

**NUTLEY BOARD OF EDUCATION  
PUBLIC MEETING  
JANUARY 28, 2008**

The Nutley Board of Education held a Public Meeting on Monday, January 28, 2008 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

President Olivo opened the meeting at 6:30 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 had been provided as specified in the Act. Proper notice of this Public Meeting was provided in the Revised Schedule of Meetings notice of October 22, 2007. 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.

**ROLL CALL**

**ROLL  
CALL**

Present:

Dr. Philip T. Casale  
Mr. Gerard Del Tufo  
Mr. Angelo Frannicola  
Mr. James Kuchta  
Mr. Vincent Moscaritola  
Mr. James Viola  
Ms. Patricia Williams  
Mr. Sal Olivo

Absent:

Mrs. Maria Alamo

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. Michael DeVita, Assistant to the Business Administrator  
Mr. Frank Pomaco, Board Attorney

**MOTION TO ADJOURN TO EXECUTIVE SESSION**

**EXECUTIVE  
SESSION**

At 6:35 PM Trustee Casale moved and Trustee Kuchta seconded the following resolution:

WHEREAS, the Board of Education will be discussing matters exempt from public discussion pursuant to N.J.S.A. 10:4-12,

NOW, THEREFORE, BE IT RESOLVED that the Board of Education recess to closed executive session at this time to discuss the following:

1. Legal Opinion for purchasing property
2. Discussion of new regulations for reimbursements
3. Legal Opinion for south property line – WMS.
4. Discussion of Banking Rates & Investment of Public Funding

BE IT FURTHER RESOLVED that the results of the discussions will be made public by inclusion on the agenda of a subsequent meeting of the Board of Education or when the reasons for discussing such matters in closed session no longer exist.

The motion was approved by voice vote.

**RECONVENE MEETING**

**RECONVENE**

At 8:00 PM Trustee Viola moved, Trustee Williams seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

The meeting reconvened in the JHWMS Library located at 325 Franklin Avenue, Nutley, NJ.

**ROLL CALL**

**ROLL  
CALL**

Present:

Dr. Philip T. Casale  
Mr. Angelo Frannicola  
Mr. James Kuchta  
Mr. Vincent Moscaritola  
Mr. James Viola  
Ms. Patricia Williams  
Mr. Sal Olivo

Absent::

Mrs. Maria Alamo  
Mr. Gerard Del Tufo (arrived 8:05 PM)

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. Michael DeVita, Assistant to the Business Administrator  
Ms. Emily Batina, Student Representative

**FLAG SALUTE**

**FLAG  
SALUTE**

Trustee Viola led the assembly in the flag salute.

**APPROVAL OF MINUTES**

**APPROVE  
OF MINUTES**

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

December 17, 2007 – Regular Meeting  
December 17, 2007 – Closed Executive Session  
January 7, 2008 – Closed Executive Session  
January 7, 2008 – Public Meeting

Trustee Kuchta moved, Trustee Williams seconded, and the Board minutes were approved with the following exception:

1. Trustee Casale voted "No" on January 7, 2008 Closed Executive Session due to missing information.
2. Trustee Viola abstained on minutes of January 7, 2008.

Trustee Del Tufo arrived at 8:05 PM.

**CORRESPONDENCE**

**CORRESPONDENCE**

A thank-you note from Lillian De Filippis for the Board's expression of sympathy on the passing of her mother.

A thank-you note from Frank Libert for the Board's expression of sympathy on the passing of his mother.

A thank-you note from Mary Carment for the Board's expression of sympathy on the passing of her son.

**SUPERINTENDENT'S REPORT**

**SUPT'S REPORT A**

Mr. Zarra presented the Superintendent's Report dated January 28, 2008, Schedule A, which is appended to the minutes of this meeting, and briefly summarized its contents. He also mentioned how proud the district is of the Autism Program.

Mrs. Francioso reported on Articulation Day.

Mr. Zarra stated he would like to remove the Assistant Baseball Coaches on Resolution #15 – Appointment – Athletics.

