clinical CBD Hemp Oil, and I have to tell you that it has helped calm my mind so I can relax and enjoy myself... I'm so much happier!"

HOW TO TRY SUPER CLINICAL CBD HEMP OIL

This is the official nationwide release of Super Clinical CBD Hemp Oil in New York. And so, the company is offering a special discount supply to anyone who calls within the next 48 hours.

An Order Hotline has been set up for local readers to call. This gives everyone an equal chance to try Super Clinical CBD Hemp Oil.

Starting at 7:00AM today, the discount offer will be available for 48 hours. All you have to do is call TOLL FREE at 1-800-416-3054. The company will do the rest.



A handful of the plants inside the fenced-in medical marijuana grow area in the backyard of a home in Michigan. State law allows qualified patients to grow a limited number of the plants. Joel Bissell, MLive.com

Marijuana

FROM A1

might be too fast.

At the heart of the recreational marijuana proposals are provisions allowing those over 21 to possess limited amounts of weed for personal use. The plans also deal with setting up retail outlets, authorizing taxes and addressing social issues, such as sealing the criminal records of those convicted of past marijuana offenses.

The issue of allowing home-grown cannabis is close to the hearts of many of those who have championed legal marijuana over the years. Most of the states that have allowed recreational pot allow some amount of home cultivation, while a few, like Washington state and New Jersey, do not.

Clifford, a salesman for a Buffalo-based company that specializes in CBD oil derived from cannabis, advocated for home growing last October during a marijuana legalization "listening session" held by Cuomo's office in Albany.

"I want to grow my own," Clifford told the hearing, one of several held across the state as Cuomo was preparing his legalization plan. "I can do it better than anybody."

The benefits to growing your own, Clifford said in a recent interview, include lower cost and more control.

He says he can grow his own for 10 percent of the cost to buy it. "And I know where it's been grown, what's in the soil, what's going into it," he said. "If it's from my garden I know it's good."

Clifford also thinks small-scale is better. "Keep the corporations out of it," he said. "Look how the breweries have bloomed, the fact they're small and local and people know where the beer is from. That works best."

The major companies that have a stake in the state's current medical marijuana program, not surprisingly, are opposed to allowing home-grown weed. The New York Medical Cannabis Industry Association, whose members are the companies licensed to produce and sell medical marijuana, sent a memo to Cuomo urging him to reject home-grown.

The memo suggested home-grown would "make it impossible for the state to eliminate the black market," "make it impossible for law enforcement to distinguish between legal and illegal products," "undermine the state's goal of ensuring that cannabis sold in New York State is grown without noxious pesticides or other contaminants," and "undermine the state's public health interest in ensuring that cannabis sold in New York State is tested, packaged, and labeled correctly." The group also warned that home growing would "cost the state tax revenue."

NYMCA member companies include Columbia Care, Etain, The Botanist and Acreage NY. Vireo Health and MedMen (which has acquired a former member, PharmaCann). These companies presumably would be among those vying to produce and supply cannabis for recreational use in New York.

The website Politico, followed by a site

What the industry says

The New York Medical Cannabis Industry Association made five arguments in opposing home-grown recreational marijuana in a policy statement sent to Gov. Andrew Cuomo's office:

- Home grow will make it impossible for the state to eliminate the black market.
- Home grow will make it impossible for law enforcement to distinguish between legal and illegal products, thus frustrating enforcement efforts.
- Home grow will undermine the state's harm reduction goal of ensuring that cannabis sold in New York State is grown without noxious pesticides or other contaminants.
- Home grow will undermine the state's public health interest in ensuring that cannabis sold in New York State is tested, packaged, and labeled correctly.
- Home grow will cost the state tax revenue, thus hindering the state's ability to fund priorities such as drug abuse treatment and community investment.

Source: Marijuana Moment

called Marijuana Moment, highlighted the opposition, noting that it could be a matter of the cannabis providers protecting their turf by trying to influence the governor.

"From our perspective, it's really hard to see any real reason — other than individual and corporate greed — to be against home cultivation at this point," Erik Altieri, executive director of NORML, told Marijuana Moment.

Tyrese Stevens, a spokesman for Cuomo, said the governor based his proposal on the series of hearings held across the state last year.

"Governor Cuomo launched 17 listening sessions in communities from Binghamton to Brooklyn to hear directly from everyday New Yorkers about how to create a fair and equitable adult-use cannabis program," Stevens wrote in an email. "Throughout this process, we've engaged a wide range of stakeholders, including medical professionals, law enforcement, treatment providers, and more to account for the various needs of this state and to ensure our proposal is comprehensive. That's what governing is all about, and we're continuing this important work with the legislature to get an adult-use cannabis program passed as part of this year's budget."

Going forward, the issue of home-grown will be one to follow as the marijuana legalization debate continues.

"For the folks who have been long-time proponents of legalization, home-grown is a real central issue," said Josh Weinstein, co-founder of CannaOther, which bills itself as New York's "largest cannabis industry community."

"It makes sense for there to be an abundance of caution around home-grow," Weinstein said, "but the benefit still seems to outweigh the cons. Whether it makes it into the final legislation is unclear."

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THE POST-STANDARD

Save81

FROM A1

analysis of it?

"They keep referring to this data that is not public information," said Barry Lentz, a grid advocate. "To me, that's disingenuous."

State transportation officials, whose office compiled the report, previously said Save81 is drawing the wrong conclusions and taking information out of context.

The state has its own analysis of its numbers for 260 intersections in the city, and the state shows its work. The number of congested intersections would be essentially the same under the grid, the viaduct and rebuilding the overpass, according to data the department publicly released.

But, for now, the state officials aren't talking or responding directly to the anti-grid group's claims.

Without an unbiased review of the state report used by anti-grid advocates, it's hard to know who's right.

But it's a contentious battleground for public opinion as the state nears its next big decision on the way to tear down I-81 in downtown Syracuse and replace it in some way. It's the biggest construction project here in decades, with the potential of over \$1 billion spent on the project.

Soon, the state Department of Transportation will reveal its latest analysis of the options, called a draft environmental impact statement. We'll also learn if Save81 sounded a needed alarm as pro-grid momentum was built. Or the public will learn if the group used its secret weapon to promote fake engineering.

The state is finishing the draft statement, which will include estimated impacts of the grid option, rebuilding the raised viaduct or building a tunnel. The document



The Save81 group arranged for a truck-mounted billboard at Rep. John Katko's fourth town hall meeting to discuss the future of Interstate 81. The Feb. 21 meeting was at Public Service Leadership Academy at Fowler in Syracuse. Scott Schild, sschild@syracuse.com, file

will set in motion a process to eventually decide the highway's fate.

The \$1.3 billion grid option calls for tearing down the elevated highway that runs through downtown Syracuse and rerouting through traffic on Interstate 481 around the city. Traffic going into the city would be routed onto the street grid. The state is also considering a \$1.7 billion option to rebuild the elevated highway or \$3.6 billion for building a tunnel.

Six Onondaga County legislators cited the exclusive document in a recent letter to the editor. "It is the most legitimate source for factual information about the I-81 project, untainted by headlines and press releases... (It) demonstrates the total inadequacy of any street grid-only alternative."

The letter even charged that the DOT has "masked and distorted their own engineers' analyses."

WHAT SAVE81 IS CLAIMING

The document Save81 says it has is a review of the environmental impacts of the grid option and rebuilding the raised viaduct, including effects on congestion and travel times. The December 2016 document does not look at a tunnel option, because it was produced when a tunnel was not considered a plausible option.

The group included a photo of the report in a lobbying document provided to The Post-Standard/Syracuse by John McBride, an Onondaga County legislator, who was among six legislators who signed a letter to the editor repeating the claims.

