The Nutley Board of Education held a Public Meeting on Monday, October 22, 2007 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

President Olivo opened the meeting at 6:30 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 had been provided as specified in the Act. Proper notice of this Public Meeting was provided in the meeting notice of October 5, 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

Present:

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

Absent:

Mrs. Maria Alamo
Mr. James Kuchta

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
MOTION TO ADJOURN TO EXECUTIVE SESSION

At 6:35 PM Trustee Williams moved and Trustee Viola 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. Christopher Rosati's Employment
2. Letter from Christopher Rosati
3. Litigation Cases – Tri-Tech, Scarpa & Palma
4. Addendums - Resignations
   - Nicholas Norcia - LDTC
   - Lisa Landy – Instructional Aide – Autistic Program

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 with the following exception:

Trustee Moscaritola voted “No”.

RECONVENE MEETING

At 8:00 PM Trustee Del Tufo 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.

FLAG SALUTE

Ms. Batina led the assembly in the flag salute.
Nutley Board of Education  
Regular Meeting on October 22, 2007

APPROVAL OF MINUTES

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

September 24, 2007 – Closed Executive Session
September 24, 2007 – Regular Meeting

Trustee Del Tufo moved, Trustee Viola seconded, and the Board minutes were not approved.

Trustees Casale stated he would like to see more accurate minutes, specifically the discussion on Business Administrator's Resolution #20 – Adoption of Policy (First Reading).

The minutes will be corrected and presented at the November 19, 2007 Public Meeting.

CORRESPONDENCE

None

SUPERINTENDENT'S REPORT

Superintendent Zarra presented the Superintendent's Report dated October 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 stated that his report had to due with the facilities updates and he deferred to Trustee Del Tufo, Chairperson of the Facilities Committee, to speak about the facilities during the committee reports.

ASSISTANT SUPERINTENDENT'S REPORT

Mrs. Franciosa provided a brief overview of the Gifted & Talented Program. The Director of the Program will provide a more in-depth presentation at a later meeting.

COMMITTEE REPORTS

Emily Batina - Student Representative
Trustee Del Tufo - Facilities Committee
Trustee Casale - Finance/Budget Committee
Trustee Williams - Policy Committee
Trustee Viola - Athletic Committee

HEARING OF CITIZENS (Resolutions Only)

Resident Neil Henning asked about the finances of the Middle School Project.

SUPERINTENDENT'S RESOLUTIONS

Mr. Zarra noted a change on Resolution #2- Appointments – Professional Staff. The change is Stephanie Scheick, Social Worker not LDTC.

Trustee Williams moved, Trustee Casale seconded, a motion that the Board approves the Superintendent's Resolutions numbers 1 through 11 as listed below.

Resolutions 1 through 11 were unanimously approved by roll call vote.

1. LEAVE OF ABSENCE – Teacher

BE IT RESOLVED that the Board of Education approves a Family Leave of Absence without pay for Mrs. Michele Rizzi effective November 12, 2007 through December 14, 2007.

2. APPOINTMENTS – Professional Staff

BE IT RESOLVED that the Board of Education approves the appointment of the personnel listed below for the 2007-08 school year, effective October 23, 2007, in accordance with the 2007-08 Teachers' Salary Guide:

<table>
<thead>
<tr>
<th>Name</th>
<th>Degree</th>
<th>Step</th>
<th>Salary</th>
</tr>
</thead>
<tbody>
<tr>
<td>Stephanie Scheick</td>
<td>M.A.+15</td>
<td>14</td>
<td>$30,250 (p/t .5)</td>
</tr>
<tr>
<td>Social Worker</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(Replacing Marisa Tusche – Maternity Leave)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Debbie Zaros</td>
<td>B.A.+30</td>
<td>6</td>
<td>45,500</td>
</tr>
<tr>
<td>Autistic Program</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(New Position)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

3. APPOINTMENT – Occupational Therapist

BE IT RESOLVED that the Board of Education approves the appointment of Carla Cavallo as an Occupational Therapist effective November 5, 2007 in the amount of $72,000, for the 2007-08 school year. This position is replacing Donna Cargill.
4. **APPOINTMENTS – Permanent Unassigned Substitutes**

BE IT RESOLVED that the Board of Education approves the appointments of the following permanent unassigned substitutes effective October 23, 2007 for the 2007-08 school year at the rate of $81 per day and fringe benefits which include health benefits and dental plans:

Ryan McMullen – Special Education – Replacing Victoria Dente
Karen Ponzoni-Shedd – Washington School – Filling Open Position

BE IT FURTHER RESOLVED that these candidates met the district's requirements for the permanent unassigned substitute position which is the possession of a County Substitute Certificate.

