

**NUTLEY BOARD OF EDUCATION
REGULAR MEETING
JANUARY 22, 2007**

The Nutley Board of Education held a Regular Meeting on Monday, January 22, 2007 at the Nutley High School Cafeteria, 300 Franklin Avenue, Nutley, NJ 07110.

President Olivo opened the meeting at 8:00 PM.

**CALL TO
ORDER**

MEETING NOTICE

**MEETING
NOTICE**

President Olivo stated that in compliance with Chapter 231, Public Law 1975 entitled Open Public Meetings Act, adequate notice of this meeting was legally advertised in the Nutley Sun on September 28, 2006. Said notice was posted at the entrance of the Board of Education offices, mailed to The Nutley Sun, The Star Ledger, The North Jersey Herald & News and The Nutley Journal and mailed to the Nutley Township Clerk.

This is an official meeting.

FLAG SALUTE

**FLAG
SALUTE**

Trustee Reilly led the assembly in the flag salute.

ROLL CALL

**ROLL
CALL**

Present: Mrs. Maria Alamo
Dr. Philip T. Casale
Mr. Gerard Del Tufo
Mr. Vincent Moscaritola
Mr. Sal Olivo
Mr. Kenneth J. Reilly
Dr. Gerard M. Parisi
Mr. James Viola
Ms. Patricia Williams

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Robert A. Green, Jr., Business Administrator/Board Secretary
Mr. Aaron DaSilva, Student Representative

APPROVAL OF MINUTES

**APPROVE
MINUTES**

BE IT RESOLVED that the Board of Education approves the following minutes:

January 8, 2007 – Conference Meeting
January 8, 2007 – Closed Executive Session
December 18, 2006 – Regular Meeting
December 18, 2006 – Closed Executive Session

Trustee Parisi moved, Trustee Alamo seconded, and the Board unanimously approved by voice vote a motion to approve the minutes as listed.

CORRESPONDENCE

CORRESPONDENCE

A thank-you note from Nancy Szura for the Board's expression of sympathy on the passing of her mother.

SUPERINTENDENT'S REPORT

SUPT'S REPORT A

Superintendent Zarra presented the Superintendent's Report dated January 22, 2007, Schedule A, which is appended to the minutes of this meeting, and briefly summarized its contents.

BOARD SECRETARY'S REPORT

**BOARD
SECRETARY'S
REPORT**

Board Secretary Green presented the Board Secretary's Report dated January 22, 2007. He reported that the Board received \$120,000 for the Yantacaw ceiling collapse and thanked Commissioner Evans for his help. He said the FMS broken sewer pipe should be fixed by tomorrow. He mentioned that the budget process is underway and he will have a report to the Budget Committee on February 8, 2007 and the full board on February 12, 2007.

COMMITTEE REPORTS

**COMMITTEE
REPORTS**

- Aaron DeSilva - Student Representative Report
- Trustee Alamo - Academic Committee
- Trustee Viola - Negotiations & Athletics Committee
- Trustee Del Tufo - Facilities Committee

HEARING OF CITIZENS (Resolutions Only)

Time was allowed for comments and questions from the public on resolution items only.

**HEARING OF
CITIZENS**

SUPERINTENDENT'S RESOLUTIONS

Trustee Williams moved, Trustee Moscaritola seconded, a motion that the Board approves the Superintendent's Resolutions numbers 1 through 17 as listed below.

**SUPT'S
RESOLUTIONS**

Resolutions 1 through 17 were approved by roll call vote with the following exceptions:

1. Trustees Reilly abstained on Resolution 13 – Extra Compensation.
2. President Olivo abstained on Resolution 14 – Longevity Pay.

