The Nutley Board of Education held a Public Meeting on Monday, January 28, 2008 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 Revised Schedule of Meetings notice of October 22, 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. James Kuchta
Mr. Vincent Moscaritola
Mr. James Viola
Ms. Patricia Williams
Mr. Sal Olivo

Absent:

Mrs. Maria Alamo

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
Mr. Frank Pomaco, Board Attorney
EXECUTIVE MOTION TO ADJOURN TO EXECUTIVE SESSION

At 6:35 PM Trustee Casale moved and Trustee Kuchta 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. Legal Opinion for purchasing property
2. Discussion of new regulations for reimbursements
3. Legal Opinion for south property line – WMS.
4. Discussion of Banking Rates & Investment of Public Funding

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

At 8:00 PM Trustee Viola 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.

ROLL CALL

Present:  
Dr. Philip T. Casale  
Mr. Angelo Frannicola  
Mr. James Kuchta  
Mr. Vincent Moscaritola  
Mr. James Viola  
Ms. Patricia Williams  
Mr. Sal Olivo

Absent::  
Mrs. Maria Alamo  
Mr. Gerard Del Tufo (arrived 8:05 PM)
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

FLAG SALUTE

Trustee Viola led the assembly in the flag salute.

APPROVAL OF MINUTES

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

December 17, 2007 – Regular Meeting  
December 17, 2007 – Closed Executive Session  
January 7, 2008 – Closed Executive Session  
January 7, 2008 – Public Meeting

Trustee Kuchta moved, Trustee Williams seconded, and the Board minutes were approved with the following exception:

1. Trustee Casale voted “No” on January 7, 2008 Closed Executive Session due to missing information.


Trustee Del Tufo arrived at 8:05 PM.

CORRESPONDENCE

A thank-you note from Lillian De Filippis for the Board’s expression of sympathy on the passing of her mother.

A thank-you note from Frank Libert for the Board’s expression of sympathy on the passing of his mother.

A thank-you note from Mary Carment for the Board’s expression of sympathy on the passing of her son.

SUPERINTENDENT’S REPORT

Mr. Zarra presented the Superintendent’s Report dated January 28, 2008, Schedule A, which is appended to the minutes of this meeting, and briefly summarized its contents. He also mentioned how proud the district is of the Autism Program.

Mrs. Francioso reported on Articulation Day.

Mr. Zarra stated he would like to remove the Assistant Baseball Coaches on Resolution #15 – Appointment – Athletics.
BOARD SECRETARY’S REPORT

Mr. Green provided four handouts to the Board Members:

1. Addendum Resolution to reject bids for the Lincoln School HVAC System.
2. Budget for the Elementary School Project.

Time was allowed for comments and questions from the Board.

COMMITTEE REPORTS

Emily Batina - Student Representative
Trustee Del Tufo - Facilities Committee
- Negotiations of Administrators

Trustee Moscaritola asked if the cost estimated for the HVAC bids could be corrected. He also stated that the longer the wait period the higher the price will be.

Trustee Moscaritola - Security Update (Sub Committee)
Trustee Williams - Policy Committee
Trustee Viola - Athletic Committee
Trustee Casale - Finance/Budget Committee

HEARING OF CITIZENS (Resolutions Only)

None

SUPERINTENDENT’S RESOLUTIONS

Trustee Frannicola moved, and Trustee Moscaritola seconded, a motion that the Board approves the Superintendent’s Resolutions numbers 1 through 19 as listed below with the following exceptions:

1. President Olivo abstained on Superintendent’s Resolution #11 Appointment – Custodian.

2. The Assistant Baseball Coaches were removed for Approval from Resolution #15 – Athletics (Schedule C).
1. **RETIREMENTS – Professional Staff**

BE IT RESOLVED that the Board of Education approves the acceptance of the retirement of the following personnel, effective June 30, 2008:

- Ronald Bonadonna - High School Teacher
- Judith Story - Elementary Teacher

2. **RESIGNATION – Buildings & Grounds Employee**

BE IT RESOLVED that the Board of Education approves the acceptance of the resignation of Mr. Albert Marchione, buildings and grounds employee effective January 18, 2008.

