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.

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

Trustee Reilly led the assembly in the flag salute.

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

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

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

SUPERINTENDENT’S REPORT

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 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

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.

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.

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

2. President Olivo abstained on Resolution 14 – Longevity Pay.

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

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.

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.
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.

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.

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.

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.

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.

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
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).

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

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.

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

   **PAYMENT FOR FILMING BOE MEETINGS – September 25, October 16, November 20, 27 and December 18, 2006**

   - Kenneth Delgado $105.00
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

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
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)

15. **TRANSFER OF PERSONNEL**

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

- NAME: Lisa Maniscalco
  FROM: Radcliffe
  TO: Franklin Middle School

16. **CHANGE IN TRAINING LEVEL**

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.

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:

<table>
<thead>
<tr>
<th>School</th>
<th>No. of Students</th>
<th>Classification</th>
<th>Effective Date</th>
<th>Tuition</th>
</tr>
</thead>
<tbody>
<tr>
<td>High Point School</td>
<td>1</td>
<td>ED</td>
<td>12/4/06</td>
<td>$24,923.75</td>
</tr>
<tr>
<td>Lodi, NJ</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
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.

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**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**

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**

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**

   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 GROUNDS**

   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**

   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).

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:

<table>
<thead>
<tr>
<th>Company</th>
<th>Option A - New</th>
<th>Option B - Used</th>
</tr>
</thead>
<tbody>
<tr>
<td>Drill Construction</td>
<td>$218,000.00</td>
<td>$218,000.00</td>
</tr>
<tr>
<td>West Orange, NJ</td>
<td></td>
<td></td>
</tr>
<tr>
<td>M Space</td>
<td>$131,437.00</td>
<td>N/A</td>
</tr>
<tr>
<td>New York, NY</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Mobile Modular Space Inc.</td>
<td>$109,000.00</td>
<td>94,500.00</td>
</tr>
<tr>
<td>Thorofare, NJ</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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.
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.

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.

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.

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.

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.
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.

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.

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)

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.

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.

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

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

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.

Respectfully submitted,

Robert A. Green, Jr.
Board Secretary