

**NUTLEY BOARD OF EDUCATION
OPEN PUBLIC MEETING
SEPTEMBER 22, 2008**

The Nutley Board of Education held a Public Meeting on Monday, September 22, 2008 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

President Casale opened the meeting at 6:30 PM.

**CALL TO
ORDER**

MEETING NOTICE

**MEETING
NOTICE**

President Casale 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 Open Public Meeting was provided in the notice of May 12, 2008. 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: Mrs. Maria Alamo
Mr. Angelo Frannicola
Mr. Vincent Moscaritola
Mr. Kenneth Reilly
Mr. Steven Rogers
Mr. Walter Sautter
Ms. Patricia Williams
Dr. Philip T. Casale

Absent: Mr. James A. Kuchta

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Michael DeVita, Acting Board Secretary

**EXECUTIVE
SESSION**

MOTION TO ADJOURN TO EXECUTIVE SESSION

At 6:35 PM Trustee Sautter moved, and Trustee Frannicola 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:

Legal Matter

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 8:11 PM Trustee Frannicola moved, Trustee Reilly seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

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

FLAG SALUTE

**FLAG
SALUTE**

Trustee Rogers led the assembly in the flag salute.

MOMENT OF SILENCE

A moment of silence in remembrance of those serving our nation.

ROLL CALL

**ROLL
CALL**

Present: Mrs. Maria Alamo
Mr. Angelo Frannicola
Mr. Vincent Moscaritola
Mr. Kenneth Reilly
Mr. Steve Rogers
Mr. Walter Sautter
Ms. Patricia Williams
Dr. Philip T. Casale

Absent: Mr. James A. Kuchta

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Michael DeVita, Acting Board Secretary
Ms. Ariane DeMarco, Student Representative

APPROVAL OF MINUTES

**APPROVE
MINUTES**

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

August 21, 2008 – Special Public Meeting
August 21, 2008 – Closed Executive Session

Trustee Moscaritola moved, Trustee Frannicola seconded, and the Board minutes were unanimously approved.

CORRESPONDENCE

CORRESPONDENCE

A variance notice regarding property at 33 Harrison Street to erect a 4' privacy fence within 200 feet of school property.

PRESENTATION

Mr. John Bruno of Bruno Associates, a public relations and grant writing firm, gave a detailed presentation on grant writing and his company's accomplishments.

Student Representative Ariane DeMarco was welcomed by the Board as this year's student representative. She proceeded to speak about the events that are going on in the high school over the next several weeks.

SUPERINTENDENT'S REPORT

SUPT'S REPORT A

Mr. Zarra presented the Superintendent's Report dated September 22, 2008, Schedule A, which is appended to the minutes of this meeting, and briefly summarized its contents as well as items throughout the District.

Mr. Zarra introduced Mrs. Francioso who reported on the Preschool Curriculum Showcase she attended which is going to be mandated by the state. She also reported on the NJQSAC seminar she attended and explained what needed to be reported to the state.

President Casale introduced Chris Osieja who reported on the education technology curriculum throughout the district.

Trustee Moscaritola left the room at 8:40 PM.

BOARD SECRETARY'S REPORT

**BOARD
SECRETARY'S
REPORT**

Mr. DeVita stated that the district would be purchasing the Rosetta Stone software to be used in the elementary schools. The purchase of these will be through a grant that Mr. Ciro Violante is receiving from the Italian American Committee on Education.

Trustee Moscaritola entered the room at 8:48 PM.

Trustee Alamo asked if the teachers are going to be trained on the Rosetta Stone software.

Mrs. Francioso responded that they would be trained.

COMMITTEE REPORTS

COMMITTEE REPORTS

Trustee Reilly - Facilities Committee

Trustee Reilly - Policy Committee

Trustee Moscaritola - School Security

President Casale asked for an update about the survey regarding uniforms at the elementary level going home with the parents at the elementary open houses.

Trustees Williams and Reilly had a discussion regarding the survey.

After polling the Board it was agreed by everyone except Trustee Williams not to send the dress code survey out at the elementary school open house.