The DOT released the draft DEIS in December 2016 to partner agencies such as the U.S. Army Corps of Engineers. Save81 has said it took six months of public records requests to obtain it. (The Corps has refused to release the document to others, including The Post-Standard/Syracuse.)

The document stated to be released soon officially by the state will be an updated version of the review of the grid and viaduct options, and it will contain review of the environmental and other effects of a tunnel option.

Save81 is a group that represents local elected offi-

cials, suburban residents and businesses along the existing I-81 corridor, including Destiny USA and hotels along Seventh North Street. It formed in 2014.

When Save81 got a copy of the draft in July 2017 — a document thousands of pages long — the group handed it over to John Shafer of a consulting firm, Spectra Engineering, Architecture and Surveying.

Save81 paid Shafer, a former chief engineer with the DOT, about \$5,000 to analyze the document, he has said. He spent about two weeks and produced a 17-page report that concluded a grid was not appropriate to replace the viaduct and took issue with several assumptions made by the DOT.

He said that 18 intersections in the city would have wait times increased to an amount generally accepted as too long for an efficient traffic system, though he did not say where they are.

Shafer, citing the draft documents obtained from the Army Corps, said the DOT's engineers had underestimated the number of vehicles that would end up on city streets if I-81 is taken down. The document shows 100 intersections in the city would have increased congestion, he said.

He described the increased congestion with so-called "Level of Service" estimates, which rank intersections between "A" and "F," with "E" and "F" considered unacceptably bad congestion or wait times for drivers.

So-called "F" levels of service at intersections with traffic signals are those where drivers wait for 80 seconds or more. "F" intersections are where drivers wait for between 55 and 80 seconds.

The flyer that was shown at U.S. Rep. John Katko's town hall meeting on I-81 on Feb. 21 gives a glimpse of what Save81's document looks like. It shows a photo of an official-looking document with three South Salina Street intersections and estimated wait times.

The largest wait is 183 seconds at northbound South Salina Street at Adams Street during morning peak traffic. The group claims that estimate comes from the December 2016 draft DEIS.

In addition to the earlier Spectra report, Save81 has recently updated its claims with more analysis from Spectra.

The group now says that 61 intersections in the city will be reduced to the "E" or "F" levels and that nearly 100 intersections would be slower than current conditions.

The estimate of 61 intersections includes the state's projections for both the years 2020 and 2050. It does not specify what time of day the congestion is supposed to occur, but most of the analysis of traffic flows shown publicly by the DOT only considers "peak hours" in the morning and evening, when traffic is at its heaviest.

Also, reducing the flow of 100 intersections might not be a huge deal, as most intersections in the city are already congested, according to a 2011 study by the Syracuse Metropolitan Transportation Council.

To Lentz, the grid supporter, warning of the reduction in 100 intersections is a scare tactic, since it doesn't say how many are already operating without any congestion at all. Moving from an "A" to a "B" could be unnoticeable, he said.

"That's exactly what they're doing here. It's taking the worst case data point and pulling it out of context to scare people in the suburbs," Lentz said.

The council's 2011 analysis looked at existing traffic flow along the area affected by I-81, examining 80 intersections in the city, including how long drivers waited in each direction. Of several hundred wait times analyzed, 30 intersections had wait times at levels "E" or "F" in 2011, the council concluded.

Of those 10, six are along Almond Street, which now runs under the I-81 viaduct. Two others are at the northbound I-81 on- and off-ramps at Exit 17. One is at Pearl and Salina streets, and another is at Genesee and Clinton streets.

The Save81 lobbying document also does not include the state's estimates on how rebuilding the viaduct would impact traffic on city streets. The DOT has said rebuilding the highway would have

SEE SAVE81, A9

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SYRACUSE

DA charges ex-Upstate official over fake résumé

Ex-chief of staff accused of filing false official record, defrauding government

Douglas Dowty ddowty@syracuse.com

A former Upstate Medical University official is facing two felonies for making up accomplishments on his résumé for a top job that paid him \$400,000 in taxpayer money, according to Onondaga County District Attorney William Fitzpatrick.

Sergio Garcia left the university in 2018 after making later-disputed claims about his work for the U.S. Department of State. Then-University president Danielle Laraque-Arena defended what she described as a thorough vetting process before Garcia's hiring.

Garcia is charged with two felonies — filing a false official record and defrauding the government, according to a criminal complaint.

He is accused of fabricating a bachelor's degree from a university in Mexico and falsely claiming that he was previously "chief of staff" for the U.S. Department of State.

In fact, Garcia never graduated from that university — or any university — and never worked as chief of staff for the state department, Fitzpatrick told The Post-Standard.

Garcia's résumé apparently claimed that he was chief of staff for the entire U.S. Department of State, as he did not qualify in any way, assistant prosecutor Melanie Carden noted.

Under law, Garcia can be charged with filing a false record because he victimized a public institution, Upstate Medical University, Fitzpatrick said.

The felony charges carry possible prison time, though none is required.

DISTRICT ATTORNEY'S ACCUSATIONS

Fitzpatrick announced Garcia's arrest Wednesday as part of his office's ongoing probe into Upstate Medical University.

His office made the following accusations against Garcia: In applying for Upstate's chief of staff in 2016, Garcia claimed he had a bachelor's degree from the Universidad de las Americas in Puebla, Mexico.

He further stated in his application that he served as chief of staff for the U.S. Department of State claiming that he "advised front office leadership" and aided the "Secretary of State."

In fact, Garcia never graduated from the university because he didn't complete an apprenticeship program, Fitzpatrick said. Garcia's titles at the state department were foreign affairs officer (in 2004 and 2005) and senior adviser (in 2006), the DA's office said.

After being hired in January 2017 as a vice president and



Former Upstate Medical University Chief of Staff Sergio Garcia is accused of committing two felonies in relation to his employment at the medical school. Provided photo

chief of staff, Garcia continued to spread the falsehoods he initially stated in his application, fabricating additional details regarding his educational background and his responsibilities and experience with the State Department, the DA's office said.

Garcia resigned in May 2018. At the time, news accounts linked his departure to much-publicized fabrications about surviving a car bombing in Afghanistan while with the State Department.

FABRICATIONS EXPOSED

Among Garcia's fabrications uncovered by the Albany Times-Union at the time were:

- Narrowly escaping a bombing in Afghanistan in 2013 that killed 25-year-old foreign service worker Anne Smedinghoff;
- Being hired by former U.S. Secretary of State Colin Powell to work in the State Department;
- Being a close friend of former Secretary of State Condoleezza Rice;
- Being in the White House when the 9/11 terrorist attacks occurred for seven days without shaving or showering;
- Getting a law degree from an unidentified university in Oklahoma and working for a Los Angeles law firm.

Fitzpatrick suggested that Garcia's firing was also related to the discovery of fabrications on his résumé.

In his more than a year at Upstate, Garcia made over \$400,000, Fitzpatrick said. His annual salary was \$340,000.

Fitzpatrick is not the only one probing Upstate's dealings in recent years.

Ex-president David Smith pleaded guilty in 2018 to a pay-padding scheme that also ensnared another longtime official, Steven Brady. Those cases were brought by the state Attorney General's Office.

The university was also scrutinized for a \$660,500 hush payment to another former CEO, Dr. John McCabe.

Fitzpatrick said his investigation into Upstate is still ongoing.

Report

FROM A1

In the chapter, the state does not elaborate on why the grid is its preferred option. The 69-page section lays out all of the alternatives the state has considered, which it has eliminated, and the most important features of each option.

The chapter ends with a sentence reiterating that the state could change course by the time a final environmental impact statement is completed.

