

**NUTLEY BOARD OF EDUCATION
PUBLIC HEARING/OPEN PUBLIC MEETING
MARCH 30, 2009**

The Nutley Board of Education held a Public Hearing/Open Public Meeting on Monday, March 30, 2009 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

Trustee Reilly opened the meeting at 6:00 PM.

**CALL TO
ORDER**

MEETING NOTICE

**MEETING
NOTICE**

Trustee Reilly stated that in compliance with Chapter 231, Public Law 1975 entitled Open Public Meetings Act and NJSA 18A:22-11 and 22-12, proper notice of this Public Hearing was:

1. Published in the Nutley Sun on Thursday, March 26, 2009.
2. Posted at the entrance of the Board Office on March 18, 2009.
3. Mailed or faxed to the Nutley Sun, The Star Ledger, The North Jersey Herald & News, and the Nutley Journal.
4. Mailed or faxed to the Nutley Township Clerk.

The purpose of this meeting is to:

1. Conduct the Public Hearing on the 2009-2010 School Budget.
2. Adopt the 2009-2010 School Budget.
3. Vote on resolutions for the regularly scheduled Public Meeting.

Formal action will be taken.

ROLL CALL

**ROLL
CALL**

Present: Mrs. Maria Alamo
Mr. Angelo Frannicola
Mr. Kenneth Reilly
Mr. James A. Kuchta
Mr. Steven Rogers
Mr. Walter Sautter
Ms. Patricia Williams

Absent: Dr. Philip T. Casale (arrived 6:07 PM)
Mr. Vincent Moscaritola (arrived 6:14 PM)

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Michael DeVita, Business Administrator/Board Secretary
Mr. Thomas Cosma, Board Construction Attorney
Mr. William Morris, EPIC Construction Company

MOTION TO ADJOURN TO EXECUTIVE SESSION

**EXECUTIVE
SESSION**

At 6:04 PM Trustee Reilly 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:

Legal Issues

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 Frannicola 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 Auditorium located at 325 Franklin Avenue, Nutley, NJ.

ROLL CALL

**ROLL
CALL**

Present: Mrs. Maria Alamo
Mr. Angelo Frannicola
Mr. James A. Kuchta
Mr. Vincent Moscaritola
Mr. Kenneth Reilly
Mr. Steve Rogers
Mr. Walter Sautter
Ms. Patricia Williams
Dr. Philip T. Casale

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Michael DeVita, Business Administrator/ Board Secretary
Ms. Ariane DeMarco, Student Representative

FLAG SALUTE

**FLAG
SALUTE**

President Casale led the assembly in the flag salute.

PUBLIC HEARING ON BUDGET

Mr. DeVita provided a detailed power-point presentation to the public on the 2009-2010 Budget.

HEARING OF CITIZENS (Budget Only)

**HEARING OF
CITIZENS**

Several residence asked questions regarding the 2009-2010 Budget and made comments not limited to the following:

- Cuts on Personnel in Classrooms
- Stimulus Money
- Administrative Expenses
- Administrative Salaries
- Capital Reserve Account
- Miscellaneous Expenses
- Employee Benefits
- Buses
- Cut in Basic Skills Teachers
- Plan for the District's Basic Skills Students
- SAT Scores

Time was allotted for the Board Members to make comments on the Budget before the vote.

**APPROVE
2009-2010
BUDGET**

1. **APPROVAL OF 2009-2010 BUDGET**

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

WHEREAS, the Board of Education of the Township of Nutley adopted a tentative budget for the 2009-2010 school year on March 16, 2009, and

WHEREAS, said tentative budget was properly advertised on March 26, 2009, and

WHEREAS, the Public Hearing on the budget was conducted on March 30, 2009,

NOW, THEREFORE, BE IT RESOLVED that the Board of Education hereby adopts the official budget for the 2009-2010 school year in the following amounts:

General Fund	\$ 53,938,495
Special Revenue Fund	1,501,523
Debt Service Fund	<u>3,741,749</u>
Total Budget	\$ 59,181,767

Of which the following amount shall be raised by local tax levy:

General Fund Tax Levy	\$ 44,888,738
Debt Service Tax Levy	<u>2,765,764</u>
Total Tax Levy	\$ 47,654,502

and,

BE IT FURTHER RESOLVED that the Board of Education approves an automatic CAP adjustment to the base tax levy for an adjustment for an increase in health costs of \$494,593.

BE IT FURTHER RESOLVED that the automatic CAP adjustment will increase the maximum permitted General Fund tax levy from \$44,888,738 to \$45,383,331.

and,

BE IT FURTHER RESOLVED that the Secretary be authorized to place on the ballot at the Annual School Election to be held on April 21, 2009 the proposal to approve the General Fund tax levy portion of the 2009-2010 school budget. The complete budget for 2009-2010 is on file in the Business Administrator's Office.