HEARING OF CITIZENS (Resolutions Only)

Resident Terry Quirk representative for the Nutley Parent Advocacy Network (NPAN) asked about Superintendent Resolution 2 – Rescind Appointment – District-Wide Personnel rescinding the appointment of Mrs. Carol LoCurcio as Child Study Team Leader. She asked if she would be replaced or if this position is going to be eliminated.

Mr. Zarra said he would be looking into whether or not to replace this position with Mr. Palozzola.

Resident Rory Moore asked for clarification of a couple of items on Board Secretary's Resolution 3 – Bills and Mandatory Payments.

Mr. DeVita responded to his questions.

Resident Paul Penzacola questioned Business Administrator's Resolution 13 - Approval of Partial Payment to Hilt Construction Co. and asked for clarification of this payment. He also asked about the referendum money and grant money.

President Casale, Trustee Reilly and Mr. DeVita explained in detail the management of funds.

SUPERINTENDENT'S RESOLUTIONS

**SUPT'S
RESOLUTIONS**

Trustee Rogers moved, and Trustee Frannicola seconded, a motion that the Board approves the Superintendent's Resolutions numbers 1 through 9 as listed below.

The Superintendent's Resolutions 1 through 9 were unanimously approved by roll call vote.

**RESIGN
SECRETARY**

1. RESIGNATION – Secretary

BE IT RESOLVED that the Board of Education approves the acceptance of the resignation of Mrs. Linda Jernick, secretary to the Athletic Director, effective January 1, 2009.

**RESCIND APPOINT
DISTRICT- WIDE**

2. RESCIND APPOINTMENT-District-wide Personnel (Schedule F)

BE IT RESOLVED that the Board of Education approves rescinding the appointment, and stipend of \$10,000, of Mrs. Carol LoCurcio as Child Study Team Leader, approved at the June 23, 2008 Board Meeting.

**APPOINT
INSTRUCT AIDES**

3. APPOINTMENTS – Instructional/Part-time Aides

BE IT RESOLVED that the Board of Education approves the appointments of the Instructional and part-time aides listed below, effective September 23, 2008 for the 2008-09 school year. Salaries will be in accordance with the I.D.E.A. Grant:

Instructional Aides (full-time)

Name	Step	Salary	
Alan Cappetta	7	\$17,800	-New Autistic Class
Roberta Duxbury	7	17,800	-1 to 1 Aide (p/t to f/t)
Denise Lewis	7	17,800	-1 to 1 Aide (p/t to f/t)
Samantha Lindsay	7	17,800	-1 to 1 Aide
Agata Mastropasqua	7	17,800	-New Autistic Class
Nancy McConnon	7	17,800	-Job Coach (p/t to f/t)

Part/time Aides

Marianne Generelli	2	\$15.07	-Replacing Denise Lewis
Marie Quattropani	2	15.07	-1 to 1 Aide

**APPOINT
TEACH SUBS B**

4. 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 2008-09 school year.

**APPOINT
SEC/CLERICAL/AIDE SUB**

5. APPOINTMENTS – Secretarial/Clerical/Aide Substitutes

BE IT RESOLVED that the Board of Education approves the following substitute for the 2008-09 school year:

Secretary/School Aide/Bus Aide

Denise Marando

**APPOINT
TEACH SUBS**

6. 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 2008/09 school year at the salaries indicated:

<u>Substitute Child Care Instructor (p/t)</u>	<u>Hourly Rate</u>
Erin Battaglia	\$27.00
Ashley Hauer	25.00
Diana Holler	25.00
Gerald Salzarulo	27.00

**LONGEVITY
PAY**

7. LONGEVITY PAY

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

Linda Christy -\$3,400 (prorated) Eff. Oct. 1, 2008 (20 yrs.)
Maureen Cullari-\$1,450 (prorated) Eff. Oct. 1, 2008 (10 yrs.)
Eileen O'Mara -\$1,400 (prorated) Eff. Oct. 1, 2008 (15 yrs.)
Angela Serio -\$1,450 (prorated) Eff. Oct. 1, 2008 (10 yrs.)

