

**NUTLEY BOARD OF EDUCATION
OPEN PUBLIC MEETING
JANUARY 11, 2010**

The Nutley Board of Education held a Public Meeting on Monday, January 11, 2010 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

President Casale opened the meeting at 6:12 PM.

**CALL TO
ORDER**

FLAG SALUTE

**FLAG
SALUTE**

President Casale led the assembly in the flag salute.

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 October 8, 2009. 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: Mr. Angelo Frannicola
Mr. James Kuchta
Mr. Vincent Moscaritola
Mr. Steven Rogers
Mrs. Deborah J. Russo
Mr. Walter Sautter
Mr. Thomas J. Sposato
Dr. Philip T. Casale

Absent: Mr. Kenneth Reilly

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Karen A. Yeamans, Interim Business Administrator/Board Secretary
Mr. Frank Pomaco, Board Attorney

Also Absent: Mrs. Mariana Francioso, Assistant Superintendent of Schools

**EXECUTIVE
SESSION**

MOTION TO ADJOURN TO EXECUTIVE SESSION

At 6:14 PM Trustee Kuchta moved and Trustee Sposato 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:

Contractual
Personnel 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 8:00 PM Trustee Sautter moved, Trustee Frannicola 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 & MOMENT OF SILENCE

**FLAG
SALUTE**

President Casale led the assembly in the flag salute & moment of silence.

ROLL CALL

**ROLL
CALL**

Present: Mr. Angelo Frannicola
Mr. James Kuchta
Mr. Vincent Moscaritola
Mr. Steven Rogers
Mrs. Deborah J. Russo
Mr. Walter Sautter
Mr. Thomas J. Sposato
Dr. Philip T. Casale

Absent: Mr. Kenneth Reilly

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Karen A. Yeamans, Interim Business Administrator/Board Secretary
Mr. Frank Pomaco, Board Attorney

Also Absent: Mrs. Mariana Francioso, Assistant Superintendent of Schools

PRESENTATIONS:

Food Service Update

John Santiago of Chartwells gave an update on the status of the food service program.

A discussion ensued among the Board.

Mr. Zarra spoke about two new business courses in the high school that he will be implementing.

A discussion ensued among the Board.

HEARING OF CITIZENS (Resolutions Only)

Resident Alan Thomas referred to Business Administrator's Resolution 2 – Approval of Bruno Associates, Inc. and asked why he was hired and if the Board went out for bid.

A Board discussion ensued on the hiring of Bruno Associates.

Trustee Kuchta wanted it noted that he was not impressed with the presentation provided by Bruno Associates.

Mr. Thomas also asked what was the criteria for the teachers to attend the program stated in Superintendent's Resolution 7 – Approval of Personnel to Attend Program.

SUPERINTENDENT'S RESOLUTIONS

**SUPT'S
RESOLUTIONS**

Trustee Kuchta moved, and Trustee Sautter seconded, a motion that the Board approves Superintendent's Resolutions numbers 1 through 4 and 6 through 7 as listed below.

The Superintendent's Resolutions 1 through 4 and 6 through 7 were approved by roll call vote with the following exception:

1. Trustee Russo abstained on Carmela Pontoriero - Resolution 7 – Approval of Personnel to Attend Program.

**RESCIND/APPOINT
TEACHER**

1. **RESCIND/APPOINT – Teacher**

BE IT RESOLVED that the Board of Education approves the rescinding of the Resolution Reappointment – District-Wide Personnel Schedule A approved at the December 7, 2009 Board Meeting appointing Miss Jaimie Dickerson as Athletic Trainer for the 2009-10 school year.

BE IT FURTHER RESOLVED that the Board of Education approves the appointment of Miss Jaimie Dickerson as teacher effective January 1, 2010 for the 2009-10 school year, at the annual salary of \$50,909, M.A. Step 9, in accordance with the 2009-10 Teachers' Salary Guide.

**RETIREMENT
SECRETARY**

2. RETIREMENT – Secretary

BE IT RESOLVED that the Board of Education approves the acceptance of the retirement of Mrs. Elaine Casale, secretary at Nutley High School, effective July 1, 2010.

**RESIGN PERM.
UNASSIGNED SUB**

3. RESIGNATION – Permanent Unassigned Substitute

BE IT RESOLVED that the Board of Education approves the acceptance of the resignation of Mr. Joseph Cimo, as a Nutley High School Permanent Unassigned Substitute, effective December 23, 2009.

