

**NUTLEY BOARD OF EDUCATION
CONFERENCE/SPECIAL MEETING
FEBRUARY 13, 2006**

The Nutley Board of Education held a Conference/Special Meeting on Monday, February 13, 2006 at the Nutley High School Library, 300 Franklin Avenue, Nutley, NJ 07110.

President Parisi opened the meeting at 6:36 PM.

**CALL TO
ORDER**

MEETING NOTICE

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NOTICE**

President Parisi 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 Conference/Special Meeting was provided on February 8, 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. Sal Olivo
Mr. Kenneth J. Reilly
Mr. Alfred R. Restaino, Jr.
Mr. James Viola
Dr. Gerard M. Parisi

Absent: Mr. Vincent Moscaritola

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

Also Absent: Ms. Marissa Ryder, Student Representative

Superintendent Zarra and Trustee Del Tufo discussed the Long Range Facilities Plan. A discussion ensued regarding the critical needs throughout the district.

Superintendent Zarra also spoke about the maintenance warehouse being in critical need of repair. Trustee Reilly suggested sending a letter to vacant garages in town to see if the Board could rent space.

Superintendent Zarra spoke about the state monitoring report. He plans on speaking about it at the Regular Meeting on February 27, 2006.

COMMITTEE REPORTS

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Trustee Restaino discussed the Resolution - Franklin Middle School Contract #5 – Electrical and Fire Alarm System Work which is replacing one electrical contractor with another on the Franklin Middle School Project.

Trustee Alamo said the Academic Committee will be meeting on February 28, 2006 to continue discussing the GPA.

Trustee Alamo said she met with Lt. Rogers regarding gang awareness and Lt. Rogers will be giving a presentation to the Board at the March Conference Meeting.

Trustee Olivo spoke about drug testing and reviewing pupil consent forms to parents. Drug testing covers all extra-curricular activities for students.

Trustee Del Tufo said that Vollmer will have the specifications for the Oval done by the end of the month and bids will be ready to go out in March. The Board discussed the issue of striping on the field and bleachers.

Trustee Del Tufo said that there is a need to budget for bleachers, a gym divider curtain and a skylight in the high school gym since bids were already opened for the new gym floor. He also mentioned that the Facilities Committee is looking into getting a Maintenance Management plan for the district.

Trustee Del Tufo said that the Negotiations Committee is making progress with the EAN on the new contract.

MOTION TO ADJOURN TO EXECUTIVE SESSION

EXECUTIVE SESSION

At 7:40 PM Trustee Olivo moved and Trustee Del Tufo 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 in the conference room to discuss personnel and legal matters, and

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 unanimously approved by voice vote.

**RECONVENE
OPEN MEETING**

At 8:04 PM the Board reconvened in open public session on a motion by Trustee Viola seconded by Trustee Casale, and unanimously approved by voice vote.

President Parisi distributed a print out of an e-mail he received from John Sincaglia to the appropriate Board members and Superintendent Zarra. He reported that Mr. Sincaglia and Board attorney Pomaco had now confirmed all the answers to the questions that had been raised regarding the switch of the health care carrier as presented, and also reported that in the interim, apparently no further questions were raised to either him, Mr. Sincaglia, nor Mr. Pomaco.

President Parisi also instructed acting Board Secretary Mike DeVita, that as Parliamentarian, he was to review Robert's Rules of Order to verify that in order for the issue to be revisited for another vote, one of the three no voters would have to ask that the question be placed on the agenda once again, or brought up as a motion under old business. Mr. DeVita will research this issue and forward his findings to the Board members prior to the next Board of Ed meeting.

HEARING OF CITIZENS

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CITIZENS**

Resident Linda Petrocchi questioned who the 504 person is in each school.

Superintendent Zarra responded that the Principal in each school is the contact.

Resident Linda Petrocchi asked if the Board was looking into getting a grants person.

Superintendent Zarra and President Parisi responded.

RESOLUTIONS

1. APPOINTMENT – School Crossing Guard

APPOINT CROSSING GUARD

Trustee Casale moved, and Trustee Olivo 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 Ms. Patricia Brush as Crossing Guard at the Radcliffe School driveway at the hourly rate of \$13.47, effective February 14, 2006 for the 2005-06 school year.

2. FRANKLIN MIDDLE SCHOOL CONTRACT #5 – Electrical and Fire Alarm System Work

FMS ELECTRICAL & FIRE ALARM SYSTEM

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

WHEREAS, pursuant to a prior Resolution of the Nutley Board of Education ("Board"), the Board accepted the bid proposal submitted by Institutional Systems Service Corp. ("ISSC"), located at 160 Hopper Avenue, Waldwick, New Jersey, 07463, for the performance of Electrical and Fire Alarm System Work ("Work") in connection with a public schools project owned by the Board and commonly known as "Additions and Alterations to Franklin Middle School" ("Project") in the base sum of Two Million Two Hundred Fifty-Seven Thousand, Seven Hundred Fifty-Two and 00/100 (\$2,257,752.00) Dollars; and,

WHEREAS, on or about November 21, 2005, the Board entered into a Contract with ISSC for the performance of the Work on the Project in the amount of ISSC's bid proposal, plus adds and deducts as specified in the Contract; and,

WHEREAS, subsequent to entering into the Contract, ISSC reported to the Board that it was unable to furnish the Performance and Payment Bonds required by the Contract Documents and by New Jersey statute; and,

WHEREAS, on February 10, 2006, as a result of ISSC's inability to procure the requisite Performance and Payment Bonds assuring the Board that ISSC would perform and complete the Work in compliance with all the requirements of the Contract Documents, the Board, through its counsel, served written notice upon ISSC terminating its Contract effective February 17, 2006; and,

WHEREAS, the Board has received a proposal from a prospective substitute electrical contractor, Tru-Val Electric Corp. ("Tru-Val"), located at 100 Leuning Street, South Hackensack, New Jersey, 07606, to complete the Work originally contracted to ISSC based upon the same base contract sum, plus adds and deducts, and subject to appropriate crediting for the value of the Work that was completed by ISSC prior to its termination; and,

WHEREAS, after consultation with the Construction Manager and Architect, the Board is satisfied that Tru-Val possesses the appropriate skill, qualifications and experience to complete the Work in compliance with all of the requirements of the Contract Documents, including the ability to furnish all required assurances as provided in the Contract Documents and under New Jersey Law; and,

WHEREAS, the Board finds it to be in the best interest of the school district to promptly engage the services of a substitute electrical contractor to complete the Work to avoid any delay in the Project schedule or the interruption of work being performed by other contractors on the Project, while reserving all contractual rights as against the defaulting contractor, ISSC;

NOW, THEREFORE, BE IT RESOLVED that the Board hereby authorizes the Business Administrator/Board Secretary, or appropriate Board representative to enter into a contract on behalf of the Nutley Public Schools with Tru-Val for Contract No. 5, Electrical and Fire Alarm System Work, in the base contract sum of Two Million Two Hundred Fifty-Seven Thousand, Seven Hundred Fifty-Two and 00/100 (\$2,257,752.00) Dollars, plus applicable deducts and adds, less an appropriate credit in favor of the Nutley Public Schools for the value of the Work completed by ISSC prior to its termination.

ADJOURNMENT

ADJOURN

There being no further business, the meeting was adjourned at 8:12 PM on a motion by Trustee Restaino, seconded by Trustee Reilly, and unanimously approved by voice vote.

Respectfully submitted,

Michael DeVita
Acting Board Secretary