**RETIREMENTS
PROF STAFF**

1. **RETIREMENTS – Professional Staff**

BE IT RESOLVED that the Board of Education approves the acceptance of the retirement of the following personnel, effective July 1, 2007:

Edward Annett, Jr.	High School Teacher
Robyn Burns	Elementary Art Teacher
Amelia Cerisano	Elementary Teacher
Raymond Chapman	High School Teacher
Jeri Cohn	High School Teacher

**AMEND APPOINT -
REAPPOINT. PROF STAFF**

2. **AMENDING APPOINTMENT – Reappointments
Professional Staff**

BE IT RESOLVED that the Board of Education approves the amending of the resolution (Schedule B), approved at the July 24, 2006 Board Meeting, to reflect a change in part-time status and salary of Miss Emanuela Fierro to full-time \$47,000.00 effective January 23, 2007.

**LEAVE OF ABSENCE
TEACHER**

3. **LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves an extension of a childrearing leave of absence for Mrs. Theresa Strus from January 16, 2007 through June 30, 2007, with a return date of September 1, 2007.

**LEAVE OF ABSENCE
P.T. AIDE**

4. **LEAVE OF ABSENCE – Part-time Aide**

BE IT RESOLVED that the Board of Education approves an extension of a medical leave of absence without pay for Mrs. Nancy Cascarano from January 1, 2007 through June 30, 2007.

**APPOINT
PROF. STAFF**

5. **APPOINTMENT – Professional Staff**

BE IT RESOLVED that the Board of Education approves the appointment of Mrs. Carey Ann Jimenez as teacher for the 2006-07 school year, effective January 23, 2007, at the annual salary of \$45,000, M.A. Step 6, in accordance with the 2006-07 Teachers' Salary Guide.

**APPOINT
TEACHER SUB B**

6. **APPOINTMENTS – Teacher Substitutes**

BE IT RESOLVED that the Board of Education approves the appointments of the teacher substitutes listed on the attached Schedule B for the 2006-07 school year.

**APPOINT
ATHLETICS**

7. **APPOINTMENT – Athletics**

BE IT RESOLVED that the Board of Education approves the appointment of Miss Stephanie Ruffo as Assistant Softball Coach for the 2006-07 school year, at the salary of \$4,165 Step 1, in accordance with the 2006-07 Athletic Salary Guide.

**APPOINT
VOLUNTEER COACH**

8. **APPOINTMENT – Volunteer Coach**

BE IT RESOLVED that the Board of Education approves the appointment of Mrs. Sarah Misner for the position of Volunteer Softball Coach for the 2006-07 school year.

**APPOINT
SUBS**

9. **APPOINTMENTS – Substitutes**

BE IT RESOLVED that the Board of Education approves the following substitutes for the 2006-07 school year:

School Aide

Elizabeth Demunno
Joanne Griswold

Buildings & Grounds

Joseph A. Pascucci

**APPOINT
SCHOOL BUS DRIVER**

10. APPOINTMENT – School Bus Driver

BE IT RESOLVED that the Board of Education approves the Appointment of Mario Desimone as a bus driver for the 2006-07 school year, effective January 23, 2007 at an hourly rate of \$15.80, which is in accordance with the 2006-07 Transportation Agreement. (Hired on a 90-day probationary period).

**APPOINT
MATH CLASSES**

11. APPOINTMENTS – Mathematics Classes

BE IT RESOLVED that the Board of Education approves the appointment of the following personnel to teach Mathematics classes:

Toby D'Ambola	-\$60.00/per class/will teach 1 class
Leann Martin	- 60.00/per class/will teach 1 class
David Sorensen	- 60.00/per class/will teach 1 class
John Suffren	- 50.00/per class/will teach 2 classes

**APPROVE
O.T. THERAPY
SERVICES**

12. APPROVE CONTRACT OCCUPATIONAL THERAPY SERVICES

BE IT RESOLVED that the Board of Education approves a contract with Amy Stoner for the purpose of providing occupational therapy services for the 2006-2007 school year effective January 5, 2007 at a rate of \$400.40 per day in a total amount not to exceed \$26,026.00.