The I-81 project is the biggest construction project in decades in Syracuse and has drawn out competing interest groups, including businesses along the highway's current path, truckers, suburban residents, civil rights advocates, architects and environmentalists.

The state is evaluating three options for the highway in the city's center, which has reached the end of its functional life, has a higher-than-average accident rate, and towers over a swath of public housing and concentrated poverty.

The options include rebuilding the highway higher and wider, building a tunnel or tearing the highway down — the so-called community grid alternative. Under the grid option through traffic would be routed around the city on I-481. Traffic into and out of the city would be directed onto a grid of city streets, some improved.

In late 2016, transportation officials finished the preliminary statement and sent it to other public agencies with a role in the project for their input.

Save81, a group aligned against the grid option, filed a public records request for it and received it in July 2017 from the U.S.

Army Corps of Engineers. The same agency later denied requests from others for it. The state DOT has refused to release the document too.

Save81 kept the document secret for nearly two years, apart from snippets it released that group members said showed congestion and other ill effects of the grid option. The state also dismissed Save81's conclusions as inaccurate because they were based on the outdated document.

The group released the document in full on Thursday.

Tony Mangano, the Save81 spokesman and owner of hotels along Seventh North Street, did not immediately respond to a request for comment.

State officials have been careful not to disclose publicly what their preferred option is, saying the environmental review process needs to move forward without a thumb on the scale.

The document released last week was produced at a time when the state was on the cusp of making a public recommendation and had completed in-depth reviews of the effects of the viaduct option or the community grid.

But Gov. Andrew Cuomo ordered further study, including of a tunnel option that transportation engineers had previously dismissed as too costly and ineffective. An independent firm's study found that a tunnel was feasible, though at least twice as expensive as the other two options.

The official document will compare the viaduct, the grid and the tunnel and will potentially have updated information. A grid would cost \$1.3 billion, a viaduct \$1.7 billion and a tunnel about \$3.6 billion.

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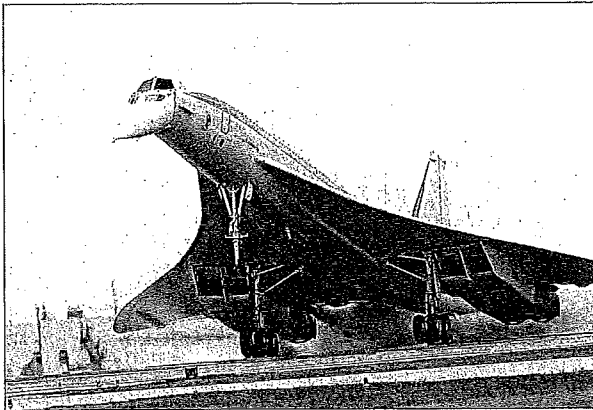
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FILE - In this June 24, 1974 file photo, the Air France Concorde supersonic airliner touches down at Miami International Airport in Miami, Fla. The flight from London took about 80 minutes. The Concorde's maiden flight was 50 years ago on March 2, 1969. Although the plane went out of service in 2003, its delta-wing design and drooping nose still make it instantly recognizable even to people who have never seen one in person. (AP Photo/Phil Sandlin, File)

'The end of a fantastic era' — a look back on the Concorde

By The Associated Press

The speed and elegant appearance of the Concorde inspired awe. The screeching sonic booms irritated people on the ground and led to restrictions on where the jet could fly.

The Concorde's maiden flight was 50 years ago this month. Although the plane went out of service in 2003, its delta-wing design and drooping nose still make it instantly recognizable even to people who have never seen one in person.

The Concorde was the world's first supersonic passenger plane. It was a technological marvel and a source of pride in Britain and France, whose aerospace companies joined forces to produce the plane. Its first flight occurred on March 2, 1969, in Toulouse, France. The last flight lasted 28 minutes.

British Airways and Air France launched passenger flights in 1976. With four jet engines and other burners, the plane could fly at twice the speed of sound and cruised at close to 60,000 feet, far above other airliners. It promised to revolutionize long-distance travel by cutting flying time from the

U.S. East Coast to Europe from eight hours to three and a half hours.

Depending on the layout, the plane could seat up to 228 passengers, far fewer than on many other planes flying the trans-Atlantic routes. The relative scarcity of seats and the plane's high operating costs made tickets expensive — typically several thousand dollars — so it was mostly reserved for the wealthy and famous, occasionally royalty.

In the U.S., the plane flew mainly to New York and Washington and attracted quite a buzz. In the mid-1980s, men dressed as Union and Confederate soldiers to re-enact a Civil War battle in Virginia paused in mid-air to gaze up at a Concorde flying into nearby Dulles Airport.

A Concorde captain recalled that the plane flew beautifully, and that the only indication of its speed came from looking down at other jets far below that seemed as if they were flying backward — the Concorde was moving about 800 mph faster.

Janie Baker, an airline analyst and aviation enthusiast, took the plane from New York to London in

2002. Perhaps because it was a morning flight, the mood was more dignified than festive, Baker says. The ride was so smooth that there was hardly any sensation of flight.

"No turbulence. No sense of motion, save for the clouds passing by below us," Baker says. "Concorde was a tool devised to outwit time."

Former Boeing engineer Peter Lemme recalls his 1988 flight as a delight, but cramped.

"The seats were more like what we flew domestically in coach," he says. "The food was excessive, including caviar, and there was a duty-free cart piled with very expensive items."

However, the Concorde never caught on widely. The plane's economics were challenging, and its sonic booms led it to be banned on many overland routes. Only 30 were built, 14 of which were used for passenger service. As time went on, flights were disrupted by mechanical breakdowns including engine failures and a broken rudder. Reviewers complained about the small cabin, noise, and vibrations that started during takeoff and continued once airborne.

The plane's darkest day came on July 25, 2000, when an Air France Concorde crashed into a hotel and exploded shortly after takeoff in Paris, killing all 109 people on board and four on the ground.

Investigators determined that the plane ran over a metal strip that had fallen off another jet on the runway, damaging a tire. A piece of the tire crashed into the underside of the wing, shockwaves caused a fuel tank to rupture, and the fuel ignited.

The planes were grounded for expensive investigations. After 18 months, BA and Air France both resumed flight, but traffic never recovered.

It was determined that a more intensive and expensive maintenance schedule would be required to keep the fleet flying. In 2003, BA and Air France both stopped Concorde service. BA's chief executive called it "the end of a fantastic era in world aviation," but added that retiring the planes was a prudent business decision.

Supersonic transports could yet make a comeback. Several companies are working on models and hope to test them soon.

AROUND THE STATE

NY state comptroller releases state budget revenue forecast

ALBANY, N.Y. (AP) — The state comptroller has come up with a state budget revenue forecast that's \$190 million above what the administration of Gov. Andrew Cuomo has predicted for New York's coffers over the next two years.

Thomas DiNapoli released his projections Tuesday night, several

days after fellow Democrat Andrew Cuomo and the Democratic-controlled Legislature failed to agree on a revenue forecast from which to base negotiations for coming up with a final budget.

Under state law, when that happens the comptroller must release a revenue forecast for the cur-

rent and next fiscal years by March 5.

While DiNapoli's revenue estimate is \$190 million more than Cuomo's, it's hundreds of millions below what the Assembly and Senate have forecasted. Cuomo has proposed a \$175 billion spending plan. The budget is due by April 1.

Appeals court panel weighs whether ex-Cuomo aide can be free

NEW YORK (AP) — A three-judge federal appeals panel is considering whether a former top aide to New York Gov. Andrew Cuomo can remain free while he appeals his conviction on corruption charges.