**EXTRA
COMP**

8. 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 SUMMER HOURS – Guidance
August 20, 21, 22, 26, 27, 2008**

James Cummings	\$2,441.70
Joyce Wood	2,369.20

**PAYMENT FOR SUMMER HOURS – Review of
504s during July and August, 2008**

George Ackerman	\$2,790.40
Lisa Cassilli	2,200.00

**PAYMENT FOR SUMMER HOURS – Technology
Department during July and August, 2008**

Christina Osieja	\$3,955.84
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PAYMENT FOR SUMMER HOURS – Librarians

Susan Bresnan	\$1,508.98
Jainine Gambaro	962.68
Johanna Hungler	550.00
Janine Peters	499.00
Louise Walk	695.00

**PAYMENT FOR SUMMER HOURS – Superintendent's
Advisory Council – 2008-09 Priorities Report**

Tracy Egan	\$96.60
Jill Freedman	96.60
Patricia Griffin	96.60
Suzanne Hagert	96.60
Phillip Siculietano	96.60

PAYMENT FOR SUMMER BAND CAMP

Jeff Brown	\$1,342.50
Aurilla Card	1,342.50
Michael Coppola	1,006.88
Josh DeWald	1,342.50
John Maiello	1,342.50
Carol Bender	500.00 (Chaperone)
Kurt Patrick	500.00 (Chaperone)

**SPECIAL CLASS
PLACEMENT**

**9. SPECIAL CLASS PLACEMENT – Educationally
Disabled Students**

BE IT RESOLVED that the Board of Education hereby authorizes the Superintendent of Schools to assign classified handicapped children to educational programs according to how they can best achieve success in learning in accordance with the rules and regulations pursuant to Title 18A, Chapter 46, NJ Statutes, and Title 6 Chapter 28, NJ Administrative Code, and

BE IT FURTHER RESOLVED that the Board of Education authorizes the attendance of Nutley students at the special education classes for the 2008-09 school year as per the attached Schedule C.

**APPOINT
PROF. STAFF**

10. APPOINTMENT – Professional Staff

Trustee Rogers moved, and Trustee Frannicola 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 appointment of Mr. Vance A. Campbell as CISCO teacher for the 2008-09 school year, effective November 24, 2008, at the annual salary of \$61,000, M.A. Step 14, in accordance with the 2008-09 Teachers' Salary Guide.

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

Trustee Frannicola moved, Trustee Sautter seconded, a motion that the Board approves the Board Secretary's Resolutions numbers 1 through 18 as listed below.

Resolutions 1 through 18 were approved by roll call vote with the following exceptions:

1. Trustees Alamo and Williams voted "No" on Resolution 8 – Adoption of Policy 2nd Reading.
2. Trustees Frannicola, Moscaritola, Rogers, Sautter and President Casale voted "No" on check #077704 payment to Millennium Strategies, LLC on the bill list.

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

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 June 30, 2008.

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 June 30 2008, 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.)

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|---|--|
| <p>3. <u>BILLS AND MANDATORY PAYMENTS</u></p> <p>BE IT RESOLVED that the Board of Education approves the payment of bills and mandatory payments dated September 22, 2008 in the total amount of \$6,156,971.39 (Appendix C).</p> | <p>BILLS &
MANDATORY</p> <p>C</p> |
| <p>4. <u>REQUESTS FOR USE OF SCHOOL BUILDINGS AND GROUNDS</u></p> <p>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.</p> | <p>USE OF BUILDINGS
AND GROUNDS</p> <p>D</p> |
| <p>5. <u>TRANSFER SCHEDULE</u></p> <p>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 2008-09 budget dated August 31, 2008 in the amount of \$98,006.36 as appended (Appendix E).</p> | <p>TRANSFER
SCHEDULE</p> <p>E</p> |
| <p>6. <u>APPROVAL OF TRAVEL LIST</u></p> <p>BE IT RESOLVED that the Board of Education approves the travel list and all expenses per (Appendix F).</p> | <p>APPROVAL
TRAVEL LIST</p> <p>F</p> |
| <p>7. <u>APPROVAL OF FIELD TRIPS</u></p> <p>BE IT RESOLVED that the Board of Education approves the field trip list and all expenses per (Appendix G).</p> | <p>APPROVAL
FIELD TRIPS</p> <p>G</p> |
| <p>8. <u>ADOPTION OF POLICY (Second Reading)</u></p> <p>BE IT RESOLVED that the Board of Education adopts the following bylaw (second reading) on file in the Business Office (Appendix H):</p> <p>Bylaw - 0155 Board Committees</p> | <p>ADOPTION
POLICY
2nd READING</p> <p>H</p> |
| <p>9. <u>ACCEPTANCE OF GRANT</u></p> <p>BE IT RESOLVED that the Board of Education approves the acceptance of a grant in the amount of \$4,000 from the Italian American Committee on Education.</p> | <p>ACCEPT
GRANT</p> |