**EXTRA
COMP**

13. EXTRA COMPENSATION

BE IT RESOLVED that the Board of Education approves the following personnel be paid extra compensation in the amounts indicated for services rendered:

**PAYMENT FOR HEALTH DYNAMICS CLASSES –
Month of December, 2006**

Rose Cioffi	\$250.00
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**PAYMENT FOR FILMING BOE MEETINGS –
September 25, October 16, November 20, 27
and December 18, 2006**

Kenneth Delgado	\$105.00
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**PAYMENT FOR SAT REVIEW CLASSES – Johns
Hopkins Talent Search – October 28, November 18,
December 2, 9, 16, 2006 and January 6, 2007**

Leann Martin	\$831.36
Laura Reilly	831.36

**PAYMENT FOR PARAPRO ASSESSMENT EXAMINATION
Workshop – January 4, 2007**

Lorraine Restel	\$ 90.08
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**CENTRAL DETENTION COVERAGE –
Month of December, 2006**

High School

Kent Bania	\$ 18.77
Joseph Cioffi	18.77
Lori Ferrara	131.39
Tarik Huggins	112.62
Marcellino Marra NHS(FMS)	18.77
Denise Mazza	18.77
Michael Russomanno	112.62
Joseph Simko	18.77
Anthony Surmatis	75.08
Lisa Vallo	150.16

Franklin School

Jennifer Ambrose	\$ 37.54
Joseph Cappello	75.08
Tracy Egan	56.31
Walter King	18.77
Louis Manganiello	37.54
Donna Saitta	18.77
Luann Zullo	37.54

**SATURDAY MORNING SUSPENSIONS –
Month of December, 2006**

High School

Joseph Affinito	\$315.28
Lori Ferrara	235.35
Marcellino Marra NHS(FMS)	235.35
Eric Puzio	78.45
Lisa Vallo	156.90

Franklin School

Joseph Cappello	156.90
Melissa Echevarria	78.45

**LONGEVITY
PAY**

14. LONGEVITY PAY

BE IT RESOLVED that the Board of Education approves the following longevity payment:

Richard Bolcato	\$2,000(prorated)	-Eff. Feb. 1, 2007	(17 years)
Christine Crisson	\$2,900(prorated)	-Eff. Feb. 1, 2007	(20 years)
Rebecca Olivo	\$1,400(prorated)	-Eff. Feb. 1, 2007	(15 years)
Monica Rhein	\$2,900(prorated)	-Eff. Feb. 1, 2007	(20 years)
Ellen Wolf	\$2,900(prorated)	-Eff. Feb. 1, 2007	(20 years)

**TRANSFER OF
PERSONNEL**

15. TRANSFER OF PERSONNEL

BE IT RESOLVED that the Board of Education approves, upon the recommendation of the Superintendent of Schools, the following transfer:

<u>NAME</u>	<u>FROM</u>	<u>TO</u>
Lisa Maniscalco	Radcliffe	Franklin Middle School

**CHANGE TRAINING
LEVEL C**

16. CHANGE-IN-TRAINING LEVELS

BE IT RESOLVED that the personnel listed on the attached Schedule C be advanced to the proper level of the salary guide in accordance with Board of Education regulations, said teachers having completed the necessary college courses to qualify for such advancement, to be effective February 1, 2007.

**SPECIAL CLASS
PLACEMENT**

17. SPECIAL CLASS PLACEMENT – Educationally Disabled Student

BE IT RESOLVED that the Board of Education authorizes the attendance of a student in out-of-district special education classes for the 2006-07 school year as follows:

<u>School</u>	<u>No. of Students</u>	<u>Classification</u>	<u>Effective Date</u>	<u>Tuition</u>
High Point School Lodi, NJ	1	ED	12/4/06	\$24,923.75

MEMORIAL

18. **Memorial**

Mrs. Imogene Bigley

Trustee Parisi moved, and Trustee Alamo seconded, the following resolution. Upon being put to a roll call vote the resolution was approved.

WHEREAS, it is with a sense of deep sorrow and regret that the Nutley Board of Education records the death of Mrs. Imogene Bigley on January 7, 2007, and

WHEREAS, Mrs. Bigley was employed in September, 1943 as an elementary teacher in the Nutley Public Schools and had a distinguished educational career until her retirement in June, 1979, and

WHEREAS, Mrs. Bigley won the admiration and respect of her fellow teachers and the friendship of pupils who came under the influence of her understanding and capable teaching.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Education of the Township of Nutley extends deepest sympathy to the members of her family, and

BE IT FURTHER RESOLVED, That this resolution be made a part of the minutes of this meeting and a copy sent to the members of her family.

