

**NUTLEY BOARD OF EDUCATION
OPEN PUBLIC MEETING
MARCH 28, 2011**

The Nutley Board of Education held a Public Meeting on Monday, March 28, 2011, in the High School Auditorium located at 300 Franklin Avenue, Nutley, NJ.

President Reilly opened the meeting at 6:30 PM.

MEETING NOTICE

President Reilly 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 Hearing/Regular Meeting was:

1. Published in the Nutley Sun on Thursday, March 17, 2011.
2. Posted at the entrance of the Board Office.
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:

1. Conduct the public hearing on the 2011-2012 school budget.
2. Adopt the 2011-2012 school budget.
3. Conduct the regular monthly business that would normally come before the Board of Education.

Formal action will be taken.

FLAG SALUTE

President Reilly led the assembly in the flag salute.

ROLL CALL

Present: Mr. James Kuchta
Mr. Charles Kucinski
Dr. Robert Reid
Mrs. Deborah J. Russo
Mr. Steven Rogers
Mr. Walter Sautter
Mr. Thomas J. Sposato
Mr. Kenneth Reilly

Absent: Mr. Vincent Moscaritola

Also Present: Mr. Joseph Zarra, Superintendent of Schools
Mrs. Karen A. Yeamans, Business Administrator/Board Secretary

PUBLIC HEARING ON BUDGET

Mrs. Yeamans provided a detailed power-point presentation to the public on the 2011-2012 budget. A copy of the presentation is appended to these minutes.

HEARING OF CITIZENS (Budget Only)

Several residence asked questions and made comments not limited to the following:

- Reduction in teaching staff
- Reduction in media staff
- Cafeteria program and staff
- Administrative positions
- Pay to Play
- Maintenance of current programs
- Secretarial positions

APPROVAL OF 2011-2012 BUDGET

Trustee Sposato moved, Trustee Kucinski seconded, and the Board unanimously approved by roll call the following resolution:

WHEREAS, the Board of Education of the Township of Nutley adopted a tentative budget for the 2011-2012 school year on February 28, 2011, and

WHEREAS, said tentative budget was properly advertised on March 24, 2011, and

WHEREAS, the Public Hearing on the budget was conducted on March 28, 2011,

NOW, THEREFORE, BE IT RESOLVED that the Board of Education hereby adopts the official budget for the 2011-2012 school year in the following amounts:

General Fund	\$ 55,063,762
Special Revenue Fund	1,546,305
Debt Service Fund	<u>3,740,236</u>
Total Budget	\$ 60,350,303

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

General Fund Tax Levy	\$ 48,142,637
Debt Service Tax Levy	<u>2,913,506</u>
Total Tax Levy	\$ 51,056,143

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 27, 2011 the proposal to approve the General Fund tax levy portion of the 2011-2012 school budget. The complete budget for 2011-2012 is on file in the Business Administrator's Office.

APPROVAL OF MINUTES

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

Open Public Meeting – March 21, 2011
Closed Executive Session – March 21, 2011
Open Public Meeting – March 14, 2011
Closed Executive Session – March 14, 2011
Open Public Meeting - February 28, 2011
Closed Executive Session – February 28, 2011

Trustee Kucinski moved, Trustee Russo seconded, and the Board minutes were unanimously approved by voice vote.

CORRESPONDENCE

A Hearing of Application on March 30, 2011 at 7:00 PM in the Commission Chambers of the Nutley Township Hall regarding the 7-11 convenience store that they want to locate at 265 Franklin Avenue.

PRESENTATION ON REFERENDUM

President Reilly provided a power-point presentation on the pros and cons of the proposed referendum.

HEARING OF CITIZENS (Referendum Only)

Resident Alan Thomas stated that he felt technical expenses should be part of the general operating budget and not part of the Referendum.

SUPERINTENDENT'S REPORT

Mr. Zarra summarized programs and activities going on in the district.

BOARD SECRETARY'S REPORT

None

COMMITTEE REPORTS

Negotiations – Trustee Sposato spoke about the Administrators' Agreement on the agenda.

HEARING OF CITIZENS (Resolutions Only)

Resident Terry Quirk, representative for the Nutley Parent Advocacy Network (NPAN), questioned Superintendent's Resolution 7 – Approval of Corrective Action Plan for AARA Monitoring Report and Business Administrator's Resolution 11 – Essex County Educational Services Commission – Non-Public Chapter 192/193 & IDEA Services.

EAN President Mike Stoffers questioned if Superintendent's Addendum - Approval of Ten-Period Day was going to be on a voluntary basis. President Reilly responded that no one will be forced.