3. **AMENDING RESOLUTION – Approval of New Courses**

BE IT RESOLVED that the Board of Education approves the amending of the resolution Approval of New Courses, approved at the December 17, 2007 Board Meeting, to reflect the following changes:

- Delete: AP Journalism
- Add: English Electives: Introduction to Media Skills & Applications – Honors
  - School Newspaper I - Honors
  - School Newspaper II - Honors
  - School Newspaper III - Honors

4. **LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Marisa Tusche, effective February 13, 2008 through June 30, 2008 with the provision that she notify the Superintendent of Schools of further teaching intentions no later than April 1, 2008.

5. **LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a leave of absence in accordance with the New Jersey Family Leave Act for Mrs. Sarah Misner, effective February 1, 2008 through April 28, 2008.
BE IT FURTHER RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Misner, effective April 29, 2008 through June 30, 2008, with a return date of September 1, 2008.

6. **LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a leave of absence in accordance with the New Jersey Family Leave Act for Mrs. Ellen Napoli, effective March 1, 2008 through May 19, 2008.

BE IT FURTHER RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Napoli, effective May 20, 2008 through June 30, 2008, with a return date of September 1, 2008.

7. **LEAVE OF ABSENCE – Teacher**

BE IT RESOLVED that the Board of Education approves a childrearing leave of absence for Mrs. Jaimee Grella, effective January 30, 2008 through March 31, 2008 with a return date of April 1, 2008.

8. **APPOINTMENTS – Professional Staff**

BE IT RESOLVED that the Board of Education approves the appointments of the personnel listed below for the 2007-08 school year, effective January 29, 2008, 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>Ryan McMullen</td>
<td>B.A.</td>
<td>6</td>
<td>$43,000 (Replacing Donald Sellari) LLD Account #: 11-204-100-101</td>
</tr>
<tr>
<td>Jeremy Thornton</td>
<td>B.A.</td>
<td>6</td>
<td>43,000 (Replacing Anthony Surmatis) 9-12 Account #: 11-140-100-101</td>
</tr>
</tbody>
</table>

9. **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.
10. 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 2007-08 school year at the salaries indicated, Account #: 55-990-320-100:

- Part-time Substitute Child Care Teacher
  - Janine Peters
  - Hourly Rate: $25.00

- Part-time Substitute Child Care Aide
  - Diane Rogers
  - Hourly Rate: $12.75

11. APPOINTMENT - CUSTODIAN

BE IT RESOLVED that the Board of Education approves the appointment of Joseph Romano (replacement), as a custodian effective February 1, 2008 at the annual salary of $28,700, prorated, (Group 2, Step 3), plus a night stipend of $2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

12. APPOINTMENT - CUSTODIAN

BE IT RESOLVED that the Board of Education approves the appointment of Ralph Pastorino (replacement), as a custodian effective February 1, 2008 at the annual salary of $28,700, prorated, (Group 2, Step 3), plus a night stipend of $2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

13. APPOINTMENT - CUSTODIAN

BE IT RESOLVED that the Board of Education approves the appointment of Thomas G. Trasente, Jr. (replacement), as a custodian effective February 1, 2008 at the annual salary of $28,700, prorated, (Group 2, Step 3), plus a night stipend of $2,000, prorated, account # 11-999-262-100, which is in accordance with the 2007-10 Custodial Salary Guide.

14. APPOINTMENT – School Crossing Guard

BE IT RESOLVED that the Board of Education approves the appointment of Kathleen Petillo as Crossing Guard at the Radcliffe School driveway at the hourly rate of $15.00, account #11-999-262-100 effective January 29, 2008 for the 2007-08 school year.
15. **APPOINTMENTS – Athletics**

BE IT RESOLVED that the Board of Education approves the Spring Athletic Appointments listed on the attached Schedule C for the 2007-08 school year on the salary guide at the classification and step as indicated in accordance with the 2007-08 Coaches Salary Guide.