**RENEWAL
TEMP. INST. SPACE**

10. RENEWAL APPLICATION – TEMPORARY INSTRUCTIONAL SPACE

BE IT RESOLVED that the Board of Education approves the renewal application for temporary instructional space for the 2008/2009 school year.

**APPROVE
403 (B)**

11. APPROVAL OF ADDITIONAL 403(b) INVESTMENT PLAN PROVIDERS

BE IT RESOLVED that the Board of Education approves Primerica Financial Services as additional authorized service providers for tax advantaged 403(b) investment programs.

**AGREEMENT
THOMAS COMM.
E-RATE**

12. AGREEMENT WITH THOMAS COMMUNICATION & TECHNOLOGIES, LLC FOR E-RATE CONSULTING SERVICES

BE IT RESOLVED that the Board of Education approves the Agreement Between Nutley School District and Thomas Communications & Technologies, LLC for E-Rate Consulting Services as follows:

Funding Year 2009	\$3,500
Funding Year 2010	\$3,500

**APPROVE
PARTIAL PAYMENT
HILT CONST. CO.**

13. APPROVAL OF PARTIAL PAYMENT TO HILT CONSTRUCTION CO.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$530,096.74 to Hilt Construction Co. for the Exterior Façade Repairs at Washington Elementary School as per the recommendation of the Board's Engineer and Construction Manager.

**APPROVE
PARTIAL PAYMENT
LEVY CONST. CO**

14. APPROVAL OF PARTIAL PAYMENT TO LEVY CONSTRUCTION CO.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of \$15,596.00 to Levy Construction Co. for the Window & Exterior Door Replacement at Washington Elementary School as per the recommendation of the Board's Architect and Construction Manager.

**APPROVE SVCS.
ROBSON FORENSIC**

15. APPROVAL OF SERVICES – ROBSON FORENSIC

BE IT RESOLVED that the Board of Education approves the services of Robson Forensic to provide forensic investigative services to the John H. Walker Middle School for a fee not to exceed \$15,000.00 as per the recommendation of the Board's Architect and Construction Manager.

**APPROVE SVCS.
ULTIMATE COMFORT
CONTROL**

16. APPROVAL OF SERVICES – ULTIMATE COMFORT CONTROL

BE IT RESOLVED that the Board of Education approves the services of Ultimate Comfort Control for the Testing, Adjusting and Balancing of the John H. Walker Middle School for a fee of \$16,750.00.

**APPROVE AGREEMENT
PROF. ED. SVCS., INC.**

17. APPROVAL OF AGREEMENT– PROFESSIONAL EDUCATION SERVICES, INC.

BE IT RESOLVED that the Board of Education approves the agreement of services for Professional Education Services, Inc. to provide students with homebound services.

**APPROVE PAYMENT
NUTLEY FAMILY SVC.**

18. APPROVAL OF PAYMENT – NUTLEY FAMILY SERVICE BUREAU

BE IT RESOLVED that the Board of Education approves the payment of \$7,000.00 to the Nutley Family Service Bureau for Counseling Services for the 2008-2009 School Year.