5. **APPOINTMENT – Athletics**

BE IT RESOLVED that the Board of Education approves the appointment of Miss Kimberly DiVincenzo as Assistant Basketball Coach for the 2007-08 school year at the salary of $4,365, Step 1, in accordance with the 2007-08 Athletic 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 2007-08 school year.

7. **APPOINTMENTS – Secretarial/Clerical/Aide Substitutes**

BE IT RESOLVED that the Board of Education approves the following substitute for the 2007-08 school year

School Aide/Bus Aide
Betzabeth Molina

8. **APPOINTMENTS – Johns Hopkins SAT Classes**

BE IT RESOLVED that the Board of Education approves the appointment of Leann Martin and David Johnston to teach the Johns Hopkins SAT Classes on November 3, 17, December 1, 8, 15, 2007 and January 5, 2008.
9. EXTRAS 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 September, 2007

Rose Cioffi $250.00

PAYMENT FOR ZERO PERIOD BASIC SKILLS MATH CLASSES-September 10 - 28 and October 1, 2, 2007

Susan Gesumaria $714.00
Leann Martin 714.00
Heather Syme 546.00

PAYMENT FOR SUMMER HOURS – Stipend for Testing Coordinator

David Sorensen $1,700.00

PAYMENT FOR SUMMER HOURS – CHILD STUDY TEAM During July and August, 2007

Donald DiGiovine $2,183.95
Sarah Fredericks 678.81
Susan Furnari 1,389.00
Mari Konn 992.24
Elaine Mauro 645.96
Nicholas Norcia 239.58
Becky Pandolfi 1,990.80
Stephen Parigi 2,087.12
Robert Topolski 281.80
Michelle Yasso 519.09

PAYMENT FOR D.A.R.E. CONFLICT RESOLUTION - TITLE IV – PAYMENT FOR SCHOOL SAFETY PROGRAM - TITLE V, for the 2007/08 School Year

Natale Ferrara $4,500.00

PAYMENT FOR THE TITLE III ESL/IMMIGRANT PROGRAM for the 2007-08 School Year (Title III Funding)

Ciro Violante $2,000.00
CENTRAL DETENTION COVERAGE –
Month of September, 2007

High School
Alicia Lombard $ 93.85
Denise Mazza 37.54
Lisa Vallo 187.70

JHW Middle School
Jennifer Ambrose 56.31
Joseph Cappello 37.54
Melissa Echevarria 18.77
Luann Zullo 37.54

10. APPROVAL OF SCHOOL-LEVEL OBJECTIVES – 2007-08 School Year

BE IT RESOLVED that the Board of Education approves the School-Level Objectives contained in the Quality Assurance Annual Report for the 2007-08 school year pursuant to N.J.S.A. 18:A-1 et seq. and N.J.A.C. 6:8-4 et seq.

11. SPECIAL CLASS PLACEMENT – Educationally Disabled Students

BE IT RESOLVED that the Board of Education authorizes the attendance of students in out-of-district special education classes for the 2007-08 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>Bonnie Brae Liberty Corner, NJ</td>
<td>1</td>
<td>OHI</td>
<td>9/6/07</td>
<td>$ 64,800</td>
</tr>
<tr>
<td>Windsor Learning Pompton Lakes, NJ</td>
<td>1</td>
<td>ED</td>
<td>9/24/07</td>
<td>41,737</td>
</tr>
<tr>
<td>The Milton School Livingston, NJ</td>
<td>1</td>
<td>SLD</td>
<td>9/26/07</td>
<td>38,447</td>
</tr>
<tr>
<td>Chancellor Academy Pompton Plains, NJ</td>
<td>1</td>
<td>SLD</td>
<td>10/5/07</td>
<td>20,638.01</td>
</tr>
</tbody>
</table>
12. **RESIGNATIONS**

Trustee Frannicola moved, and Trustee Moscaritola 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 the resignations of the following personnel:

- Nicholas J. Norcia - Learning Disabilities Teacher Consultant
  Effective January 4, 2008

- Lisa Landy - Instructional Aide – Autistic Program
  Effective November 2, 2007

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

Trustee Casale made a motion and Trustee Del Tufo seconded to change the word “shall” to “may” in Resolution 8 – Adoption of Policy (Second Reading) Policy #8461 - Reporting Violence, Vandalism, Alcohol and Other Drug Abuse.

Trustee Moscaritola stated that he felt that Policy #8461 should be reviewed.

Upon being put to a roll call vote the motion for the change was approved.

Trustee Frannicola moved, and Trustee Moscaritola seconded, a motion that the Board approves the Business Administrator/Board Secretary’s Resolutions numbers 1 through 17 and 19 through 21.