APPROVAL OF MINUTES

**APPROVE
MINUTES**

Trustee Reilly moved, Trustee Kuchta seconded, and the Board approved by roll call vote the following motion with the following exceptions:

1. Trustees Alamo and Williams voted "No" on the March 11, 2009 Executive Session Minutes.
2. Trustee Frannicola abstained on the March 11, 2009 and March 16, 2009 minutes.
3. Trustee Kuchta and Trustee Reilly abstained on the March 11, 2009 Executive Session Minutes.

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

March 16, 2009 - Open Public Meeting
March 11, 2009 - Open Public Meeting
March 11, 2009 - Closed Executive Session
March 9, 2009 - Open Public Meeting
March 9, 2009 - Closed Executive Session
March 4, 2009 - Open Public Meeting
March 4, 2009 - Closed Executive Session
February 23, 2009 - Open Public Meeting
February 23, 2009 - Closed Executive Session

CORRESPONDENCE

None

SUPERINTENDENT'S REPORT

Mr. Zarra presented the Superintendent's Report dated March 30, 2009, Schedule A, which is appended to the minutes of this meeting, and briefly summarized its contents.

BOARD SECRETARY'S REPORT

Mr. DeVita reminded everyone that information on the Budget is on the district's website.

COMMITTEE REPORTS

Ms. Ariane DiMarco - Student Representative
Trustee Rogers - Volunteer of Services

HEARING OF CITIZENS (Resolutions Only)

None

SUPERINTENDENT'S RESOLUTIONS

Trustee Kuchta moved, and Trustee Sautter seconded, a motion that the Board approve Superintendent's Resolutions numbers 1 through 10 as listed below.

The Superintendent's Resolutions 1 through 10 were approved by roll call vote with the following exception:

1. Trustee Reilly abstained on Resolution 8 – Extra Compensation.

CORRESPONDENCE

SUPT'S REPORT A

**BOARD
SECRETARY'S
REPORT**

**COMMITTEE
REPORTS**

**HEARING OF
CITIZENS**

**SUPT'S
RESOLUTIONS**

**RESIGNATION
PERM SUB**

1. **RESIGNATION – Permanent Substitute**

BE IT RESOLVED that the Board of Education approves the acceptance of the resignation of Jaime Garofalo, permanent substitute, effective March 20, 2009.

**LEAVE OF
ABSENCE
TEACHER**

2. **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. Michele Rizzi, effective March 16, 2009 through April 3, 2009 with a return date of April 6, 2009.

**LEAVE OF
ABSENCE
TEACHER**

3. **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. Nicolette Misner, effective April 21, 2009 through May 29, 2009, with a return date of June 1, 2009

**APPOINT
TEACHER
SUBS B**

4. **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 2008-09 school year.

**APPOINT
ATHLETICS**

5. **APPOINTMENT – Athletics**

BE IT RESOLVED that the Board of Education approves the appointment of Mr. Frank DiPiano as assistant baseball coach for the 2008-09 school year at the salary of \$4,750, Step 2 in accordance with the 2008-09 Athletic Salary Guide.

**APPOINT
SEC/CLERICAL/AIDE
SUBS**

6. **APPOINTMENT – Secretarial/Clerical/Aide Substitutes**

BE IT RESOLVED that the Board of Education approves the following substitute for the 2008-09 school year:

Secretary/School Aide

Jo-Ann DeAmorin
Michele Gross
Angela Palma

**APPOINT
BUS AIDE**

7. APPOINTMENT – SUBSTITUTE BUS AIDE

BE IT RESOLVED that the Board of Education approves the following substitute for the 2008-09 school year:

Bus Aide
Raymond Luzzi

**EXTRA
COMP**

8. 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 February, 2009**

Rose Cioffi \$250.00

**PAYMENT FOR ZERO PERIOD SRA CLASSES – Month of
February, 2009**

Heather Drexler \$126.00
Jessica Mabel 294.00
Leann Martin 126.00

**PAYMENT FOR ZERO PERIOD SAT CLASSES – Month of
January, February and March, 2009**

Takisha Ganesh \$798.00
Katie O’Keeffe 798.00
Cheryl Rossillo 252.00
Jennifer Sabatelli 252.00

**PAYMENT FOR SPRING SAT REVIEW CLASSES
(EVENING) – Month of January, February and March, 2009**

Jessica Mabel \$1,039.20
Katie O’Keeffe 1,039.20
Cheryl Rossillo 1,039.20

**PAYMENT FOR FILMING BOE MEETINGS –
January and February, 2009**

John Carlo \$ 75.00
Maria Perez 52.00

**PAYMENT FOR FAMILY MATH PROGRAM –
January and March, 2009**

Dolores Contreras	\$540.48
Carla Cullari	540.48
Doreen Holland	540.48
Sheryl Holly	540.48
Courtney Jousset	540.48
Marcy McKenzie	540.48
Rebecca Olivo	540.48
Christina Osieja	540.48
Lorraine Rubinstein	540.48
Kevin Smyth	540.48