A lawyer for Joseph Perocco told the 2nd U.S. Circuit Court of Appeals

on Wednesday that errors during his trial last year were the kind that will require a new trial.

Perocco was convicted a year ago of accepting more than \$300,000 from companies that wanted to gain influence with the Cuomo administration.

He was sentenced to six years in prison. He wants

to remain free while he appeals.

Perocco's conviction was an election-year embarrassment for Cuomo, a Democrat.

Cuomo wasn't accused of wrongdoing, but trial testimony presented an unflattering picture of the inner workings of his office.

Beloved chef released from immigration custody

ALBANY, N.Y. (AP) — A beloved soup kitchen chef in upstate New York who was detained by immigration officials has been released from a detention center.

The Times Union reports that Kinimo Ngoran (KHP-nah-unah sub-GOHR-nah) was released from

the federal facility near Buffalo Tuesday night after Immigration and Customs Enforcement officials submitted a court filing.

The immigration agency has issued Ngoran a temporary stay of removal until a decision is made on his application to get a green card through his wife, who

is an American citizen.

Ngoran was working for a nonprofit organization in Albany when he was arrested Jan. 24. His arrest prompted officials and activists to rally to stop his deportation.

He is a citizen of Ivory Coast who arrived in the U.S. as a stowaway.

NYPD finishes equipping patrol officers with body cameras

NEW YORK (AP) — The New York Police Department says it has finished equipping all uniformed patrol officers with body cameras, completing a rollout pushed back two months after one exploded last fall.

The NYPD said Wednesday that it has handed out about 20,000

cameras and will give about 4,000 to specialized units like emergency services by August.

The department says it is the largest body camera deployment in the U.S.

The NYPD pulled thousands of cameras from service as a precaution after the October explosion. An investigation

found it was likely caused by battery damage from a paper clip used to reset the device.

A court ruled last month that body camera footage is subject to public disclosure under New York law. The department says it has recorded about 3.5 million videos since December 2017.

Bill would end ban on compensated surrogacy in New York

ALBANY, N.Y. (AP) — There's a new push to repeal a New York state law making it illegal to compensate a woman for carrying a child for another person.

New York is now one of a handful of states that ban surrogacy agreements, meaning prospective parents cannot hire or com-

pensate a surrogate for carrying their child.

Legislation to permit and regulate surrogacy agreements has failed to get a final vote in Albany for years but supporters are optimistic about its chances now that Democrats control both legislative chambers. Advocates gathered at the

state Capitol Wednesday to highlight the effort.

The bill's Senate sponsor, Manhattan Democrat Brad Hoylman, now has two daughters who were born to surrogates. Hoylman said New York's law forced him and his husband to travel out of state to find a surrogate.

Parents of dead West Point cadet retrieve his sperm

WEST POINT, N.Y. (AP) — The parents of a 21-year-old West Point cadet fatally injured in a skiing accident raced the clock to get a judge's permission to retrieve his sperm for "the possibility of preserving some piece of our child that might live on."

U.S. Military Academy Cadet Peter Zhu was declared brain dead Wednesday, four days after the California resident was involved in a skiing accident at West Point that fractured his spine and cut off oxygen to his brain.

"That afternoon, our entire world collapsed around us," Monica and Yongmin Zhu of Concord, California, said in a court petition. But they saw a brief window to fulfill at least part of Peter's off-dated desire to one day raise five children.

The parents asked a state court judge Friday for permission to retrieve his sperm before his organs were removed for donation later that day at Westchester Medical Center. They argued the procedure need-

ed to be done that day.

"We are desperate to have a small piece of Peter that might live on and continue to spread the joy and happiness that Peter brought to all of our lives," read the parent's filing in state court in Westchester County.

The first documented post-mortem sperm removal was reported in 1980 and the first baby conceived using the procedure was born in 1999, according to medical journals. Usually, the request comes from a surviving spouse.

The parents told the court that Peter is the only male child of the Zhu family and that if they don't obtain the genetic material, "it will be impossible to carry on our family's lineage, and our family name will die."

The judge later that day directed the medical center to retrieve the sperm and ordered it stored pending a court hearing March 21 regarding the next steps.

The judge's attorney declined comment, saying the case remains pending. "As you would expect, it is a very bittersweet result

for the family and, out of respect for their privacy, we cannot discuss further at this time," attorney Joe Williams said in an email.

The Westchester Medical Center declined to discuss the specifics of the case. "However, from time to time, like most hospitals, Westchester Medical Center is presented with complex legal and ethical situations where guidance from the court is appropriate and appreciated," the medical center said in a statement. "Westchester Medical Center is grateful the family sought a court order during such a difficult time."

Such requests by parents are rare, but not unheard of. In 2009, 21-year-old Nikolay Evans died after a blow during a bar fight in Austin, Texas. His mother, Missy Evans of Bedford, Texas, got permission from a probate judge to have her son's sperm extracted by a urologist, with the intention of hiring a surrogate mother to bear her a grandchild.

In 2018, the American Society for Reproductive Medicine issued ethical guidelines for fertility centers on posthumous collection of reproductive tissue. It said it's justifiable if authorized in writing by the deceased. Otherwise, it said, programs should only consider requests from the surviving spouse or partner.

Peter Zhu was president of the Cadet Medical Society and was planning to attend medical school at the Uniformed Services University of Health Sciences.

"Peter was one of the top cadets in the Class of 2019, very well-known and a friend to all," Brig. Gen. Steve Gilland, commandant of cadets, said in a release on Friday. "He embodied the ideals of the Corps of Cadets and its motto of Duty, Honor, Country and all who knew Peter will miss him."

A memorial for Zhu will be held at West Point on Tuesday and a funeral service will be held Thursday at the academy's cemetery.

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17532

US plans August test of long-banned type of missile

By ROBERT BURNS
Associated Press

WASHINGTON (AP) — U.S. defense officials say they are planning an initial test in August of a type of cruise missile that has been banned by treaty for more than 30 years.

By August the Trump administration is expected

to have withdrawn from the 1987 treaty that outlaws testing and deployment of ground-launched missiles of a certain range.

Democrats in Congress have questioned the wisdom of leaving the Intermediate-Range Nuclear Forces Treaty, while accepting U.S. allegations that Russia is violating it by deploying a cruise

missile that can target American allies in Europe. In February, the Trump administration suspended its participation in the treaty, giving it legal room to begin making parts for the non-nuclear missile to be tested in August. Earlier this month, Russian President Vladimir Putin followed suit and suspended Russian participation.

Democrats, tribes renew criticism of Trump's monument cuts

By BRADY MCCOMBS and
MATTHEW BROWN
Associated Press

Congressional Democrats and tribal leaders renewed criticism Wednesday of President Donald Trump for sealing back two national monuments in Utah following a wider review of lands protected around the country by past presidents.

The 2017 national monument review had a predetermined outcome and didn't take into account tribal interests despite some of the lands being sacred to them, lawmakers and tribal leaders said during a House Natural Resources Committee hearing in Washington.

The hearing brought the contentious review carried out by the Interior Secretary Ryan Zinke back into the spotlight and reshaped many of the arguments that surrounded that assessment. The review led Trump to downsize two Utah monuments that protected wide expanses of lands home to tribal artifacts, dinosaur fossils and wildlife habitat.

Republicans on the committee and a few local representatives from Utah defended the review of 27 national monuments created since 1936 as a necessary re-evaluation of

modern American history and said questions persist about whether the process was illegal and improperly influenced. The Interior Department's office of inspector general report cleared Zinke of wrongdoing following a complaint that he redrew the boundaries of a national monument in Utah to benefit a state lawmaker and political ally.

Zinke was asked to appear but declined, Grijalva said.