**APPROVE SETTLEMENT
AGREEMENT**

19. APPROVE SETTLEMENT AGREEMENT

Trustee Williams moved, and Trustee Alamo seconded, the following resolution. Upon being put to a roll call vote the resolution was approved with Trustee Reilly voting "No".

BE IT RESOLVED that the Nutley Board of Education approves the settlement agreement and assignment and release of Docket No. ESX-L-9725-06, subject to legal opinion as to individual defendant issue, and authorizes the Acting Board Secretary to issue the appropriate payment pursuant to the settlement agreement, upon issue resolution.

HOLD HARMLESS

20. **HOLD HARMLESS**

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

BE IT RESOLVED that in consideration of the contribution to be made to the settlement agreement of Docket No. ESX-L-9725-06 by the Suburban Essex Joint Insurance Fund, the SPELL Joint Insurance Fund, and ACE U.S.A., the Nutley Board of Education will indemnify and hold harmless these entities with regard to the satisfaction of the terms of the settlement agreement after their agreed-upon contribution to the settlement agreement has been received by or on behalf of the Board of Education.

HEARING OF CITIZENS

**HEARING OF
CITIZENS**

Resident Terry Quirk representative for the Nutley Parent Advocacy Network (NPAN) asked about the team leader position and what it exactly does. She also asked about the qualifications of two positions that moved from the elementary level to the high school.

Mr. Zarra stated that the team leader position coordinates all of the child study team services and he will be talking to Mr. Palozzola to see if we need someone on a part-time basis to fill that position. He also stated that people in the district are highly qualified for their positions.

Resident Rory Moore asked about the procedures for the executive and public meetings, the procedures for drug testing throughout the district and questions about an interlocal agreement for the parking lot that the church owns behind the middle school.

President Casale responded to Mr. Moore's questions.

Resident Robert Rusignuolo complimented the Board on the job they are doing to correct some of the problems they inherited with the middle school that were unfinished. He asked if the district is getting reimbursed for things that were unfinished and fixed with Board funds. He also asked if the town would take care of the pavement in the street at Hillside Crescent, which was damaged as a result of the middle school construction. He also suggested a little more detail in the minutes.

President Casale responded to his questions.

Resident Barbara Lovejoy said she is concerned that her son's chemistry class, which is being taught by a substitute teacher, is falling behind in the curriculum and was wondering when the replacement teacher would be starting.

Mr. Zarra said that he was sure that Mr. Fetherman and Mr. Catrambone had a plan in place and he would reach out to them to find out the status.

Resident James Quinn asked several questions regarding the school lunches.

President Casale suggested that a representative of the food service company come to the next Board meeting.

OLD BUSINESS

None

NEW BUSINESS

Trustee Sautter asked if there could be a financial education program put into the high school in order to graduate. He feels it would be beneficial to the students to have basic knowledge of finances.

Mr. Zarra said he would get together with the Business Department and it might be early enough in the year to implement such a program.

Trustee Rogers spoke positively about the school district with the regard to the dedication of our teachers and administration and the support the PTO's give to the schools.

Mr. Zarra spoke about the Middle States visit to the high school and offered copies of the report to those in attendance.

President Casale spoke about organizing a committee with Board members and volunteers from the public who have expertise in certain areas. He encouraged anyone interested in volunteering to send a letter to the Board Secretary's Office and state the area you can volunteer your services.

President Casale mentioned that the Board spent \$1.7 million dollars to update the elementary school bathrooms that were not approved by the Department of Education and the district now has to pay for them.

President Casale also announced that the Board signed a \$2.7 million dollar settlement contract with Tri-Tech Engineering with the understanding that there would be a four to six million-dollar

OLD BUSINESS

NEW BUSINESS

surplus once the construction contracts involving the elementary schools were completed. He stated it was wrong information and there is not going to be that much in surplus. Tri-Tech agreed to reschedule its payment from the Board.

ADJOURNMENT

ADJOURN

There being no further business, the meeting was adjourned at 10:10 PM on a motion by Trustee Frannicola seconded by Trustee Reilly and unanimously approved by voice vote.

Respectfully submitted,

Michael DeVita
Acting Board Secretary