**PAYMENT FOR KINDERGARTEN REGISTRATION –
March 9 – 20, 2009**

Donna Bolcato	\$ 511.25
Jean Boyle	765.00
Catherine Felici	346.50
Natale Ferrara	2,092.50
Katherine Flannery	749.96
Rosemary Griesbach	375.00
Donna Luzzi	412.50
Joyce Marando	1,085.00
Barbara McGarty	257.13

**PAYMENT FOR AFFIRMATIVE ACTION COMMITTEE –
October 23, December 4, 2008 and March 19, 2009**

Gerard Adubato	\$ 57.58
Joseph Cappello	28.79
Kathleen Cullity	86.37
Cynthia DeBonis	57.58
Catherine Felici	57.58
Alisa Gennace	28.79
Katianne Gratz	28.79
Gail Kahn	57.58
Jerilyn Margulies	57.58
Marcellino Marra	28.79
Janine Peters	86.37
Phillip Siculietano	86.37
Annette Pucci	86.37
Laura Reilly	86.37
Nancy Thunell	28.79

**CENTRAL DETENTION COVERAGE –
Month of February, 2009**

High School

Joseph Cimo	\$262.78
John Gulardo	37.54
Denise Mazza	131.39
Laura Reilly	93.85
Christopher Rosati	18.77
Michael Russomano	18.77
Lisa Vallo	150.16

JHW Middle School

Joseph Cappello	56.31
Melissa Echevarria	56.31
Tracy Egan	56.31
Deanna Fredricks	18.77
Jenny Lombardo	37.54
Luann Zullo	37.54

**SATURDAY MORNING SUSPENSIONS –
Month of February, 2009**

JHW Middle School

Joseph Cappello	\$ 78.45
Melissa Echevarria	78.45
Marcellino Marra	78.45

**LONGEVITY
PAY**

9. LONGEVITY PAY

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

Steven Farese -\$1,400 (prorated) Eff. April 1, 2009 (10 yrs.)
Maureen Lazur -\$1,400 (prorated) Eff. April 1, 2009 (15 yrs.)

**APPROVAL C
OF CALENDARS D**

10. APPROVAL OF CALENDARS – 2009-10

BE IT RESOLVED that the Board of Education approves the adoption of the following attached calendars for the 2009/10 school year:

School Calendar -Schedule C
Calendar for 12-Month Employees -Schedule D

**BOARD
SECRETARY'S
RESOLUTIONS**

BOARD SECRETARY'S RESOLUTIONS

Trustee Williams moved, Trustee Kuchta seconded, a motion that the Board approves the Board Secretary's Resolutions numbers 1 through 15 as listed below.

Resolutions 1 through 15 were unanimously approved by roll call vote.

1. **SECRETARY & TREASURER'S REPORT**

**SECY. & TREAS. A
REPORTS B**

BE IT RESOLVED that the Board of Education acknowledges and accepts the reports of the Board Secretary (Appendix A) and Treasurer of School Monies (Appendix B) for the period ending February 28, 2009.

2. **CERTIFICATION OF MAJOR ACCOUNT FUND STATUS**

**CERTIFICATION
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 February 28, 2009, 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**

**BILLS &
MANDATORY C**

BE IT RESOLVED that the Board of Education approves the payment of bills and mandatory payments dated March 30, 2009 in the total amount of \$5,442,151.70 (Appendix C).

4. **TRANSFER SCHEDULE**

**TRANSFER
SCHEDULE E**

BE IT RESOLVED that the Board of Education approves, in compliance with N.J.A.C. 9:20-2, the transfers in the 2008-09 budget dated February 28, 2009 in the amount of \$71,076.64 as appended (Appendix E).

5. APPROVAL OF TRAVEL LIST

**APPROVAL
TRAVEL LIST F**

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

6. APPROVAL OF FIELD TRIPS

**APPROVAL
FIELD TRIPS G**

BE IT RESOLVED that the Board of Education approves the field trip list and all expenses per (Appendix G).

7. TRANSPORTATION SERVICES AGREEMENT

**TRANSPORTATION
AGREEMENT**

BE IT RESOLVED that the Nutley Board of Education approves the Board Secretary to be authorized to enter into transportation agreements with contractors, other school districts or the Essex County Educational Services Commission for the transportation of Special Education students for the 2009-2010 school year, and

BE IT FURTHER RESOLVED that any such agreements be presented for ratification at the next succeeding meeting of the Board of Education.