**BOARD  
SECRETARY'S  
REPORT**

**BOARD SECRETARY'S REPORT**

Mr. Green provided four handouts to the Board Members:

1. Addendum Resolution to reject bids for the Lincoln School HVAC System.
2. Budget for the Elementary School Project.
3. Spreadsheet with financial information for the Elementary School Project.
4. Letter from Robert Benson, District Engineer, concerning Revising bids for the Lincoln and Washington School HVAC Systems.

Time was allowed for comments and questions from the Board.

**COMMITTEE REPORTS**

**COMMITTEE  
REPORTS**

- Emily Batina - Student Representative
- Trustee Del Tufo - Facilities Committee  
- Negotiations of Administrators

Trustee Moscaritola asked if the cost estimated for the HVAC bids could be corrected. He also stated that the longer the wait period the higher the price will be.

- Trustee Moscaritola - Security Update (Sub Committee)
- Trustee Williams - Policy Committee
- Trustee Viola - Athletic Committee
- Trustee Casale - Finance/Budget Committee

**HEARING OF CITIZENS (Resolutions Only)**

**HEARING OF  
CITIZENS**

None

***SUPERINTENDENT'S RESOLUTIONS***

**SUPT'S  
RESOLUTIONS**

Trustee Frannicola moved, and Trustee Moscaritola seconded, a motion that the Board approves the Superintendent's Resolutions numbers 1 through 19 as listed below with the following exceptions:

1. President Olivo abstained on Superintendent's Resolution #11 Appointment – Custodian.
2. The Assistant Baseball Coaches were removed for Approval from Resolution #15 – Athletics (Schedule C).

**RETIREMENT  
TEACHER**

**1. RETIREMENTS – Professional Staff**

BE IT RESOLVED that the Board of Education approves the acceptance of the retirement of the following personnel, effective June 30, 2008:

Ronald Bonadonna            -High School Teacher  
Judith Story                    -Elementary Teacher

**RESIGNATION  
B&G EMPLOYEE**

**2. RESIGNATION – Buildings & Grounds Employee**

BE IT RESOLVED that the Board of Education approves the acceptance of the resignation of Mr. Albert Marchione, buildings and grounds employee effective January 18, 2008.

**AMEND APPROVAL  
OF NEW COURSES**

**3. AMENDING RESOLUTION – Approval of New Courses**

BE IT RESOLVED that the Board of Education approves the amending of the resolution Approval of New Courses, approved at the December 17, 2007 Board Meeting, to reflect the following changes:

Delete: AP Journalism  
Add: English Electives: Introduction to Media Skills &  
Applications – Honors  
    School Newspaper I    -Honors  
    School Newspaper II   -Honors  
    School Newspaper III -Honors

**LEAVE OF ABSENCE  
TEACHER**

**4. LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Marisa Tusche, effective February 13, 2008 through June 30, 2008 with the provision that she notify the Superintendent of Schools of further teaching intentions no later than April 1, 2008.

**LEAVE OF ABSENCE  
TEACHER**

**5. LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a leave of absence in accordance with the New Jersey Family Leave Act for Mrs. Sarah Misner, effective February 1, 2008 through April 28, 2008.

BE IT FURTHER RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Misner, effective April 29, 2008 through June 30, 2008, with a return date of September 1, 2008.

**LEAVE OF ABSENCE  
TEACHER**

**6. LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a leave of absence in accordance with the New Jersey Family Leave Act for Mrs. Ellen Napoli, effective March 1, 2008 through May 19, 2008.

BE IT FURTHER RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Napoli, effective May 20, 2008 through June 30, 2008, with a return date of September 1, 2008.

**LEAVE OF ABSENCE  
TEACHER**

**7. LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Jaimee Grella, effective January 30, 2008 through March 31, 2008 with a return date of April 1, 2008.