"In Hopi, we never just leave an area. . . . Yes, maybe there is nobody there today, but we know spiritually they are still there," said Choke Tewaishongva, vice chairman of the Hopi Tribe. "It would hurt all the nations that have ties to Bears Ears if oil, mining and other activities were to occur there. How would you feel if I took an ATV and rode around in your church area?"



FILE - In this May 26, 2017, file photo, Scott Gilbert walks near petroglyphs at the Gold Butte National Monument near Bunkerville, Nev. As Democrats in Congress prepare to scrutinize President Donald Trump's review of 27 national monuments, many of the recommendations made by ex-interior Secretary Ryan Zinke remain unfinished, seemingly stuck on the back burner as other matters consume the White House. Zinke recommended cuts to the boundaries of Gold Butte National Monument to free up a water district that he thought shouldn't have been included in the boundaries. (AP Photo/John Locher, file)

He also said there had been multiple requests sent to Interior on how the decision was made, but many of those inquiries have gone unanswered.

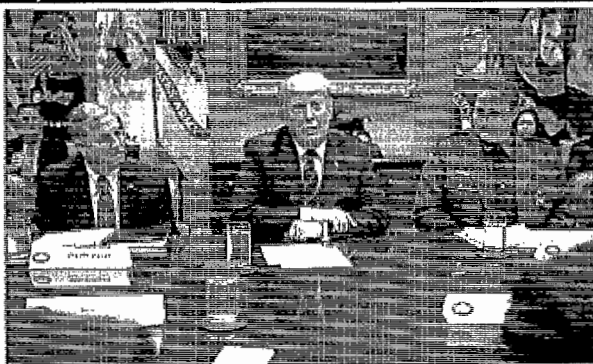
Several tribal leaders testified that the downsizing of Bears Ears National Monument in southeastern Utah by about 85 percent peeled back protections, exposing lands that are sacred to several Native American tribes.

A coalition of tribal, conservation, outdoor recreation and paleontology groups have sued to block the downsizing of the monument. Those lawsuits are pending.

Zinke and Trump have openly advocated for a return to American energy dominance. But so far, no mining has occurred on lands stripped from the Utah monuments despite exploratory interest from companies, according to state and federal officials who approve permits.

U.S. Rep. Rob Bishop, a Republican from Utah, scoffed at the notion that monument cuts were about opening the lands for oil, gas and other mineral extraction. He urged the Democrats to support his proposal that would create new rules to limit the unilateral power afforded presidents under the Antiquities Act that is used to create national monuments, and require approvals from local entities.

"The problem is there are no rules. There is no process



Mike McDaniel, director of Houston High Intensity Drug Trafficking Areas, left, and Coia Provost, chief of the U.S. Border Patrol, right, listen as President Donald Trump speaks in the Roosevelt Room of the White House, Wednesday, March 14, 2018. In Washington, Trump said the U.S. is leading an emergency order grounding all Boeing 737 Max 8 and Max 9 aircraft "effective immediately." In the wake of the crash of an Ethiopian Airlines that killed 157 people. (AP Photo/Evan Vucci)

Trump: US grounding Boeing 737 Max 8, 9 after Ethiopia crash

By ZEKE MILLER
Associated Press

WASHINGTON (AP) — The U.S. is issuing an emergency order Wednesday grounding all Boeing 737 Max 8 and Max 9 aircraft "effective immediately," in the wake of the crash of an Ethiopian Airlines that killed 157 people, President Donald Trump said.

Many nations had already barred the Boeing 737 Max 8 from its airspace, but until Trump's announcement, the Federal Aviation Administration had said it didn't have

any data to show the jets are unsafe. Trump cited "new information" that had come to light in the ongoing investigation into the incident. He did not elaborate.

"All of those planes are grounded, effective immediately," Trump said during a scheduled briefing on border security.

"Trump said any airplane currently in the air will go to its destination and then be grounded. He added all airlines and affected pilots had been notified."

Trump said the safety of the American people is of "paramount concern," and added that the FAA would

soon put out a statement on the action.

Trump said the decision to ground the aircraft "didn't have to be made, but we thought it was the right decision."

The president insisted the announcement was coordinated with aviation officials in Canada, U.S. carriers and aircraft manufacturer Boeing.

"Boeing is an incredible company," Trump said. "They are working very, very hard right now and hopefully they'll quickly come up with an answer."

In a statement, Boeing said it "continues to have

full confidence in the safety of the 737 MAX." The company added that it had decided "out of an abundance of caution and in order to measure the flying public of the aircraft's safety" to recommend to the FAA the temporary suspension of operations of the entire global fleet of 371 737 MAX aircraft.

Boeing CEO Dennis Muilenburg said the company was "supporting this proactive step out of an abundance of caution."

Associated Press writers Deb Riechmann and Kevin Prekoff contributed to this report.

Dem chairman satisfied, for now, with Cohen answer on pardon

By MARY CLARE JALONICK
Associated Press

WASHINGTON (AP) — The chairman of the House Oversight and Reform Committee says he does "not see the need for further action" against Trump's former lawyer Michael Cohen after he clarified his testimony under oath about never seeking a pardon from Trump.

In a letter to Rep. Elijah Cummings, lawyer Michael Monico clarified that Cohen had asked one of his lawyers to explore the possibility of a pardon before he left a joint-defense agreement with Trump last June. Cohen's Feb. 27 declaration before Cummings' committee that "I have

never asked for, nor would I accept, a pardon from President Trump" set off a firestorm. Congressional investigators promised to look into the claim, and Trump called him a liar on Twitter.

The statement Cohen made "could have been clearer regarding the time frames," Monico wrote in the letter obtained by The Associated Press. Still, Monico said Cohen's testimony was true and he stands by his statement.

Cummings said in a statement Wednesday that "I do not see the need for further action — at least at this time." He said he understands that Cohen may have answered more detailed questions on the topic in separate, closed-

door testimony before the House intelligence committee the next day. "We will review that transcript when it becomes available and determine whether any additional steps are required," Cummings said.

Another Cohen lawyer, Larry Davis, and Trump lawyer Rudy Giuliani went back and forth in tweets last week over the pardon issue. Trump weighed in on Friday, tweeting that Cohen had personally asked him for a pardon. Cohen denied that minutes later in a tweet of his own.

Monico reiterated that denial in his letter to Cummings, saying Cohen never asked Trump for a pardon and that Trump

never offered one. He said Cohen had asked a prior lawyer to inquire about a possible pardon because Trump had "publicly dangled the possibility of pardons when commenting about ongoing investigations."

"With that in mind, as a past member of the joint defense team, Mr. Cohen asked his then attorney to discuss with another Trump attorney possible pardon options consistent with the President's prior public declarations," Monico said. "Nothing ever came of that effort, he said."

Cohen is slated to begin a three-year prison sentence in May.

Associated Press writer Michael Slack contributed to this report from New York.

Georgia Senate backs new electronic voting machines

By BEN NADLER
Associated Press

ATLANTA (AP) — Just months after a highly contentious race for Georgia governor, and amid several lawsuits challenging the state's handling of elections and a probe by U.S. House Democrats, the state Senate on Wednesday approved a House plan calling for the statewide purchase of new electronic touchscreen voting machines that print a paper ballot.

It's a big step toward replacing Georgia's current outdated voting system, which offers no auditable paper trail. But some say it's a big step in the wrong direction.

On one side of the debate are Republican lawmakers and county election officials, who say the proposed touchscreen machines, called electronic ballot marking devices, are the easiest to

administer and can accommodate all Georgians, including those with disabilities, under one system.