16. **APPOINTMENTS – Volunteer Coaches**

BE IT RESOLVED that the Board of Education approves the appointments for the personnel listed below for the 2007-08 school year:

- Joseph Cioffi - Volunteer Baseball Coach
- Karen Ponzoni-Shedd - Volunteer Crew Coach
- Anthony Scarpelli - Volunteer Crew Coach
- Frank Sasso - Volunteer Golf Coach

17. **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, 2007**

- Rose Cioffi $250.00

**PAYMENT FOR SATURDAY VIOLIN LESSONS – Grades 2 and 3 during October, November and December, 2007**

- Stephanie Tirri $311.76

**PAYMENT FOR FILMING BOE MEETINGS – 7/23, 8/27, 9/24, 10/22 and 11/19**

- Kenneth Delgado $82.50
- John Reciniello 22.50

**PAYMENT FOR CHILD STUDY TEAM – Summer Hours – July and August, 2007**

- Michele Syme $374.16
PAYMENT FOR NHS SPEAKER WIRING – December 4, 11, 13, 18 and 27, 2007 and January 19 and 21, 2008

John Schwarz  $1,744.97

PAYMENT FOR NHS H.S.P.A. CURRICULUM WORKSHOP- Student Review Assessment – January 9, 2008

Toby D’Ambola  $67.56
Susan Gesumaria  51.96
Leann Martin  51.96
Heather Syme  51.96
Denis Williams  51.96

BASIC SKILLS CURRICULUM COMMITTEE
January 5, 2008

Lottie Alama  $103.92
Danielle Cancelliere  103.92
Dolores Contreras  103.92
Jennifer Farro  103.92
Danielle Franco  103.92
Rosalina Gencarelli  103.92
Gina Masino  103.92
Stephanie Mozeika  103.92
Geralyn Ryan  103.92
Debra Tiene  103.92
Jennifer VonAchen  103.92
Jennifer Wilson  103.92

LANGUAGE ARTS CURRICULUM COMMITTEE – December 1, 2007

Pamela B. Mitchell  $103.92
Linda Batson  103.92
Karen Beckmeyer  103.92
Nicole Crowe  103.92
Carla Cullari  103.92
Cynthia DeBonis  135.12
Loretta Douglas  103.92
Melissa Echevarria  103.92
Danielle Ferraro  103.92
Emanuela Fierro  103.92
Jill Freedman  103.92
Natalie Gatto  103.92
Doreen Holland  103.92
Walter King  103.92
Paul Kocum  103.92
Erin Lenik  103.92
Cynthia Lynch  103.92
Valerie Martin  103.92
Beverly Masullo  103.92
Marcy McKenzie  103.92
Jessica Nolasco  103.92
Laura Reilly  103.92
Lorraine Restel  135.12
Deborah Schop  103.92
Phillip Siculietano  103.92
Jill Sorensen  103.92

CENTRAL DETENTION COVERAGE –
Month of December, 2007

High School
Kent Bania  $18.77
John Gulardo  131.39
Tarik Huggins  18.77
Jennifer Marcino (Mowrey)  18.77
Denise Mazza  37.54
Lisa Vallo  150.16

JHW Middle School
Jennifer Ambrose  56.31
Joseph Cappello  37.54
Tracy Egan  37.54
Michelle Ippolito  37.54
Louis Manganiello  18.77
Luann Zullo  56.31

SATURDAY MORNING SUSPENSIONS –
Month of December, 2007

JHW Middle School
Joseph Cappello  $78.45
Marcellino Marra  78.45

18. CHANGE-IN-TRAINING LEVELS

BE IT RESOLVED that the personnel listed on the attached Schedule D 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, 2008.

19. LONGEVITY PAY

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

Rosalie Alongi - $1,650 (prorated) Eff. 2/1/08 (15 years)
AnneMarie Kowalski - $4,300 (prorated) Eff. Feb.1,2008 (25 years)
Marianne Marcantonio - $1,400 (prorated) Eff. Feb.1,2008 (15 years)
20. **Memorial: Mrs. Martha R. Kostyra**

Trustee Kuchta moved, and Trustee Del Tufo 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. Martha R. Kostyra on November 20, 2007, and

WHEREAS, Mrs. Kostyra was employed in September, 1964 as an elementary teacher in the Nutley Public Schools and had a distinguished educational career until her retirement in June, 1981, and

WHEREAS, Mrs. Kostyra 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.

Trustee Frannicola complimented the softball program and Coach Zullo.