**APPOINTMENTS  
PROF. STAFF**

**8. APPOINTMENTS – Professional Staff**

BE IT RESOLVED that the Board of Education approves the appointments of the personnel listed below for the 2007-08 school year, effective January 29, 2008, in accordance with the 2007-08 Teachers' Salary Guide:

<u>Name</u>	<u>Degree</u>	<u>Step</u>	<u>Salary</u>
Ryan McMullen	B.A.	6	\$43,000 (Replacing Donald Sellari) LLD Account #: 11-204-100-101
Jeremy Thornton	B.A.	6	43,000 (Replacing Anthony Surmatis) 9-12 Account #: 11-140-100-101

**APPOINTMENTS  
TEACHER SUBS B**

**9. 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 2007-08 school year.

**APPOINTMENTS BOE  
EXTENDED DAY**

**10. APPOINTMENTS – BOE Extended Day Program**

BE IT RESOLVED that the Board of Education approves the appointments of the School Age Extended Day Program employees listed below for the 2007-08 school year at the salaries indicated, Account #: 55-990-320-100:

<u>Part-time Substitute Child Care Teacher</u>	<u>Hourly Rate</u>
Janine Peters	\$25.00

<u>Part-time Substitute Child Care Aide</u>	<u>Hourly Rate</u>
Diane Rogers	\$12.75

**APPOINTMENT  
CUSTODIAN**

**11. APPOINTMENT - CUSTODIAN**

BE IT RESOLVED that the Board of Education approves the appointment of Joseph Romano (replacement), as a custodian effective February 1, 2008 at the annual salary of \$28,700, prorated, (Group 2, Step 3), plus a night stipend of \$2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

**APPOINTMENT  
CUSTODIAN**

**12. APPOINTMENT - CUSTODIAN**

BE IT RESOLVED that the Board of Education approves the appointment of Ralph Pastorino (replacement), as a custodian effective February 1, 2008 at the annual salary of \$28,700, prorated, (Group 2, Step 3), plus a night stipend of \$2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

**APPOINTMENT  
CUSTODIAN**

**13. APPOINTMENT - CUSTODIAN**

BE IT RESOLVED that the Board of Education approves the appointment of Thomas G. Trasente, Jr. (replacement), as a custodian effective February 1, 2008 at the annual salary of \$28,700, prorated, (Group 2, Step 3), plus a night stipend of \$2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

**APPOINTMENT SCHOOL  
CROSSING GUARD**

**14. APPOINTMENT – School Crossing Guard**

BE IT RESOLVED that the Board of Education approves the appointment of Kathleen Petillo as Crossing Guard at the Radcliffe School driveway at the hourly rate of \$15.00, account #11-999-262-100 effective January 29, 2008 for the 2007-08 school year.

**APPOINTMENTS  
ATHLETICS C**

**15. APPOINTMENTS – Athletics**

BE IT RESOLVED that the Board of Education approves the Spring Athletic Appointments listed on the attached Schedule C for the 2007-08 school year on the salary guide at the classification and step as indicated in accordance with the 2007-08 Coaches Salary Guide.

**APPOINTMENTS  
VOLUNTEER COACHES**

**16. APPOINTMENTS – Volunteer Coaches**

BE IT RESOLVED that the Board of Education approves the appointments for the personnel listed below for the 2007-08 school year:

Joseph Cioffi	-Volunteer Baseball Coach
Karen Ponzoni-Shedd	-Volunteer Crew Coach
Anthony Scarpelli	-Volunteer Crew Coach
Frank Sasso	-Volunteer Golf Coach

**EXTRA  
COMPENSATION**

**17. 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, 2007**

Rose Cioffi	\$250.00
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**PAYMENT FOR SATURDAY VIOLIN LESSONS –  
Grades 2 and 3 during October, November and  
December, 2007**

Stephanie Tirri	\$311.76
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**PAYMENT FOR FILMING BOE MEETINGS –  
7/23, 8/27, 9/24, 10/22 and 11/19**

Kenneth Delgado	\$82.50
John Reciniello	22.50

**PAYMENT FOR CHILD STUDY TEAM – Summer  
Hours – July and August, 2007**

Michele Syme	\$374.16
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**PAYMENT FOR NHS SPEAKER WIRING – December 4,  
11, 13, 18 and 27, 2007 and January 19 and 21, 2008**

John Schwarz                      \$1,744.97

**PAYMENT FOR NHS H.S.P.A. CURRICULUM  
WORKSHOP- Student Review Assessment –  
January 9, 2008**

Toby D'Ambola                      \$67.56  
Susan Gesumaria                      51.96  
Leann Martin                      51.96  
Heather Syme                      51.96  
Denis Williams                      51.96