On the other side are Democrats, voting integrity activists and cybersecurity experts, who say the machines are hackable and that a system using hand-marked paper ballots would be cheaper and more secure. The proposal comes months after the race for governor between Democrat Stacey Abrams and Republican Gov. Brian Kemp, the winner. The election drew national attention after it was marred by issues including long voter lines, reports of malfunctioning voting machines, and high rates of rejected absentee ballots.

The bill's Senate sponsor, Republican Sen. William Ligon of Brunswick, said the proposed machines are superior to hand-marked ballots because they "leave

absolutely no room for doubt of voter intent, since voters make a clear choice with the touch of a button." He said "stray or accidental marks" on hand-marked ballots could cause a ballot to be invalidated.

But Democratic Sen. Elena Parent of Atlanta pushed back on that assertion, saying scanning technology had improved to where that was no longer an issue.

"When you're dealing with a ballot marking device, it puts the onus on the voter to understand how it works and ensure that it correctly recorded their intent, which is just not the case with a hand-marked paper ballot," Parent said. She said a hand-marked ballot was itself the best record of voter intent.

The proposal passed the state House last month, largely along partisan lines with Republicans in support. That is a similar result as the Senate's 35-to-21 vote



FILE - This May 22, 2018 file photo, shows a voter access card inserted in a voting reader during voting in the Georgia primary in Kennesaw, Ga. Just months after a highly contentious race for Georgia governor, the state Senate has approved a House plan to purchase new electronic touchscreen voting machines that print a paper ballot statewide. (AP Photo/Mike Stewart, file)

Wednesday. It now goes back to the House to consider some slight changes made by the Senate.

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AROUND THE STATE

Cuomo says no dice on plan for new NYC-area casinos

ALBANY, N.Y. (AP) — Gov. Andrew Cuomo says the odds of opening new casinos in the New York City area any time soon are not good.

The Democrat told reporters Tuesday that he's "skeptical" about casino deals put together by operators "promising billions

of dollars and everybody is happy." Lobbyists for the gaming industry are trying to persuade state lawmakers to lift a moratorium that has downstate casinos until 2023.

But Cuomo said that would only benefit the companies pushing the

proposal including MGM and Sands.

A constitutional amendment passed by voters in 2013 allowed for seven casino licenses to ultimately be awarded in New York.

Cuomo said the state was methodical when it awarded the first licenses to three upstate casinos in 2014.

Seal makes a splash in the Hudson River in Albany

ALBANY, N.Y. (AP) — A silver seal with scintillating black eyes and a spotted coat is making a splash in the Hudson River 150 miles inland from the Atlantic.

The New York State Department of Environmental Conservation on Tuesday said a harp seal has been spotted on an ice floe at Albany. The agency is asking people who see it to send photos to its social media email address.

A photo of a harbor seal just south of Albany generated surprise among Facebook users last week.

Hearing scheduled after teen targeted with racial slurs

BUFFALO, N.Y. (AP) — The New York State Amateur Hockey Association says it will hold a hearing within the next 30 days on a teen who was allegedly subjected to racial slurs during a game.

WGRZ-TV reports the association's statement comes after the teen's family says no action was taken for nearly two months after the game.

Roshawn Brown-Hall was playing for the Amherst Bulldogs as they faced the Cheektowaga Warriors Jan. 20 when players on the Warriors were captured on video yelling racial slurs. Officials said two players and an assistant coach with the Cheektowaga

12 protesters arrested after NY capitol vigil

ALBANY, N.Y. (AP) — Twelve protesters have been arrested at the New York State Capitol while holding a vigil seeking more financial resources for programs to help the homeless.

The individuals were briefly detained late Tuesday after they refused to leave the Capitol when it closed for the day. They included homeless and formerly homeless people as well as advocates pushing for more funding.

They had hoped to hold a 24-hour vigil but instead left and returned on Wednesday. The vigil comes as lawmakers and Democratic Gov. Andrew Cuomo are working to put together a new state budget before the April 1 start of a new fiscal year.

School officials don't want pot part of New York budget

ALBANY, N.Y. (AP) — Education advocates are urging New York lawmakers to leave the discussion of recreational marijuana out of the state budget process.

Several groups sent representatives to Albany Tuesday, including the NYA, Rural Schools Association and Association of School

Business. The next two weeks, state leaders should take time to weigh the social, legal and public health implications. Democratic Gov. Andrew Cuomo had wanted the budget to include a provision legalizing recreational marijuana, but recently acknowledged the issue likely won't be handled that way.

Mom of slain runner testifies at retrial

NEW YORK (AP) — The mother of a New York City runner says she remembers "screaming in the streets" when she learned her daughter had been slain.

The Daily News says Catherine Vetrano battled tears as she testified on Tuesday at the retrial of Chanel Lewis.

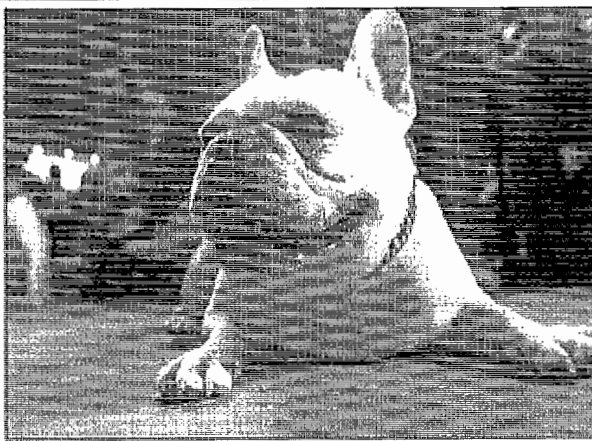
Vetrano says she had just returned home in Howard Beach, Queens after having surgery in August 2016. She was resting when her husband yelled that their daughter, Karina, wasn't answering her phone while running on a nearby park trail.

Investigators: Floor sander sawdust caused fatal fire

WAPPINGER, N.Y. (AP) — Investigators say spontaneous combustion of sawdust in a floor sander's dust collection bag caused a house fire that killed a 7-year-old boy last summer in upstate New York.

The Poughkeepsie Journal reports Dutchess County fire investigators ruled the August

fire in Wappinger Falls was accidental. The fire killed 7-year-old Sean Piner, the boy's mother, Din Piner, told investigators she and her boyfriend had been working on refinishing the dining room floor and left the sander and cans of polyurethane finish in the living room, where the fire started.



FILE — In this Oct. 7, 2007 file photo, Lolo, a French bulldog, lies on the floor prior to the start of a St. Francis Day service at the Cathedral of St. John the Divine in New York, which included the Blessing of the Animals. The suddenly ubiquitous French bulldog remains the fourth most popular breed for a second year, after surging from 93rd a quarter-century ago. (AP Photo/Tina Fineberg, File)

French Bulldog Reigns Supreme Once Again In NYC

NEW YORK, March 20, 2019 /PRNewswire/ — Once again, the French Bulldog took NYC's top spot in the American Kennel Club's (AKC) 2018 ranking of the most popular AKC-recognized dog breeds in the U.S.

The French Bulldog was also recognized as the #1 pup in Oakland, Las Vegas and Honolulu.

The AKC also announced its nationwide rankings today in a press conference at the AKC Museum of the Dog in NYC. The Labrador Retriever once again breaks records! The lovable Lab remains the number one most popular breed in the United States for the 28th year.

While the Labrador Retriever continues its reign at the top, the German Shorthaired Pointer has been quietly climbing the

charts over the past decade. This versatile, all-purpose hunter came in at number nine in 2018 — it's highest position since becoming recognized in 1930.