**APPOINT PERM.
UNASSIGNED SUB**

4. APPOINTMENT – Permanent Unassigned Substitute

BE IT RESOLVED that the Board of Education approves the appointment of Mr. Michael Falco as a permanent unassigned substitute, effective January 4, 2010 for the 2009-10 school year, at the rate of \$81.00 per day. This candidate met the district's requirements for the permanent unassigned substitute position which is the possession of a County Substitute Certificate.
(Replacing Joseph Cimo)

REMOVED FROM AGENDA

5. APPOINTMENT – Professional Staff

BE IT RESOLVED that the Board of Education approves the appointment of Miss Danielle Franco as special education teacher for the 2009-10 school year, effective January 12, 2010, at the annual salary of \$46,373, prorated, B.A. Step 8, in accordance with the 2009-10 Teachers' Salary Guide.

**APPROVE
PROGRAM**

6. APPROVAL OF PROGRAM

BE IT RESOLVED that the Board of Education approves the Handle with Care Basic Training Program provided through Behavior Management Systems, Inc. at the total cost of \$4,400 plus expenses. Funds available through the IDEA ARRA Grant will cover all of the costs for this program.

**APPROVE PERSONNEL
FOR PROGRAM**

7. APPROVAL OF PERSONNEL TO ATTEND PROGRAM

BE IT RESOLVED that the Board of Education approves the following personnel attend the Handle with Care Basic Training Program provided through Behavior Management Systems, Inc. to be paid with the IDEA ARRA Grant as follows:

Teachers for January 23, 2010 Training

Sherri Budinick
Amy Stoner
Carla Cavallo
Karen Chasmar
Stacey Matarazzo
April Hauer/Vitiello
Leon Yin
Shannon Shaw
Judith Cresci
Maura Byrne
Matthew Rosenhouse
Lisa Palestina
Lauren Alfaro
Debra Marchese
Claudia Marra
Ellen Wolf
Nicolette Misner
Eva Casazza

Aides for January 23, 2010 Training

Lora Capalbo
Kim Saporito
Barbara McGarty
Layne Vicidomini
Edward Farrand
Alan Cappetta
Dyan Guida
Margaret O'Connell
Nicole Simone
Barbara Sarno
Barbara Polito
Kathleen Pastena
Carmela Pontoriero
Lesley Tesei
Erin Lombardozzi
Marie Quattropani

Teachers for January 30, 2010 Training

Sherri Budinick
Amy Stoner
Carla Cavallo
Karen Chasmar
Stacey Matarazzo
April Hauer/Vitiello
Leon Yin
Shannon Shaw
Judith Cresci
Maura Byrne
Matthew Rosenhouse

Aides for January 30, 2010 Training

Lora Capalbo
Barbara McGarty
Edward Farrand
Alan Cappetta
Margaret O'Connell
Dyan Guida
Barbara Polito
Erin Lombardozi

BOARD SECRETARY'S RESOLUTIONS

**BOARD
SECRETARY'S
RESOLUTIONS**

Trustee Sautter moved, Trustee Russo seconded, a motion that the Board approves the Board Secretary's Resolutions numbers 2 through 6 as listed below.

Upon a roll call vote Resolutions numbers 2 through 6 were approved with the following exceptions:

1. Trustees Kuchta and Sposato voted "No" on Resolution 2 – Approval of Bruno Associates, Inc.

REMOVED FROM AGENDA

**1. BINDING THE NUTLEY BOARD OF EDUCATION) TO
PURCHASE ELECTRIC GENERATION SERVICES THROUGH
THE ALLIANCE FOR COMPETITIVE ENERGY SERVICES
("ACES") Bid
Cooperative Pricing System ID#E8801-ACESCPS**

WHEREAS, the Alliance For Competitive Energy Services (hereinafter referred to as "ACES"), an alliance composed of the New Jersey School Boards Association (hereinafter referred to as "NJSBA"), the New Jersey Association of School

Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from electric power suppliers for electric generation services through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS in accordance with the "Public School Contracts Law", N.J.S.A. 18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* ("EDECA") and the regulations promulgated there under; and

WHEREAS, the Nutley Board of Education is a participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain electric generation services for its own use through one or more contracts to be awarded to electric power suppliers following said bids for electric generation services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through May, 2014 hereinafter referred to as "Effective Period") issue one or more Requests for Bids for electric generation services on behalf of the ACES Cooperative Pricing System pursuant to the Public School Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale electric market, Participating Members will preauthorize the Lead Agency to award contracts for Electric Generation Service in each service territory to one or more electric power suppliers that submit bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous electric usage and utility provided Basic Generation Service rates; and

WHEREAS, the Lead Agency will only award contracts for said electric generation services to electric power suppliers that submit bids with pricing reasonably estimated to be lower than the utility-provided basic generation service; and

WHEREAS, the District agrees to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period through any electric power supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Public School Contracts Law;

WHEREAS, the Lead Agency will notify the Department of Community Affairs' Division of Local Government Services by mail prior to the issuance a Request for Bids for electric generation services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.