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

Trustee Casale questioned Resolution #18 and thought the Board should have more discussion on the matter. Trustee Del Tufo commented that the document was sent to Board Members three times. It was decided to hold discussion on the document.

Trustee Casale made a motion, Trustee Moscaritola seconded, to table Resolution #18 Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept. Upon being put to a roll call vote the motion was not approved with the following vote Trustees Casale, Frannicola, Moscaritola and Viola voting “Yes” and Trustees Del Tufo, Kuchta, Williams and Olivo voting “No”.
A discussion ensued among the Board regarding travel reimbursement for staff.

Mr. Zarra stated that there are no regulations concerning the travel expenses and the need for pre-approval by the Board.

Upon being put to a roll call vote Resolutions 1 through 18 and 20 were approved by roll call vote with the following exceptions:

1. Trustee Kuchta voted “Yes” on 1 through 5, 7 through 18, and 20. On Resolution #6 - Approval of Travel List he voted “Yes” except for any employee who had already traveled.

2. Trustee Casale voted “No” on all resolutions.

Trustee Casale changed his vote to “Yes” on all resolutions except for Resolution #18 – Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept.

3. Trustee Frannicola changed his vote from a “No” to “Yes” on Resolution #6 – Approval of Travel List.

4. Trustee Moscaritola voted “No” on Resolution #18 – Approval of Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept. On Resolution #6 - Approval of Travel List he voted “Yes” except for any employee who has already traveled.

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 December 31, 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 December 31, 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 January 29, 2008 in the total amount of $6,151,739.49 (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 December 31, 2007 in the amount of $791,432.25 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 (Appendix F).

7. **ADOPTION OF POLICY (Second Reading)**

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

Policy #2435.1 Student Random Alcohol and Drug-Testing
Policy #5530 Substance Abuse

8. **OUTSTANDING CHECKS – GENERAL ACCOUNT**

BE IT RESOLVED that the Board of Education approves the accounting procedure of putting the amount of the following checks into revenue.

<table>
<thead>
<tr>
<th>Check #</th>
<th>Date</th>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>069843</td>
<td>6/26/06</td>
<td>Essex County Board of Elections</td>
<td>$9,121.77</td>
</tr>
<tr>
<td>069905</td>
<td>6/26/06</td>
<td>Liberty Science Center</td>
<td>$  60.00</td>
</tr>
<tr>
<td>069918</td>
<td>6/26/06</td>
<td>MHS Quiz Bowl Team</td>
<td>$ 140.00</td>
</tr>
<tr>
<td>070148</td>
<td>6/30/06</td>
<td>Pediatric Specialty Center</td>
<td>$ 140.00</td>
</tr>
</tbody>
</table>

Total $9,461.77
The checks have not been cashed in a reasonable amount of time so funds will be put back in our miscellaneous revenue account.

9. OUTSTANDING CHECKS – SALARY ACCOUNT

BE IT RESOLVED that the Board of Education approves the accounting procedure of putting the amount of the following checks into revenue.

<table>
<thead>
<tr>
<th>Check #</th>
<th>Date</th>
<th>Name</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>555977</td>
<td>6/15/07</td>
<td>J. Ferrailoi</td>
<td>$61.06</td>
</tr>
<tr>
<td>556826</td>
<td>6/29/07</td>
<td>M. Echevaria</td>
<td>$30.36</td>
</tr>
<tr>
<td>556827</td>
<td>6/29/07</td>
<td>T. Egan</td>
<td>$111.12</td>
</tr>
</tbody>
</table>

Total $202.54

The checks have not been cashed in a reasonable amount of time. The employees were contacted for the reissuing of checks, without response, so the funds will be put back in our revenue account.

10. APPROVAL OF AMENDMENT OF 2008 NCLB APPLICATION

BE IT RESOLVED that the Board of Education approves the submission of an amendment for the funding year 2008 NCLB Grant Application.

11. APPROVAL OF PARTIAL PAYMENT TO CHANREE CORPORATION

BE IT RESOLVED that the Board of Education approves partial payment in the amount of $272,581.14 to Chanree 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 $63,305.62 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. **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 15, 2008 Annual School Election be held at 10:00 a.m. in the Board Conference Room on Wednesday, March 5, 2008.