**BASIC SKILLS CURRICULUM COMMITTEE  
January 5, 2008**

Lottie Alama                      \$103.92  
Danielle Cancelliere                      103.92  
Dolores Contreras                      103.92  
Jennifer Farro                      103.92  
Danielle Franco                      103.92  
Rosalina Gencarelli                      103.92  
Gina Masino                      103.92  
Stephanie Mozeika                      103.92  
Geraldyn Ryan                      103.92  
Debra Tiene                      103.92  
Jennifer VonAchen                      103.92  
Jenifer Wilson                      103.92

**LANGUAGE ARTS CURRICULUM COMMITTEE –  
December 1, 2007**

Pamela B. Mitchell                      \$103.92  
Linda Batson                      103.92  
Karen Beckmeyer                      103.92  
Nicole Crowe                      103.92  
Carla Cullari                      103.92  
Cynthia DeBonis                      135.12  
Loretta Douglas                      103.92  
Melissa Echevarria                      103.92  
Danielle Ferraro                      103.92  
Emanuela Fierro                      103.92  
Jill Freedman                      103.92  
Natalie Gatto                      103.92  
Doreen Holland                      103.92  
Walter King                      103.92  
Paul Kocum                      103.92  
Erin Lenik                      103.92  
Cynthia Lynch                      103.92  
Valerie Martin                      103.92  
Beverly Masullo                      103.92  
Marcy McKenzie                      103.92

Jessica Nolasco	103.92
Laura Reilly	103.92
Lorraine Restel	135.12
Deborah Schop	103.92
Phillip Siculietano	103.92
Jill Sorensen	103.92

**CENTRAL DETENTION COVERAGE –  
Month of December, 2007**

**High School**

Kent Bania	\$ 18.77
John Gulardo	131.39
Tarik Huggins	18.77
Jennifer Marcino (Mowrey)	18.77
Denise Mazza	37.54
Lisa Vallo	150.16

**JHW Middle School**

Jennifer Ambrose	56.31
Joseph Cappello	37.54
Tracy Egan	37.54
Michelle Ippolito	37.54
Louis Manganiello	18.77
Luann Zullo	56.31

**SATURDAY MORNING SUSPENSIONS –  
Month of December, 2007**

**JHW Middle School**

Joseph Cappello	\$ 78.45
Marcellino Marra	78.45

**CHANGE-IN-TRAINING  
LEVELS**

**18. CHANGE-IN-TRAINING LEVELS**

BE IT RESOLVED that the personnel listed on the attached Schedule D 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, 2008.

**LONGEVITY  
PAY**

**19. LONGEVITY PAY**

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

Rosalie Alongi -	\$1,650 (prorated) Eff. 2/1/08 (15 years)
AnneMarie Kowalski -	\$4,300 (prorated) Eff. Feb.1,2008 (25 years)
Marianne Marcantonio-	\$1,400 (prorated) Eff. Feb.1,2008 (15 years)

**MEMORIAL**

20. **Memorial:** **Mrs. Martha R. Kostyra**

Trustee Kuchta moved, and Trustee Del Tufo 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. Martha R. Kostyra on November 20, 2007, and

WHEREAS, Mrs. Kostyra was employed in September, 1964 as an elementary teacher in the Nutley Public Schools and had a distinguished educational career until her retirement in June, 1981, and

WHEREAS, Mrs. Kostyra 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.

Trustee Frannicola complimented the softball program and Coach Zullo.

***BUSINESS ADMINISTRATOR/  
BOARD SECRETARY'S RESOLUTIONS***

**BA/BOARD  
SECRETARY'S  
RESOLUTIONS**

Trustee Casale questioned Resolution #18 and thought the Board should have more discussion on the matter. Trustee Del Tufo commented that the document was sent to Board Members three times. It was decided to hold discussion on the document.

Trustee Casale made a motion, Trustee Moscaritola seconded, to table Resolution #18 Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept. Upon being put to a roll call vote the motion was not approved with the following vote Trustees Casale, Frannicola, Moscaritola and Viola voting "Yes" and Trustees Del Tufo, Kuchta, Williams and Olivo voting "No".

A discussion ensued among the Board regarding travel reimbursement for staff.

Mr. Zarra stated that there are no regulations concerning the travel expenses and the need for pre-approval by the Board.