**8. ESSEX COUNTY EDUCATIONAL SERVICES COMMISSION
- Chapter 192/193 and Approval of Contract for
Homebound Instruction - 2009-2010**

**ESSEX
SVCS COMM
CHAP 192/193 &
HOME INST**

WHEREAS, Chapter 192, P.L. 1977 requires the provision of certain auxiliary services to children in nonpublic schools, and Chapter 193 requires the provision of certain services to handicapped children in nonpublic schools,

THEREFORE, BE IT RESOLVED that a contract be entered into with the Essex County Educational Services Commission to provide these services during the 2009-2010 school year to students who attend non- public schools in Nutley, and

BE IT FURTHER RESOLVED that the price to be paid to the Essex County Educational Services Commission for these services shall not exceed the amount paid to the Nutley Board of Education by the state to implement this program, and

BE IT FURTHER RESOLVED that the Nutley Board of Education approves a contract with the Essex County Educational Services Commission to provide homebound instruction for public school students in hospital/rehabilitation facilities outside of Nutley for the 2009-2010 school year.

9. AGREEMENT WITH ESSEX COUNTY EDUCATIONAL SERVICES COMMISSION - Nonpublic School Technology Initiative Program - 2009-2010 School Year

**ESSEX
SVCS COMM
TECH
INITIATIVE PROG**

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 Nonpublic School Technology Initiative Program for nonpublic schools located within the Township of Nutley for the 2009-2010 school year, and

BE IT FURTHER RESOLVED that the Nutley Board of Education pay 5% of the allocation for the Nonpublic School Technology Initiative Program to the Commission to cover the Commission's cost for administering said Program.

**ESSEX
SVCS COMM
IDEA-B**

10. ESSEX COUNTY EDUCATIONAL SERVICES COMMISSION IDEA-B Services 2009-2010 School Year

BE IT RESOLVED that the Board of Education approves the contract with the Essex County Educational Services Commission for IDEA-B Services for the 2009-2010 school year.

**APPROVAL OF
NEW SERVICE
PROVIDER**

11. APPROVAL OF NEW SERVICE PROVIDER

BE IT RESOLVED that the Board of Education approves the following service provider:

Occupational Therapy Consultants, Inc.
14 M Worlds Fair Drive
Somerset, NJ 08873-1300

**ACCEPTANCE OF
AWARD NCLB
FY2009**

12. ACCEPTANCE OF NOTIFICATION OF AWARD - No Child Left Behind Act (NCLB) – FY 2009

BE IT RESOLVED that the Board of Education accepts the Notification of Award for No Child Left Behind Act (NCLB) FY 2009 in the following amounts:

Title I Part A	\$ 293,774
Title I SIA	1,840
Title II Part A	104,868
Title II Part D	2,441
Title III	16,434
Title III Immigrant	16,487
Title IV	10,330
	<hr/>
	\$ 446,174

**ACCEPTANCE OF
AWARD IDEA
FY2009**

**13. ACCEPTANCE OF NOTIFICATION OF AWARD -
IDEA – FY 2009**

BE IT RESOLVED that the Board of Education accepts the Notification of Award IDEA - FY 2009 in the following amounts:

IDEA Basic	\$ 838,757
IDEA Preschool	39,218

**APPROVAL
FINAL PAYMENT
ACP CONTRACTING**

14. APPROVAL OF FINAL PAYMENT TO ACP CONTRACTING

BE IT RESOLVED that the Board of Education approves final payment in the amount of \$16,485.00 to ACP Contracting for the HVAC at Nutley High School Auditorium as per the recommendation of the Board's construction manager.

**APPROVAL OF
SERVICES
SG PROJECT**

15. APPROVAL OF SERVICES – SPRING GARDEN PROJECT

BE IT RESOLVED that the Nutley Board of Education approves civil/site engineering services of Edwards Engineering Group, Inc. in the amount of \$16,350 for the Spring Garden School Project in connection with the construction of a new gym as per the architect's recommendation.

**HEARING OF
CITIZENS**

HEARING OF CITIZENS

Several EAN Representatives spoke and gave support of the school administration, quality of education and support of the school budget.

Other residents spoke about test scores.

OLD BUSINESS

OLD BUSINESS

None

NEW BUSINESS

NEW BUSINESS

Trustee Rogers made a motion, seconded by Trustee Frannicola, for this Board of Education to give the Superintendent, Assistant Superintendent, Business Administrator, Principals, Teachers and all Administrators and Staff Members a strong vote of confidence.

Upon being put to a roll call vote the motion was approved by the Board with the following exception:

1. Trustees Moscaritola and Reilly abstained.

Trustee Reilly asked for Dowling Food Service and Millennium Strategies to come to the next Board meeting and give the Board a presentation.

ADJOURNMENT

ADJOURN

There being no further business, the meeting was adjourned at 9:30 PM on a motion by Trustee Rogers, seconded by Trustee Frannicola, and unanimously approved by voice vote.

Respectfully submitted,

Michael DeVita
Board Secretary