14. **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 15, 2008 Annual School Election to be 2:30 p.m. to 9:00 p.m.


WHEREAS, bids for Exterior Façade – Washington School were advertised on December 3, 2007, and

WHEREAS, sealed bids were publicly opened and read aloud on Friday, January 18, 2008 at 2:00 p.m. in the office of the Business Administrator/Board Secretary, and

WHEREAS, bids for Exterior Façade – Washington School are as follows:

<table>
<thead>
<tr>
<th>BIDDER</th>
<th>BID AMOUNT (BASE BID PLUS BONDING)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Brockwell &amp; Carrington</td>
<td>$1,327,000.00 (1) (2)</td>
</tr>
<tr>
<td>Niram, Inc.</td>
<td>$1,889,000.00 (2)</td>
</tr>
<tr>
<td>Paragon Restoration Corp.</td>
<td>$2,489,927.00 (2)</td>
</tr>
<tr>
<td><strong>Hilt Construction, Inc.</strong></td>
<td><strong>$2,496,891.00 (3)</strong></td>
</tr>
<tr>
<td>APS Contracting, Inc.</td>
<td>$2,580,750.00</td>
</tr>
<tr>
<td>Chanree Construction Co., Inc.</td>
<td>$2,587,978.00</td>
</tr>
<tr>
<td>CVM Cost Estimate Prior to Bidding (12/4/2007)</td>
<td>$2,617,919.00</td>
</tr>
<tr>
<td>Circle-A Construction Co., Inc.</td>
<td>$2,767,000.00</td>
</tr>
<tr>
<td>G&amp;M Eastern Contracting</td>
<td>$2,829,159.00</td>
</tr>
</tbody>
</table>
2) Bidders do not meet the required qualifications as stipulated in the bid specifications.
3) Apparent low, qualified bidder, meeting all stipulated criteria.

WHEREAS, the bid of Hilt Construction, Inc., Franklin Park, NJ meets all specifications, and is therefore the lowest responsible bidder, and

WHEREAS the architect and engineer recommended that the Board accept the bid of Hilt Construction, Inc.

NOW, THEREFORE, BE IT RESOLVED that the Nutley Board of Education accepts the recommendation of the Board’s architect and engineer and approves the award of the contract for Exterior Façade – Washington School to Hilt Construction, Inc., Franklin Park, NJ.

AWARD OF CONTRACT WINDOW & DOOR REPLACEMENT
WASHINGTON SCHOOL

16. AWARD OF CONTRACT –Window and Door Replacement – Washington School

WHEREAS, bids for Window and Door Replacement – Washington School were advertised on December 3, 2007 and

WHEREAS, sealed bids were publicly opened and read aloud on Friday, January 18, 2008 at 3:00 p.m. in the office of the Business Administrator/Board Secretary, and

WHEREAS, bids for Window and Door Replacement – Washington School are as follows:

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Bid Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Levy Construction</td>
<td>$598,600.00</td>
</tr>
<tr>
<td>Apparent low, qualified bidder.</td>
<td></td>
</tr>
<tr>
<td>Circle A Construction</td>
<td>$684,700.00</td>
</tr>
<tr>
<td>APS Contracting Inc.</td>
<td>$763,200.00</td>
</tr>
<tr>
<td>Shauger Property Services Inc.</td>
<td>$775,000.00</td>
</tr>
<tr>
<td>DCM Construction Cost Estimate</td>
<td>$683,451.00</td>
</tr>
<tr>
<td>Referendum Budget</td>
<td>$662,130.00</td>
</tr>
</tbody>
</table>
WHEREAS, the bid of Levy Construction, Audubon, NJ meets all specifications, and is therefore the lowest responsible bidder, and

WHEREAS the architect and engineer recommended that the Board accept the bid of Levy Construction, Audubon, NJ.

NOW, THEREFORE, BE IT RESOLVED that the Nutley Board of Education accepts the recommendation of the Board’s architect and engineer and approves the award of the contract for Window and Door Replacement – Washington School to Levy Construction, Audubon, NJ.