Upon being put to a roll call vote Resolutions 1 through 18 and 20 were approved by roll call vote with the following exceptions:

1. Trustee Kuchta voted "Yes" on 1 through 5, 7 through 18, and 20. On Resolution #6 - Approval of Travel List he voted "Yes" except for any employee who had already traveled.

2. Trustee Casale voted "No" on all resolutions.

Trustee Casale changed his vote to "Yes" on all resolutions except for Resolution #18 – Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept.

3. Trustee Frannicola changed his vote from a "No" to "Yes" on Resolution #6 – Approval of Travel List.

4. Trustee Moscaritola voted "No" on Resolution #18 – Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept. On Resolution #6 - Approval of Travel List he voted "Yes" except for any employee who has already traveled.

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

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 ending December 31, 2007.

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

**2. CERTIFICATION OF 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, 2007, 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 Projects and Debt Service.)

**MAJOR ACCOUNT  
FUND STATUS**

**3. BILLS AND MANDATORY PAYMENTS** **BILLS & MANDATORY PAYMENTS C**

BE IT RESOLVED that the Board of Education approves the payment of bills and mandatory payments dated January 29, 2008 in the total amount of \$6,151,739.49 (Appendix C).

**4. REQUESTS FOR USE OF SCHOOL BUILDINGS AND GROUNDS** **USE OF BUILDINGS AND GROUNDS 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 2007-08 budget dated December 31, 2007 in the amount of \$791,432.25 as appended (Appendix E).

**6. APPROVAL OF TRAVEL LIST** **APPROVE TRAVEL LIST F**

BE IT RESOLVED that the Board of Education approves the travel list and all expenses per (Appendix F).

**7. ADOPTION OF POLICY (Second Reading)** **ADOPTION OF POLICY 2<sup>ND</sup> READING G**

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

Policy #2435.1 Student Random Alcohol and Drug-Testing  
Policy #5530 Substance Abuse

**8. OUTSTANDING CHECKS – GENERAL ACCOUNT** **OUTSTANDING CHECKS GENERAL ACCOUNT**

BE IT RESOLVED that the Board of Education approves the accounting procedure of putting the amount of the following checks into revenue.

Check #	Date	Name	Amount
069843	6/26/06	Essex County Board of Elections	\$9,121.77
069905	6/26/06	Liberty Science Center	\$ 60.00
069918	6/26/06	MHS Quiz Bowl Team	\$ 140.00
070148	6/30/06	Pediatric Specialty Center`	\$ 140.00
Total			<u>\$9,461.77</u>

The checks have not been cashed in a reasonable amount of time so funds will be put back in our miscellaneous revenue account.

**OUTSTANDING  
CHECKS  
SALARY ACCOUNT**

**9. OUTSTANDING CHECKS – SALARY ACCOUNT**

BE IT RESOLVED that the Board of Education approves the accounting procedure of putting the amount of the following checks into revenue.

<b>Check #</b>	<b>Date</b>	<b>Name</b>	<b>Amount</b>
555977	6/15/07	J. Ferrailoi	\$ 61.06
556826	6/29/07	M. Echevaria	\$ 30.36
556827	6/29/07	T. Egan	\$ 111.12
Total			<u>\$ 202.54</u>

The checks have not been cashed in a reasonable amount of time. The employees were contacted for the reissuing of checks, without response, so the funds will be put back in our revenue account.

**APPROVAL OF  
AMENDMENT NCLB  
2008**

**10. APPROVAL OF AMENDMENT OF 2008 NCLB APPLICATION**

BE IT RESOLVED that the Board of Education approves the submission of an amendment for the funding year 2008 NCLB Grant Application.

**APPROVAL OF  
PARTIAL PAYMENT  
CHANREE**

**11. APPROVAL OF PARTIAL PAYMENT TO CHANREE CORPORATION**

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$272,581.14 to Chanree for the Franklin Middle School Additions and Alterations Project as per the recommendation of the Board's architect and construction manager.

**APPROVAL OF  
PARTIAL PAYMENT  
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 \$63,305.62 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.

**DETERMINING  
TIME & PLACE  
FOR DRAWING**

**13. 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 15, 2008 Annual School Election be held at 10:00 a.m. in the Board Conference Room on Wednesday, March 5, 2008.