Most Popular Breeds Nationwide 2018
Labrador Retriever
German Shepherd Dog
Golden Retriever
French Bulldog
Bulldog

The American Kennel Club, founded in 1884, is a not-for-profit organization which maintains the largest registry of purebred dogs in the world and oversees the sport of purebred dogs in the United States. The AKC is dedicated to upholding the integrity of its registry, promoting the sport of purebred dogs and breeding for type and function. Along with its nearly 5,000 licensed and member clubs and its affili-

ed organizations, the AKC advocates for the purebred dog as a family companion, advances canine health and well-being, works to protect the rights of all dog owners and promotes responsible dog ownership. More than 20,000 competitions for AKC-registered purebred dogs are held under AKC rules and regulations each year including conformation, agility, obedience, rally, tracking, herding, lure coursing, counthound events, hunt tests, field and earthdog tests. Affiliate AKC organizations include the AKC Humane Fund, AKC Canine Health Foundation, AKC Companion Animal Recovery and the AKC Museum of the Dog. For more information, visit www.akc.org.

NYC's top 10 breeds for 2018:
French Bulldog
Labrador Retriever

Cuomo: Big divide in state budget talks

ALBANY, N.Y. (AP) — New York Gov. Andrew Cuomo says this year's state budget negotiations are particularly difficult because of revenue declines, the threat of big federal funding cuts and disputes with lawmakers over spending priorities.

The Democrat told reporters Tuesday there's still time to agree on a budget before the April 1 deadline but that this budget may prove to be more difficult than past spending plans.

Cuomo says he won't sign a budget that doesn't include his top priorities, such as making the 2 percent local property tax cap permanent and the elimination of cash bail for criminal defendants.

Lithuanian man pleads guilty in \$100M internet fraud case

NEW YORK (AP) — A Lithuanian man who duped Google and Facebook into transferring over \$100 million into accounts he controlled has pleaded guilty to wire fraud.

Zvidas Rimasevskas entered the plea Wednesday in federal court in Manhattan.

Judge George Daniels set a July 24 sentencing date. The charge could carry as many as 30 years in prison and a fine of as much as \$1 million or twice the crime's proceeds.

Rimasevskas was extradited to New York from Lithuania in 2017. He has been detained since. According to court documents, Google sent over \$23 million and Facebook nearly \$100 million to bank accounts he controlled.

Google, of Mountain View, California, has said it has recovered its money. Facebook, of Menlo Park, California, said it recovered most of its money.

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Heiress hoax scores woman celebrity treatment, and charges

NEW YORK (AP) — Anna Sorokin traveled in celebrity circles and tossed \$100 tips — all the more reason to believe she was the German heiress she said she was. But behind the jet-set lifestyle and pricey threads, prosecutors say, was a fraudster who bilked friends, banks and hotels for a taste of the high life.

Sorokin, 28, lived in luxury New York City hotel rooms she couldn't afford, prompted a friend on an all-expenses-paid trip to Morocco and then stuck her with the \$62,000 bill, and peddled bogus bank statements in a quest for a \$22 million loan, the Manhattan District Attorney's office alleges.

On Wednesday, the one-time darling of the Big Apple social scene is scheduled to stand trial on grand larceny and theft of services charges alleging she swindled \$275,000 in a 10-month odyssey that saw her jetting to Omaha and Manhattan before landing in a cell at Rikers Island.

"Her overall scheme has been to claim to be a wealthy German heiress with approximately \$60 million in funds being held abroad," prosecutor Catherine McCaw said after Sorokin's October 2017 arrest. "She's born in Russia and has not a cent to her name as far as we can determine."

Sorokin's lawyer, Todd Spodis, did not respond to a telephone message left Tuesday. At a hearing last month, he said that Sorokin is "presumed innocent and never intended to commit a larceny."

Sorokin, jailed since her arrest, faces deportation to Germany regardless of the outcome of the trial because authorities say she overstayed her visa. Her story, however, may stick around. Shonda Rhimes, the force behind "Grey's Anatomy" and "Scandal," has announced she is creating a television series about Sorokin, whose Instagram bio says "soon on Netflix."

Sorokin arrived in the

world of champagne wishes and caviar dreams in 2016 with a new name (Anna Delvey) and a wardrobe to match (Celine sunglasses, Gucci sandals and high-end bags from Net-a-Porter and Elysée Walker). She made a show of proving she belonged, passing crisp Benjaminos to Uber drivers and hotel concierges, but she gave varying accounts for the source of her wealth, according to people who knew her.

At different times, they said, she'd claim her



FILE — In this Oct. 30, 2018 file photo, Anna Sorokin appears in New York State Supreme Court on grand larceny charges. On Wednesday, March 27, 2019, Sorokin, the one-time darling of the Big Apple social scene, is scheduled to stand trial on grand larceny and theft of services charges alleging she swindled \$275,000 in a 10-month odyssey that saw her jetting to Omaha and Manhattan before landing in a cell at Rikers Island.

father was a diplomat, an oil baron or a solar panel muckety-muck. In reality, her father told New York magazine, "he's a former trucker who runs a heating-and-cooling business."

At first, people around Sorokin didn't see a red flag when she asked them to put cash and plane fares on their credit cards — she sometimes said she had trouble moving her assets from Europe, they said — and they laughed it off as forgetfulness when they had to hand her to pay them back.

"It was a magic trick," Rachel Williams, the friend from the Morocco trip, wrote in Vanity Fair. "I'm embarrassed to say that I was one of the props, and the audience, too. Anna's

was a beautiful dream of New York, like one of those nights that never seems to end. And then the bill arrives."

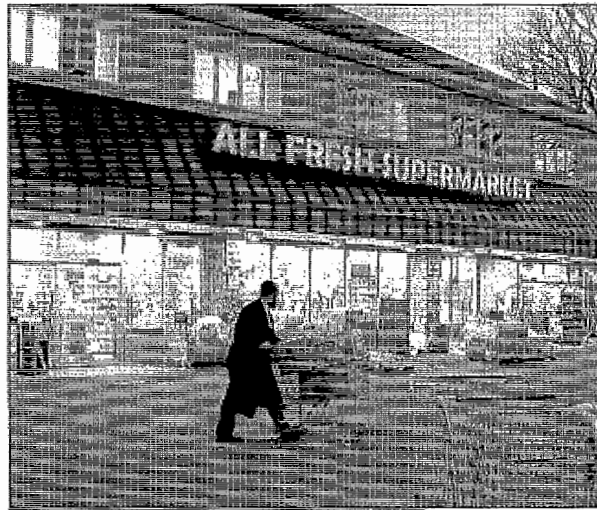
As she ingratiated herself to the New York party scene, prosecutors said, Sorokin started talking up plans to spend tens of millions of dollars building a Swiss art club with exhibitions, installations and pop-up shops. She thought about calling it the Anna Delvey Foundation.

Sorokin kept up the heiress ruse as she went looking for a \$22 million loan for the club in November 2016, prosecutors said. She obtained the loan would be secured by a letter of credit from UBS in Switzerland and showed statements purporting to substantiate her assets, according to an outline of the charges.

One bank rejected Sorokin because she "did not have sufficient cash flow to make loan payments," prosecutors said. She hauled on another firm when it pressured her for a meeting with a UBS banker who could verify her assets, prosecutors said.

During the process, prosecutors said, Sorokin convinced one bank to lend her \$100,000 to cover due diligence costs. She ended up keeping \$55,000 and "littered away these funds on personal expenses in about one month's time," prosecutors said. A few months later, in May 2017, Sorokin allegedly chartered a plane to and from the Berkshire Hathaway shareholders meeting in Omaha, Nebraska, but never paid the \$25,400 bill.