BOARD SECRETARY'S RESOLUTIONS

**BOARD
SECRETARY'S
RESOLUTIONS**

Trustee Del Tufo moved, Trustee Alamo seconded, a motion that the Board approves the Board Secretary's Resolutions numbers 1 through 17 as listed below.

Resolutions 1 through 17 were unanimously approved by roll call vote.

1. **SECRETARY & TREASURER'S REPORT**

**SECY. & TREAS. A
REPORTS B**

BE IT RESOLVED that the Board of Education approves the acknowledgement and acceptance of the reports of the Board Secretary (Appendix A) and Treasurer of School Monies (Appendix B) for the period of December 31, 2006.

2. **CERTIFICATION OF MAJOR ACCOUNT FUND STATUS**

**CERTIFICATION
MAJOR ACCOUNT
FUND STATUS**

BE IT RESOLVED that pursuant to NJAC 6A:23-2.11(c) 4, the Nutley Board of Education certifies that as of December 31, 2006, after review of the Secretary's monthly financial report (Appropriations section) and upon consultation with the appropriate district officials, to the best of its knowledge no major account or fund has been over-expended in violation of

NJAC 6A:23-2.11(b) and that sufficient funds are available to meet the district's financial obligations for the remainder of the fiscal year. (Major funds are General Fund, Capital Outlay and Debt Service.)

3. BILLS AND MANDATORY PAYMENTS

**BILLS &
MANDATORY C**

BE IT RESOLVED that the Board of Education approves the payment of bills and mandatory payments dated January 23, 2007 in the total amount of \$6,805,375.89 (Appendix C).

4. REQUESTS FOR USE OF SCHOOL BUILDINGS AND GROUND

**USE OF BUILDINGS
AND GROUND D**

BE IT RESOLVED that the Board of Education approves the requests for the use of school buildings and grounds (Appendix D), that conform to the rules and regulations set by the Board of Education.

5. TRANSFER SCHEDULE

**TRANSFER
SCHEDULE E**

BE IT RESOLVED that the Board of Education approves, in compliance with NJAC 6A:23-2.11(c)3ii, and NJSA 18A:22-8-1, the transfers in the 2006-07 budget dated December 31, 2006 in the amount of \$82,160.02 as appended (Appendix E).

**REJECT
BIDS**

6. REJECT BIDS FOR A MODULAR CLASSROOM

WHEREAS bids for a modular classroom were advertised on November 8, 2006, and

WHEREAS sealed bids were publicly opened and read aloud on November 20, 2006 at 10:00 a.m. in the office of the Business Administrator/Board Secretary, and

WHEREAS the following bids were received in the following amounts:

	Option A -New	Option B - Used
Drill Construction West Orange, NJ	\$218,000.00	\$218,000.00
M Space New York, NY	131,437.00	N/A
Mobile Modular Space Inc. Thorofare, NJ	109,000.00	94,500.00

and

WHEREAS the lowest bid substantially exceeds the cost estimates for the goods or services,

NOW THEREFORE BE IT RESOLVED that the Board of Education rejects the bids received according to 18A:18A-22 which states that a board of education may reject all bids if the lowest bid substantially exceeds the cost estimates for the goods or services.