**ESTABLISHING  
HOURS OF  
VOTING**

**14. 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 15, 2008 Annual School Election to be 2:30 p.m. to 9:00 p.m.

**AWARD OF CONTRACT  
EXTERIOR FAÇADE  
WASHINGTON SCHOOL**

**15. AWARD OF CONTRACT – Exterior Façade – Washington  
School**

WHEREAS, bids for Exterior Façade – Washington School were advertised on December 3, 2007, and

WHEREAS, sealed bids were publicly opened and read aloud on Friday, January 18, 2008 at 2:00 p.m. in the office of the Business Administrator/Board Secretary, and

WHEREAS, bids for Exterior Façade – Washington School are as follows:

<b>BIDDER</b>	<b>BID AMOUNT (BASE BID PLUS BONDING)</b>
Brockwell & Carrington	\$ 1,327,000.00 (1) (2)
Niram, Inc.	\$ 1,889,000.00 (2)
Paragon Restoration Corp.	\$ 2,489,927.00 (2)
<b>Hilt Construction, Inc.</b>	<b>\$ 2,496,891.00 (3)</b>
APS Contracting, Inc.	\$ 2,580,750.00
Chanree Construction Co., Inc.	\$ 2,587,978.00
CVM Cost Estimate Prior to Bidding (12/4/2007)	\$ 2,617,919.00
Circle-A Construction Co., Inc.	\$ 2,767,000.00
G&M Eastern Contracting	\$ 2,829,159.00

- 1) Requested to withdraw bid due to transposition in numbers via letter dated January 18, 2008.
- 2) Bidders do not meet the required qualifications as stipulated in the bid specifications.
- 3) Apparent low, qualified bidder, meeting all stipulated criteria.

WHEREAS, the bid of Hilt Construction, Inc., Franklin Park, NJ meets all specifications, and is therefore the lowest responsible bidder, and

WHEREAS the architect and engineer recommended that the Board accept the bid of Hilt Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED that the Nutley Board of Education accepts the recommendation of the Board's architect and engineer and approves the award of the contract for Exterior Façade – Washington School to Hilt Construction, Inc., Franklin Park, NJ.

**AWARD OF CONTRACT WINDOW  
& DOOR REPLACEMENT  
WASHINGTON SCHOOL**

**16. AWARD OF CONTRACT –Window and Door  
Replacement – Washington School**

WHEREAS, bids for Window and Door Replacement – Washington School were advertised on December 3, 2007 and

WHEREAS, sealed bids were publicly opened and read aloud on Friday, January 18, 2008 at 3:00 p.m. in the office of the Business Administrator/Board Secretary, and

WHEREAS, bids for Window and Door Replacement – Washington School are as follows:

	<b>BID AMOUNT</b>
<b>Levy Construction</b>	
	<b>\$598,600.00</b>
Apparent low, qualified bidder.	
<b>Circle A Construction</b>	\$684,700.00
<b>APS Contracting Inc.</b>	\$763,200.00
<b>Shauger Property Services Inc.</b>	\$775,000.00
<b>DCM Construction Cost Estimate</b>	\$683,451.00
<b>Referendum Budget</b>	\$662,130.00



WHEREAS, the bid of Levy Construction, Audubon, NJ meets all specifications, and is therefore the lowest responsible bidder, and

WHEREAS the architect and engineer recommended that the Board accept the bid of Levy Construction, Audubon, NJ.

NOW, THEREFORE, BE IT RESOLVED that the Nutley Board of Education accepts the recommendation of the Board's architect and engineer and approves the award of the contract for Window and Door Replacement – Washington School to Levy Construction, Audubon, NJ.

**REJECT BID  
HVAC REPLACEMENT  
WASHINGTON SCHOOL**

**17. REJECT BID – HVAC Replacement Washington School**

WHEREAS bids for a HVAC Replacement Washington School were advertised on December 3, 2008, and

WHEREAS sealed bids were publicly opened and read aloud on January 18, 2008 at 3:00 PM in the office of the Business Administrator/Board Secretary, and

WHEREAS the following bids were received in the following amounts:

Bill Leary HVAC	\$2,390,000
GDS Mechanical Inc.	\$2,394,000
H&S Construction and Mechanical Inc.	\$2,600,000
Nicosia & Sons Construction	\$2,764,223
T.M. Brennan Contractors, Inc.	\$2,764,223
Bender Contracting	\$3,124,100
Jacobs Construction	\$3,240,000
Ex Air Inc.	\$3,450,000

Referendum Budget \$1,159,917

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.