Broken and facing a big bill at a midtown Manhattan hotel in July 2017, Sorokin pleaded with a police officer that a bailout was on the way, prosecutors said. "I have no money and no credit cards. I'm waiting for my aunt from Germany. She's going to pay," Sorokin said, according to court documents. "I'm not trying to run. Why are you making a big deal about this? Give me five minutes and I can get a friend to pay."



An orthodox Jewish man walks through the parking lot of a supermarket, Tuesday, March 26, 2019, in Spring Valley, N.Y. Rockland County in New York City's northern suburbs declared a state of emergency Tuesday over a measles outbreak that has infected more than 150 people since last fall, hoping a ban against unvaccinated children in public places would help contain the seriousness of the problem. Rockland's outbreak has most heavily affected Orthodox Jewish communities, in which vaccination rates tend to be lower. (AP Photo/Jill Jacobson)

County bans unvaccinated minors in public as measles spreads

By MARY ESCH Associated Press

ALBANY, N.Y. (AP) — A county in New York City's northern suburbs declared a state of emergency Tuesday over a measles outbreak that has infected more than 150 people since last fall, hoping a ban against unvaccinated children in public places would help contain the seriousness of the problem.

"It's an attention grab, there's no question about it," Rockland County Executive Ed Day said at a news conference, noting that he didn't believe such a drastic step has ever been tried in the U.S. before.

Day said he was taking the action in hopes of reversing a recent uptick in cases amid disturbing reports that health workers were encountering resistance when investigating cases. Rockland's outbreak has most heavily affected Orthodox Jewish communities, in which vaccination rates tend to be lower.

Under the declaration, which lasts for at least 30 days, anyone under 18 who is not vaccinated against measles is barred from public gathering places, including shopping malls, civic centers, schools, restaurants and even houses of worship. Those in violation could be charged with a misdemeanor punishable by up to six months in jail.

But Day acknowledged that there will be no concerted enforcement effort and that the intent is not to arrest people but to emphasize the seriousness of the situation. "There will not be law enforcement or deputy sheriffs asking for vaccination records. That is ridiculous," Day said. "However, parents will be held accountable if they're found to be in violation of this emergency declaration."

The county is experiencing New York state's longest measles outbreak since the disease was declared officially eliminated from the United States in 2000. Health officials say the best way to stop the disease's spread is a vaccination rate in the community of 92 to 95 percent. Day said only 72.9 percent of people under 18 have been vac-

inated against measles in Rockland County, which has more than 300,000 residents.

Civil rights attorney Michael Sussman, who represents the parents of 44 unvaccinated children who were barred from a Waldorf School in the county, said he would discuss a possible challenge to the emergency declaration in a meeting with his clients Tuesday night.

"It's irrational," Sussman said. "You're punishing people who don't have the illness rather than quarantining people who are sick." Sussman said a quarantine of measles patients and those close to them would quickly stop the disease's spread.

This month, a federal judge, citing the "unprecedented measles outbreak," denied the parents' request to let unvaccinated children return to the Waldorf School. The lawsuit said the county's order banning unvaccinated children from schools regardless of religious or medical exemptions violated their constitutional rights.

The outbreak began in the Rockland area when seven unvaccinated travelers diagnosed with measles entered the county last

October. There have been 153 cases to date, Day said. In the early days of the outbreak, people were cooperating with health officials and getting children vaccinated, he said, but that has changed.

"Our health inspectors have been hung up on and told not to call again. They've been told, 'We're not discussing this, do not come back,' when visiting the homes of infected individuals as part of their investigations," Day said. "This type of response is unacceptable and frankly irresponsible."

On the same day as the federal judge's ruling on the school children, pediatric organizations expressed support for state legislation that would allow minors to get vaccinated without parental consent.

The state legislature's Democratic sponsors said too many parents believe unvaccinated children are unsafe and cause autism or other conditions. Day echoed that message, noting celebrities who have spoken out against vaccines.

"If you're going to Jenny McCarthy and Robert De Niro for your medical advice, you need to re-eval-

uate your life," he said. The Centers for Disease Control and Prevention lists six measles outbreaks, defined as three or more cases, around the country in 2019, including Rockland County's. The CDC said the outbreaks are linked to travelers who brought the disease back from other countries, such as Israel and Ukraine, where large measles outbreaks are occurring.

There have been 181 confirmed cases of measles in Brooklyn and Queens since October, most of them involving members of the Orthodox Jewish community, according to the CDC. Day said the emergency order was timed with the upcoming religious holidays of Easter and Passover in mind.

"We want people to be able to celebrate," he said. "We don't want to see a repeat of how this outbreak started when we saw people gathered together and then fall ill last fall."

The CDC says 35 states have had at least one case of measles confirmed in 2019, for a total of 314 cases to date. In 2014, 667 cases were confirmed nationwide and there were 372 cases in 2018.

AROUND THE STATE

St. Lawrence Seaway opens, officials mark 60th anniversary

MASSENA, N.Y. (AP) — The St. Lawrence Seaway's 2019 navigation season has started with American and Canadian officials marking the biennial waterway's 60th anniversary.

The Washington, D.C.-based Saint Lawrence Seaway Development Corp. says executives from the agency and U.S. transpor-

tation officials joined their Canadian counterparts Tuesday at the St. Lambert Lock in Montreal to mark the anniversary and the waterway's opening for the season.

The U.S. operates the seaway with the Canadian St. Lawrence Seaway Management Corp.

With its opening in

1959, the St. Lawrence Seaway linked the Great Lakes region and North America's heartland to global markets. Since then, the engineering marvel has seen nearly 3 billion tons of cargo move through the waterway.

The seaway opened to commercial shipping in April 1959.

NY state to release Wall Street bonuses estimate for 2018

ALBANY, N.Y. (AP) — New York state's comptroller says the average bonus paid to Wall Street securities industry employees dipped by more than \$300,000 despite an 11-percent increase in securities industry profits in 2018.

Comptroller Thomas DiNapoli's (see-NAP-uh-

leez) annual estimate of the average bonus paid to security industry employees was released Tuesday.

The Democrat's report says the average bonus fell 17 percent, from \$184,400 in 2017 to \$153,700 last year.

DiNapoli says the average bonus grew by 18 percent in 2018. He says

that's partly because of changes in the federal tax code that encouraged Wall Street brokerage firms to move up bonus payments to December 2017.

The annual accounting by the state's top elected fiscal officer serves as an indicator of how the financial services industry is doing.

NY lawmakers work to finish state budget on time

ALBANY, N.Y. (AP) — New York lawmakers are working toward a vote on a new state budget.

Members of the Senate and Assembly hope to pass a new spending plan before a new fiscal year begins Monday.

But first they'll work Wednesday to resolve

debates over the details of several proposals, including ones to impose new vehicle tolls in Manhattan and tax luxury second homes there.

In his \$125-billion budget proposal, Democratic Gov. Andrew Cuomo also included the elimination of cash bail for criminal defendants and a permanent extension

of the existing 2 percent cap on local property tax increases.

A proposal to legalize recreational marijuana isn't expected to be included in the budget, but lawmakers say they expect to consider that issue before the Legislature adjourns in June.

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New York State Electric & Gas Electric Corporation (NYSEG)

NYSEG has filed tariff revisions January 2, 2019 with the New York State Public Service Commission (PSC) to implement a residential time-of-use rate to become effective April 1, 2019.

A residential customer with an eligible electric vehicle may opt to take service under a Special Provision within Service Classification No. 8 for as long as the customer owns or operates the electric vehicle.

The Customer Charge will be \$15.11 per month. The Day-time per kilowatt-hour delivery charge is \$0.04935 and the Night-time per kilowatt-hour charge is \$0.01812. Supply charges and all other surcharges are applicable. Tariff schedules are available at nyseg.com.

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