**AGREEMENT
McMANIMON & SCOTLAND**

**7. RESOLUTION AUTHORIZING AGREEMENT FOR CERTAIN
LEGAL SERVICES ADOPTED BY THE BOARD OF
EDUCATION OF THE TOWNSHIP OF NUTLEY IN THE
COUNTY OF ESSEX**

WHEREAS there exists a need for specialized legal services in connection with the authorization and the issuance of School District obligations by The Board of Education of the Township of Nutley in the County of Essex (the "Board"), a body corporate of the State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is so recognized by the financial community; and

WHEREAS funds are or will be available for this purpose;

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF NUTLEY IN THE COUNTY OF ESSEX AS FOLLOWS:

1. The law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is hereby retained to provide specialized legal services necessary in connection with the authorization and the issuance of obligations by the Board in accordance with an Agreement dated as of August 28, 2006 and submitted to the Board (the "Contract").
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A-5(a)(1), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the Contract shall be placed on file with the Secretary of the Board.
4. A notice in accordance with the Public School Contracts Law of New Jersey in the form attached hereto shall be published in The Nutley Sun.

**DETERMINING
TIME & PLACE
FOR DRAWING**

**8. DETERMINING TIME AND PLACE OF DRAWING FOR
POSITION ON BALLOT FOR ANNUAL SCHOOL ELECTION**

BE IT RESOLVED that the Board of Education approves the drawing for ballot position for the April 17, 2007 Annual School Election be held at 10:00 a.m. in the Business Administrator's Office on Wednesday, March 7, 2007.

**ESTABLISHING
HOURS OF
VOTING**

**9. ESTABLISHING HOURS OF VOTING FOR THE ANNUAL
SCHOOL ELECTION**

BE IT RESOLVED that the Board of Education approves the hours of voting at the April 17, 2007 Annual School Election to be 2:30 p.m. to 9:00 p.m.

**APPROVE PARTIAL PAY
TRU-VAL ELECTRIC CORP.**

**10. APPROVAL OF PARTIAL PAYMENT TO TRU-VAL
ELECTRIC CORP.**

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$108,103.80 to Tru-Val Electric Corp. for the Franklin Middle School Additions and Alterations Project as per the recommendation of the Board's architect and construction manager.

**APPROVE PARTIAL PAY
CHANREE CONSTRUCTION CO.**

**11. APPROVAL OF PARTIAL PAYMENT TO CHANREE
CONSTRUCTION CO.**

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$857,422.59 to Chanree Construction Co. for the Franklin Middle School Additions and Alterations Project as per the recommendation of the Board's architect and construction manager.

**APPROVE PARTIAL PAY
A. PFLUGH, INC.**

12. APPROVAL OF PARTIAL PAYMENT TO A. PFLUGH, INC.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$37,326.40 to A. Pflugh, Inc. for the Franklin Middle School Additions and Alterations Project as per the recommendation of the Board's architect and construction manager.

**ACCEPT PERKINS
SECONDARY GRANT**

13. ACCEPTANCE OF PERKINS SECONDARY GRANT

BE IT RESOLVED that the Board of Education accepts a FY 2007 grant acceptance certificate for the Perkins Secondary Grant in the amount of \$18,825.

**APPROVE
AGREEMENT
(LSC)**

14. APPROVAL OF AGREEMENT

BE IT RESOLVED that the Board of Education approves the agreement with the Livingston Services Corporation (LSC) for consulting services and professional services in the area of Physical and/or Occupational Therapy.

**ADOPT POLICY
1ST READING**

15. ADOPTION OF POLICY (First Reading)

BE IT RESOLVED that the Board of Education adopts the following policy (first reading) on file in the Business Office:

Policy # 5330 Administration of Medication (Appendix F)

**ACCEPT
DONATION**

16. ACCEPTANCE OF DONATION

BE IT RESOLVED that the Board of Education approves the acceptance of a donation of \$200 for the Bethel Assembly Family Worship Center.

**APPROVE AGREEMENT
IDEA- PART B**

**17. AGREEMENT WITH ESSEX COUNTY EDUCATIONAL
SERVICES COMMISSION – IDEA – PART B NONPUBLIC
SERVICES 2006-07 SCHOOL YEAR**

BE IT RESOLVED that the Nutley Board of Education approves an Agreement with the Essex County Educational Services Commission. Hereby the Commission will administer the IDEA - Part B services for nonpublic schools located within the Township of Nutley for the 2006-07 school year, and

BE IT FURTHER RESOLVED that the Nutley Board of Education pay 6% of the allocation for IDEA - Part B services to the Commission to cover the Commission's cost for administering said Program.