NOW, therefore, be it RESOLVED that the District binds itself to the ACES Cooperative Pricing System #E8801-ACESCPS to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period from the electric power supplier or suppliers awarded a contract for electric generation services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the ACES Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the district to purchase electricity at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the ACES Cooperative Pricing System #E8801-ACESCPS (or any CPS number to be

assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the Districts relative to the price charged for basic generation service by the electric public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that ACES is authorized to continue to bid to obtain electric generation services at any time during the Effective Period on behalf of the ACES Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the NJSBA pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5)), and the Local Public and Public School Contracts Laws Administrative Code (N.J.A.C. 5:34-7.1 et seq.) shall be valid until May, 2014 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

**APPROVE BRUNO
ASSOCIATES**

2. APPROVAL OF BRUNO ASSOCIATES, INC.

BE IT RESOLVED that the Board of Education approves Bruno Associates, Inc. for grant writing services for the period of twelve months subject to attorney review for language specificity.

\$5,000 at signing

Commission %: 10% for the first \$500,000 awarded
5% for awards over \$500,000

**BIDS FOR
SECURITY**

**3. BIDS FOR SECURITY UPGRADES REBID – LINCOLN ES,
RADCLIFFE ES, SPRING GARDEN ES, YANTACAW ES,
WASHINGTON ES AND NUTLEY HS**

WHEREAS, bids for the Security Upgrades Rebids - Lincoln ES, Radcliffe ES, Spring Garden ES, Yantacaw ES, Washington ES and Nutley HS were advertised on December 9, 2009 and

WHEREAS, sealed bids were publicly opened and read aloud on January 7, 2010 at 11:00 AM in the office of the Secretary/Business Administrator, and

WHEREAS, the following bids were received in the following amounts:

	<u>Contract 1</u>	<u>Contract 2</u>	<u>Combined</u>
Integrated Systems & Services, Inc. Cliffwood, NJ	\$158,556.00	\$273,442.00	\$431,998.00
Open Systems Integrators, Inc. Manalapan, NJ	\$152,000.00	\$292,000.00	\$444,000.00
Triad Security Systems Union, NJ	\$163,713.00	\$391,333.00	\$555,046.00

and

WHEREAS, the bids of Integrated Systems & Services, Inc. Cliffwood, NJ and Open Systems Integrator, Inc. Manalapan, NJ appears to meet all specifications,

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education, upon the recommendation of the construction manager and engineer, awards the contract Security Upgrades – Lincoln ES, Radcliffe ES, Spring Garden ES, Yantacaw ES, Washington ES and Nutley HS as follows:

	<u>Bid Amount</u>
Open Systems Integrators, Inc. Contract #1 (Access Control)	\$152,000.00
Integrated Systems & Services, Inc. Contract #2 (CCTV)	<u>\$273,442.00</u>
Total Contract Amounts	\$425,442.00

**ACCEPT
DONATION**

4. ACCEPTANCE OF DONATION

BE IT RESOLVED that the Board of Education approves the acceptance of donation from Miriam Solondz for 15 glass-lighted trophy cases to Nutley High School.

**APPROVAL
TRAVEL LIST**

5. APPROVAL OF TRAVEL LIST

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

**DEPOSITORY OF
FUNDS**

6. DEPOSITORY OF SCHOOL FUNDS – TD Bank

BE IT RESOLVED that the TD Bank be designated as the official depository for the following accounts of the Nutley Board of Education for the 2009-2010 school year, and

BE IT FURTHER RESOLVED that the following officers of the various accounts be authorized to sign checks drawn on the accounts effective January 12, 2010:

Guidance Pay-Pal Account

Gregory Catrambone or Denis Williams

and

Jacqueline Camelia

Nutley High School Account

Gregory Catrambone or Denis Williams

and

Jacqueline Camelia

HEARING OF CITIZENS

**HEARING OF
CITIZENS**

Resident Robert Rusignuolo read a prepared statement regarding a Spring Garden School incident that happened in October of 2008.

Resident Lisa Danchak-Martin questioned the start times in the August 24, 2009 and September 14, 2009 minutes.

Resident Neil Henning asked if the middle school got their Certificate of Occupancy for the building.

Resident Mike Russo asked when the volunteer committee was going to meet to hire a Business Administrator. He also asked if that search should be extended to hire a new Superintendent.

OLD BUSINESS

OLD BUSINESS

None

NEW BUSINESS

NEW BUSINESS

Trustee Rogers asked the Board to support the Bill that would affect the NJSBA Membership. A discussion ensued among the Board as to whether the \$25,000 NJSBA membership dues is worthy.

ADJOURNMENT

ADJOURN

There being no further business, the meeting was adjourned at 8:57 pm on a motion by Trustee Kuchta, seconded by Trustee Frannicola, and unanimously approved by voice vote.

Respectfully submitted,

Karen A. Yeamans
Interim Board Secretary