

**NUTLEY BOARD OF EDUCATION
OPEN PUBLIC MEETING
APRIL 6, 2009**

The Nutley Board of Education held a Open Public Meeting on Monday, April 6, 2009 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

Trustee Reilly opened the meeting at 7:00 PM.

**CALL TO
ORDER**

MEETING NOTICE

**MEETING
NOTICE**

President Casale 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 Open Public Meeting was provided in the annual notice of May 12, 2008. 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

**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 7:20 PM)
Mr. Vincent Moscaritola

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Mariana Francioso, Assistant Superintendent of Schools
Mr. Michael DeVita, Business Administrator/Board Secretary
Mr. Mark Wenczel, Board Attorney

MOTION TO ADJOURN TO EXECUTIVE SESSION

**EXECUTIVE
SESSION**

At 7:01 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:

Student Matter
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 8:14 PM Trustee Kuchta moved, Trustee Rogers seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

The meeting reconvened in the JHWMS Choir Room located at 325 Franklin Avenue, Nutley, NJ.

ROLL CALL

**ROLL
CALL**

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

Absent: Mr. Vincent Moscaritola

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

FLAG SALUTE

**FLAG
SALUTE**

President Casale led the assembly in the flag salute.

RECOGNITION OF AWARDS

RECOGNITION OF AWARDS A

Gifted and Talented Awards were presented to students. Schedule A, which has the list of students, is appended to the minutes of this meeting.

RECESS MEETING

RECESS

At 8:30 PM upon the suggestion of President Casale, Trustee Reilly moved, Trustee Alamo seconded, and the Board unanimously approved by voice vote a motion to recess.

RECONVENE MEETING

RECONVENE

At 8:40 PM Trustee Kuchta moved, Trustee Reilly seconded, and the Board unanimously approved by voice to reconvene the meeting.

PRESENTATIONS:

Millennium Strategies – Susan Scavone and Katie Gallagher gave an overview of the grants and federal appropriations the district has applied for in the school year.

Dowling Food Service - Thomas Vigue and Gloria Phythian gave an overview of the food service program and gave a projection for the rest of the school year.

There were questions and answers from the Board after each presentation.

ACADEMIC REPORT

Mr. Zarra spoke about the Governor visiting Radcliffe School to discuss state funding. He also discussed SAT scores, School Calendar and the music program performing.

Mrs. Francioso spoke about the curriculum revisions and testing for next year.

Trustee Alamo asked for a report for 8th grade testing for technology and if the SAC Curriculum will be presented to the Board.

Mr. DeVita spoke about the resolution for the PERS deferral. He explained his reasoning for the recommendation and asked if there were any questions.

**HEARING OF
CITIZENS**

HEARING OF CITIZENS (Resolutions Only)

None

RESOLUTIONS

1. **APPROVAL OF PERS PAYMENT DEFERRAL**

**APPROVAL PERS
PAYMENT DEFERRAL**

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

WHEREAS, P.L. 2009, c19 (S-21) gives regular and county vocational school districts the option of either paying the full amount of their 2008/09 PERS liability or an amount that reflects a 50% reduction (deferral) in the district's 2008/09 regular pension liability, and

WHEREAS, in accordance with P.L. 2009, c22 (S15), regular and county vocational school districts are subject to a state aid reduction. Under this new law, state aid must be reduced whether the district pays the full 2008/09 PERS liability or elects to defer 50%, and

WHEREAS, the Board of Education discussed their options at a meeting of April 6, 2009 and

NOW THEREFORE BE IT RESOLVED, that the Board of Education elects to defer \$227,063 of its 2008/09 PERS liability and will repay the deferred amount starting in April of 2012 and over the next 15 years or until the district can pay off the deferral in full.

BE IT FURTHER RESOLVED, that if the district elects to pay off the deferred amount at an earlier stage, the Business Administrator will request a pay off amount from the Divisions of Pensions and Benefits.

**APPROVAL
OF AGREEMENT**

2. **APPROVAL OF AGREEMENT**

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

BE IT RESOLVED that the Board of Education approve the settlement agreement, Agency Ref No. 2009-14327.

Trustees Frannicola and Sautter rescinded their vote from “yes” to “abstain”, pursuant to law, on a motion passed at the March 30, 2009 meeting by Trustee Rogers 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.

President Casale explained why Trustees Frannicola and Sautter changed their vote from “yes” to “abstained”.

**HEARING OF
CITIZENS**

HEARING OF CITIZENS

Resident Terry Quirk, representative for the Nutley Parent Advocacy Network, addressed the Board and asked about a traveling baseball team being charged a fee for using the Oval.

Resident Tara Spinelli spoke about the food program going green and the healthy food policy.

Resident Michelle Hynes spoke about offering more options for food on the menu.

Resident James Quinn asked about the Washington School's outside basketball court, hopscotch area and the field.

ADJOURNMENT

ADJOURN

There being no further business, the meeting was adjourned at 9:36 PM on a motion by Trustee Frannicola, seconded by Trustee Rogers, and unanimously approved by voice vote.

Respectfully submitted,

Michael DeVita
Board Secretary