17. **REJECT BID – HVAC Replacement Washington School**

WHEREAS bids for a HVAC Replacement Washington School were advertised on December 3, 2008, and

WHEREAS sealed bids were publicly opened and read aloud on January 18, 2008 at 3:00 PM in the office of the Business Administrator/Board Secretary, and

WHEREAS the following bids were received in the following amounts:

Bill Leary HVAC $2,390,000

GDS Mechanical Inc. $2,394,000

H&S Construction and Mechanical Inc. $2,600,000

Nicosia & Sons Construction $2,764,223

T.M. Brennan Contractors, Inc. $2,764,223

Bender Contracting $3,124,100

Jacobs Construction $3,240,000

Ex Air Inc. $3,450,000

Referendum Budget $1,159,917

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.

APPROVAL OF NUTLEY MODERNIZATION & MAINTENANCE PROGRAM & BUSINESS PLAN CONCEPT

18. APPROVAL OF NUTLEY SCHOOL DISTRICT STRATEGIC MODERNIZATION AND MAINTENANCE OPERATIONAL PROGRAM AND BUSINESS PLAN CONCEPT

BE IT RESOLVED that the Board of Education approves the adoption of the “Nutley School District Strategic Modernization and Maintenance Operational Program and Business Plan Concept” on file in the Business Office (Appendix H).

REMOVED FROM AGENDA

19. INVESTMENT ADVISORY SERVICES

BE IT RESOLVED that the Board of Education received requests for proposals on December 20, 2007 from the following companies:

Commerce Bancorp, Inc.
Acacia Financial Group
Sovereign Advisors (AXA)
MBIA Asset Management
Morgan Stanley

BE IT FURTHER RESOLVED that the Board of Education approves Commerce Bankcorp, Inc. to provide investment advisory services and arbitrage services as outlined in their proposal for the funds for the $38,500,000 referendum.

ACCEPTANCE OF DONATION

Trustee Del Tufo moved, and Trustee Kuchta 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 a donation of $15.00 for the Sport-A-Cut fundraiser.
21. **REJECT BID – HVAC Replacement Lincoln School**

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

WHEREAS bids for a HVAC Replacement Lincoln School were advertised on December 3, 2008, and

WHEREAS sealed bids were publicly opened and read aloud on January 25, 2008 at 3:00 PM in the office of the Business Administrator/Board Secretary, and

WHEREAS the following bids were received in the following amounts:

- T.M. Brennan Contractors, Inc. $2,997,000
- H&S Construction and Mechanical Inc. $2,850,000
- Nicosia & Sons Construction $3,154,000
- Bill Leary HVAC $2,790,000

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.

**HEARING OF CITIZENS**

Resident Donna Ferrara addressed the Board and asked at what meeting did the Board vote to remove the auditorium seating. She also asked who is responsible if the loan taken by FONS defaults.

She then inquired about asbestos and if there was a presence of asbestos in the floor when the seats were removed in the high school auditorium.

Mr. Nicolette answered all questions concerning asbestos safety.
Resident Robert Rusignuolo addressed the Board and voiced concerns on the parking in and around the middle school. The major issues were as follows:

1. Lack of an impact study
2. Purchase of a Parking Lot (neighboring church)
3. Not developing the south side lot to the fullest extent
4. Paving of Hillside Crescent
5. Lighting and a Light Pole
6. Parking use by faculty thus hurting local merchants
7. Use of building, evenings and weekends and the negative impact on the neighborhood

Trustee Moscaritola exited at 9:27 PM.

Trustee Moscaritola reentered at 9:33 PM.

Mr. Zarra stated he would have the trees planted as requested.

Mr. Rusignuolo also brought up the topic of ice guards on the roof and signs in the parking lot.

President Olivo stated mistakes were made on the middle school project.

Mr. Rusignuolo commented that there is a Board of nine.

Trustee Viola commented a parking garage maybe the solution to the parking problem.

OLD BUSINESS

None

NEW BUSINESS

Trustee Viola thanked the school district for an overwhelming support to his family during a recent injury he sustained.

ADJOURNMENT

There being no further business, the meeting was adjourned at 9:43 PM on a motion by Trustee Kuchta, seconded by Trustee Del Tufo, and unanimously approved by voice vote.

Respectfully submitted,

Robert A. Green, Jr.
Board Secretary