Upon being put to a roll call vote Resolutions 1 through 17 and 19 through 21 were approved by roll call vote with the following exceptions:

1. Trustee Viola abstained on Resolution #4 – Requests for Use of School Buildings and Grounds.

2. Trustee Moscaritola abstained on Policy #8461 – Reporting Violence, Vandalism, Alcohol and Other Drug Abuse which is part of Resolution #8 – Adoption of Policy (Second Reading).

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 September 30, 2007.
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 September 30 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.)

3. **BILLS AND MANDATORY PAYMENTS**

BE IT RESOLVED that the Board of Education approves the payment of bills and mandatory payments dated October 23, 2007 in the total amount of $6,393,467.41 (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 2007-08 budget dated September 30, 2007 in the amount of $333,693.00 as appended (Appendix E).

6. **APPROVAL OF TRAVEL LIST**

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

7. **RESCIND /ADOPT- Schedule of Meetings**

BE IT RESOLVED that the Board of Education approves the rescinding of the Adoption of Schedule of Meetings (Schedule A) at the May 3, 2007 Reorganization Meeting.

BE IT FURTHER RESOLVED that the Board of Education approves the Revised Annual Schedule of Meetings as attached (Appendix (G).
8. **ADOPTION OF POLICIES (Second Reading)**

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

- Policy #5330: Administration of Medication
- Policy #5512.01: Harassment, Intimidation, and Bullying
- Policy #8461: Reporting Violence, Vandalism, Alcohol and Other Drug Abuse

9. **JOINT TRANSPORTATION AGREEMENT - Kearny Board Of Education**

BE IT RESOLVED, that the Nutley Board of Education approves a Joint Transportation Agreement with the Kearny Board of Education to provide transportation for one special education student from Governor Livingston High School, on a Kearny bus at a cost of $2.00 per mile, and one-half of the bus driver’s hourly rate x the number of days transported during the month. (Subject to approval of the County Superintendent of Schools.)

10. **APPROVAL OF SERVICES**

BE IT RESOLVED that the Nutley Board of Education approves the services of Wonder Works Construction, New York, NY to provide two masons to replace one lintel at Washington Elementary School in an amount not to exceed $13,500.

11. **AUTHORIZATION OF MEMBER PARTICIPATION IN A COOPERATIVE PRICING SYSTEM**

BE IT RESOLVED that the Nutley Board of Education authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration as per N.J.S.A. 40A: 11-11(5), and

WHEREAS, THE Ramsey Board of Education, herein referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on October 22, 2007 the governing body of the Nutley Board of Education, County of Essex, State of New Jersey duly considered participation in a Cooperative Pricing system for the provision and performance of goods and services,
NOW, THEREFORE BE IT RESOLVED as follows:

This resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Ramsey Cooperative Pricing System.

Pursuant to the provisions of N.J.S.A. 40A: 11-11(5), the School Business Administrator is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

12. APPROVAL OF PARTIAL PAYMENT TO A. PFLUGH, INC.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of $16,482.37 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. APPROVAL OF PARTIAL PAYMENT TO CHANREE CONSTRUCTION CO.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of $248,234.00 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.

14. APPROVAL OF PARTIAL PAYMENT TO TRU-VAL ELECTRIC CORPORATION

BE IT RESOLVED that the Board of Education approves partial payment in the amount of $57,117.60 to Tru-Val Electric Corporation for the Franklin Middle School Additions and Alterations Project as per the recommendation of the Board’s architect and construction manager.

15. APPROVAL OF PARTIAL PAYMENT TO SALAZAR & ASSOCIATES, INC.

BE IT RESOLVED that the Board of Education approves partial payment in the amount of $673,115.70 to Salazar & Associates, Inc. for Toilet Room Renovations per the recommendation of the Board’s architect and construction manager.
16. APPROVAL OF CHANGE ORDER FOR ADDITIONS AND ALTERATIONS TO FRANKLIN MIDDLE SCHOOL

BE IT RESOLVED that the Board of Education approves Change Order #GC-1, on file in the Business Office, in the amount of $1,500 to Niram, Inc. for the Lead Paint Abatement/Signage Replacement as per the recommendation of the Board's architect and construction manager.

17. APPROVAL OF PAYMENT TO KEYSTONE LOCATING, LLC

BE IT RESOLVED that the Board of Education approves payment in the amount of $1,200 to Keystone Locating, LLC for underground utility mark out work in connection with the new gym at Spring Garden Elementary School.