**APPROVAL OF NUTLEY  
MODERNIZATION &  
MAINTENANCE PROGRAM  
& BUSINESS PLAN CONCEPT**

**18. APPROVAL OF NUTLEY SCHOOL DISTRICT STRATEGIC  
MODERNIZATION AND MAINTENANCE OPERATIONAL  
PROGRAM AND BUSINESS PLAN CONCEPT**

BE IT RESOLVED that the Board of Education approves the adoption of the "Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept" on file in the Business Office (Appendix H).

**REMOVED FROM AGENDA**

**19. INVESTMENT ADVISORY SERVICES**

BE IT RESOLVED that the Board of Education received requests for proposals on December 20, 2007 from the following companies:

Commerce Bancorp, Inc.  
Acacia Financial Group  
Sovereign Advisors (AXA)  
MBIA Asset Management  
Morgan Stanley

BE IT FURTHER RESOLVED that the Board of Education approves Commerce Bankcorp, Inc. to provide investment advisory services and arbitrage services as outlined in their proposal for the funds for the \$38,500,000 referendum.

**ACCEPTANCE  
OF DONATION**

**20. ACCEPTANCE OF DONATION**

Trustee Del Tufo moved, and Trustee Kuchta seconded, the following resolution. Upon being put to a roll call vote the resolution was approved.

BE IT RESOLVED that the Board of Education approves the acceptance of a donation of \$15.00 for the Sport-A-Cut fundraiser.

**REJECT BID  
HVAC REPLACEMENT  
LINCOLN SCHOOL**

**21. REJECT BID – HVAC Replacement Lincoln School**

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

WHEREAS bids for a HVAC Replacement Lincoln School were advertised on December 3, 2008, and

WHEREAS sealed bids were publicly opened and read aloud on January 25, 2008 at 3:00 PM in the office of the Business Administrator/Board Secretary, and

WHEREAS the following bids were received in the following amounts:

T.M. Brennan Contractors, Inc.	\$2,997,000
H&S Construction and Mechanical Inc.	\$2,850,000
Nicosia & Sons Construction	\$3,154,000
Bill Leary HVAC	\$2,790,000

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.

**HEARING OF CITIZENS**

**HEARING OF  
CITIZENS**

Resident Donna Ferrara addressed the Board and asked at what meeting did the Board vote to remove the auditorium seating. She also asked who is responsible if the loan taken by FONS defaults.

She then inquired about asbestos and if there was a presence of asbestos in the floor when the seats were removed in the high school auditorium.

Mr. Nicolette answered all questions concerning asbestos safety.

Resident Robert Rusignuolo addressed the Board and voiced concerns on the parking in and around the middle school. The major issues were as follows:

1. Lack of an impact study
2. Purchase of a Parking Lot (neighboring church)
3. Not developing the south side lot to the fullest extent
4. Paving of Hillside Crescent
5. Lighting and a Light Pole
6. Parking use by faculty thus hurting local merchants
7. Use of building, evenings and weekends and the negative impact on the neighborhood

Trustee Moscaritola exited at 9:27 PM.

Trustee Moscaritola reentered at 9:33 PM.

Mr. Zarra stated he would have the trees planted as requested.

Mr. Rusignuolo also brought up the topic of ice guards on the roof and signs in the parking lot.

President Olivo stated mistakes were made on the middle school project.

Mr. Rusignuolo commented that there is a Board of nine.

Trustee Viola commented a parking garage maybe the solution to the parking problem.

**OLD BUSINESS**

None

**NEW BUSINESS**

Trustee Viola thanked the school district for an overwhelming support to his family during a recent injury he sustained.

**ADJOURNMENT**

There being no further business, the meeting was adjourned at 9:43 PM on a motion by Trustee Kuchta, seconded by Trustee Del Tufo, and unanimously approved by voice vote.

Respectfully submitted,

Robert A. Green, Jr.  
Board Secretary

**OLD BUSINESS**

**ADJOURN**