Trustee Reilly asked for suggestions from Administration for tighter security in the schools during the elections.

Trustee Alamo stated that letters should be sent to political leaders to stop having the voting in the schools.

Trustee Viola asked if we could find some grant funding for this issue.

**APPROVE BOE
MEETING PROCEDURES
TIMES & LOCATIONS
(TABLED)**

**18. APPROVAL OF BOARD OF EDUCATION MEETING
PROCEDURES, TIMES & LOCATIONS**

Trustee Del Tufo moved, and Trustee Parisi seconded, the following resolution:

Trustee Moscaritola made a motion, Trustee Reilly seconded, to table the following resolution.

Upon being put to a roll call vote the resolution was tabled with Trustees Parisi, Viola and President Olivo voting "No" and Trustees Alamo, Casale Del Tufo, Moscaritola, Reilly and Williams voting "Yes".

BE IT RESOLVED that the Board of Education approves the following meeting procedures, times and locations:

1st Meeting of the Month

At 7:00 PM - Conference Meeting - NHS Teachers' Cafeteria

Begin meeting in Open Session to discuss all Board business. After Board business has been discussed, enter into Executive Session until adjournment, if and when necessary.

2nd Meeting of the Month

At 7:00 PM - Conference Meeting - NHS Teachers' Cafeteria

Begin meeting in Open Session to discuss all Board business. After Board business has been discussed, enter into Executive Session, if and when necessary.

At 8:00 PM - Start Regular Board Meeting - NHS Cafeteria

After Regular Board Meeting, enter into Executive Session, if and when necessary.

HEARING OF CITIZENS

**HEARING OF
CITIZENS**

Resident Dennis Durhay of Temple Beth Assembly stated there will be a Gang Awareness Meeting on March 4, 2007 at 6:00 PM at the Temple Beth Assembly, 30 New Street in Nutley.

Resident Greg Palma stated he requested a 3,500 Franklin Middle School name change petition and did not receive it. He also requested that the name change question be placed on the ballot for public vote. He also stated that the Business Administrator did not respond to the OPRA request within the legal time limit.

Resident Ralph DePiro stated he would like to have the Franklin Middle School name change put to a public vote.

Resident Walt Smith stated he does not know of much discussion that has taken place on the Franklin Middle School name change. He stated facts of the history of the name "Franklin". He felt the name change should not be put on a ballot for public vote. He then complimented John Walker and his contributions to the community.

Resident Terry Quirk representative for the Nutley Parent Advocacy Network inquired on the Yantacaw Trailer and asked questions concerning the "Open Public Records Act". She asked if there would be a bylaw written on electronic meetings and the dress code opinion of the Board. She questioned if the parents would be made aware of any changes in the dress code.

Resident Susan Capalbo stated she felt procedure had been followed concerning the name change.

Resident Ralph DePiro asked for the cost in changing the name of Franklin Middle School.

Resident Greg Palma stated his position again on the name change and felt it should be voted on by a public ballot.

Resident Diana McGovern inquired about the Gifted & Talented Program within the curriculum.

Resident Peggy Windheim stated she was in favor of the Franklin Middle School name change.

Resident James Palma stated he is in favor of the name change to be put to public vote.

OLD BUSINESS

OLD BUSINESS

Trustee Viola spoke on the tabled motion on meeting procedures and felt the Board should discuss this item.

Trustee Moscaritola shared his opinion and stated he should have put a time limit on the tabled motion.

Trustee Casale felt that the process happened too quickly.

Trustee Parisi stated there was a discussion at a previous meeting and this recommendation/suggestion was the result.

A discussion ensued and it was decided that the Board would discuss the issue at a later date.

NEW BUSINESS

Trustee Viola announced the Science Fair on February 3, 2007 at the high school gym.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:53 PM on a motion by Trustee Reilly, seconded by Trustee Viola, and unanimously approved by voice vote.

NEW BUSINESS

ADJOURN

Respectfully submitted,

Robert A. Green, Jr.
Board Secretary