18. ACCEPTANCE OF DONATION

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

BE IT RESOLVED that the Nutley Board of Education accepts a $25,000 cash prize for Yantacaw Elementary School being the grand prize winner in the 2007 LITERACY FOR LIFE Library Makeover Program sponsored by makers of Children's BENADRYL Allergy and PediaCare products, in cooperation with Reading Is Fundamental and Scholastic.

BE IT FURTHER RESOLVED that the Board accepts a $15,000 retail value in Scholastic books and Scholastic will provide eight (8) hours of expert consultation and assistance in determining appropriate books to aid Yantacaw Elementary School with the Library Makeover. The total appropriate retail value is $41,200.

Trustee Casale commended the parents at Yantacaw School for a job well done on obtaining the funds through a contest to be used for the school library.

19. APPROVAL OF SERVICES

BE IT RESOLVED that the Nutley Board of Education approves services from Professional Education Services, Inc. to provide students with homebound services during their affiliation with one or more of the following treatment facilities:
South Jersey Health Care, Bridgeton/Elmer, NJ

Princeton House Behavioral Health Systems, Cherry Hill/Hamilton/North Brunswick/Princeton, NJ

High Focus Centers, Cranford/Paramus/Parsippany/Sparta, NJ

C.A.R.E.S. Program, St. Francis Medical Center, Trenton, NJ

20. RESCIND/APPROVE DEPOSITORY OF SCHOOL FUNDS – Commerce Bank

BE IT RESOLVED that the Board of Education approves the rescinding of the Depository of School Funds – Commerce Bank at the May 3, 2007 Reorganization Meeting.

BE IT ALSO RESOLVED that Commerce Bank be designated as the official depository for the following account of the Nutley Board of Education for the 2007-08 school year, and

BE IT FURTHER RESOLVED that the following officers of the account be authorized to sign checks:

School Account:

Radcliffe School
Michael Kearney
and
Beverly Cullari

21. REAPPOINTMENT – Manager of Buildings & Grounds – Mr. Philip Nicolette

BE IT RESOLVED that the Board of Education approves the reappointment of Mr. Philip Nicolette as Manager of Buildings & Grounds, for the period July 1, 2007 through June 30, 2008, and

BE IT FURTHER RESOLVED that the Board approves the salary in the amount of $83,813.00 plus longevity of $2,000 and a Stipend-Security of $5,000.00.

HEARING OF CITIZENS

Resident Mike Russo inquired about the Smart Boards and how the items were received.
Resident Terry Quirk, representative for the Nutley Parent Advocacy Network (NPAN), addressed the Board and commented on the building access at the middle school.

Trustee Moscaritola asked about the details of the middle school hallway.

Resident Quirk stated that NPAN’s Tricky Tray proceeds would go towards the Autistic Program. She complimented Trustees Casale, Alamo, Frannicola, Moscaritola and Williams on their participation.

Resident Mike Ricioni inquired about the closing of the lunch program for elementary schools and stated he is not in favor of closing the lunch program.

EAN President, Andrew Linfanti, commented on providing health benefits to domestic partners and spoke in favor of it.

Resident Ken Reilly stated he would like to see the middle school project come to an end soon. He also commented on the flooring of the 3rd floor, lack of nutritional value of the middle school cafeteria program and the possibility of a roof at the new Spring Garden gym than can be designed to add classrooms in the future.

Resident Mike Russo stated that the Term Agreement for Channel One should be used instead of the contract.

Mr. Green read a statement from Channel One that re-enforces the Agreement for the Board to opt out of the Agreement at the discretion of the Board.

Resident Quirk inquired about Channel One equipment and the scheduling of Channel One.

OLD BUSINESS

Trustee Casale asked if the district could cut Channel One to allow high school announcements. He would like to have announcements read during homeroom. After the announcements are read, run Channel One until the end of homeroom.

Trustee Moscaritola thanked the Superintendent and addressed the Board for an answer to his question on Channel One.

President Olivo stated that there will be a meeting concerning a parking plan at Washington School.
NEW BUSINESS

Trustee Casale provided copies of information on health benefits for Domestic Partners. He spoke in favor of offering the benefits for Domestic Partners.

An open discussion ensued on the matter.

A request for a legal opinion on the matter would be placed on the Agenda for discussion at the November 5, 2007 meeting.

Trustee Viola commented on having an in-service for posting information on the internet.

President Olivo asked if the Board objected to helping the Township with the cost of a protective covering for the Oval. There were no objections.

Assistant Superintendent Francioso thanked Mr. DeVita for work on the approval of the NCLB Grant.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:45 PM on a motion by Trustee Casale, seconded by Trustee Del Tufo, and unanimously approved by voice vote.

Respectfully submitted,

Robert A. Green, Jr.
Board Secretary