Resident Alan Thomas questioned the administrators' and teachers' contracts.

SUPERINTENDENT'S RESOLUTIONS

Trustee Kucinski moved, and Trustee Kuchta seconded, a motion that the Board approves Superintendent's Resolutions numbers 1 through 13 as follows:

The Superintendent's Resolutions 1 through 13 were unanimously approved by roll call vote.

1. LEAVE OF ABSENCE – Teacher

BE IT RESOLVED that the Board of Education approves a medical leave of absence for Mr. Matthew Ferrara effective March 16, 2011 through June 30, 2011.

2. 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 2010-11 school year.

3. APPOINTMENT – Secretarial/Clerical/School Aide/Custodian Substitute

BE IT RESOLVED that the Board of Education approves the following substitute for the 2010-11 school year:

Custodian

Louis Bryant-Petrillo

4. APPROVAL OF TRIP LIST

BE IT RESOLVED that the Board of Education approves the trip list and all expenses per (Schedule C).

5. APPROVAL OF FIELD TRIPS

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

6. APPROVAL OF BUILDINGS & GROUNDS SALARIES

BE IT RESOLVED that the Board of Education approves the buildings & grounds salaries listed on the attached Schedule E for the 2010-2011 school year in accordance with the 2010-12 Custodial Agreement.

7. APPROVAL OF CORRECTIVE ACTION PLAN FOR AARA MONITORING REPORT

BE IT RESOLVED that the Board of Education approves the Corrective Action Plan as per (Schedule F) responding to the recommendations of the New Jersey Department of Education and a copy of the Corrective Action Plan be submitted, as required, to the New Jersey Department of Education.

8. APPROVE AGREEMENT WITH NUTLEY ADMINISTRATORS ASSOCIATION

BE IT RESOLVED that the Board of Education approves the Agreement and the salary guide with the Nutley Administrators Association encompassing the terms and conditions for the period July 1, 2011 through June 30, 2014.

9. 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, 2011**

Katianne Oakley \$250.00

**PAYMENT FOR ZERO PERIOD SAT CLASSES –
January, February, and March 2011**

Katie O’Keeffe	\$1,008.00
Jennifer Sabatelli	252.00
Takisha Sanchez	798.00

**PAYMENT FOR SAT EVENING CLASSES – January 25,
February 3, 8, 10, 15, 17 and March 1, 3, 8, 10, 2011**

Jillian Cicero	\$1,122.90
Jessica Mabel	1,122.90
Katie O’Keeffe	1,122.90

**PAYMENT FOR ZERO PERIOD HSPA CLASSES –
January and February, 2011**

Sean Fitzgerald	\$756.00
Jessica Mabel	798.00
Nicole Meola	798.00

**PAYMENT FOR FAMILY MATH PROGRAM – January 12
through February 10, 2011**

Kimberly Algieri	\$584.04
Alphonse Cappetta	584.04
Carla Cullari	584.04
Marcy Gallagher	438.03
Doreen Holland	584.04
Sheryl Holly	584.04
Rebecca Olivo	584.04
Christina Osieja	584.04
Danielle Pappalardo	584.04
Kevin Smyth	584.04

**PAYMENT FOR KINDERGARTEN REGISTRATION –
March 7 – March 11, 2011**

Jean Boyle	\$ 510.00
Catherine Felici	226.93
Natale Ferrara	1,147.50
Katherine Flannery	633.36
Rosemary Griesbach	410.00
Donna Luzzi	320.83

**PAYMENT FOR FILMING BOE MEETINGS – October 10, November 20,
December 20, 2010; January 10,24,31; February 28 and March 14, 2011.
HS Holiday Concert, HS Football Game at Giant Stadium, Sr. Fashion
Show and HS Wrestling Conference**

Angelo Lambroschino	\$142.50
Evan Tyerman	120.00

CENTRAL DETENTION COVERAGE – Month of February, 2011

High School

Lori Ferrara	\$182.52
John Gulardo	60.84
Denise Mazza	40.56
Lisa Vallo	20.28

JHW Middle School

Joseph Cappello	\$ 40.56
Melissa Echevarria	60.84
Jenny Lombardo	101.40
Donna Saitta	40.56
LuAnn Zullo	40.56

**SATURDAY MORNING SUSPENSIONS –
Month of February, 2011**

JHW Middle School

Joseph Cappello	\$84.78
Luann Zullo	84.78

10. LONGEVITY PAY

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

Theresa Hrubash - \$1,400 (prorated) Effective April 1, 2011 (15 years)
Stephen Farese – from \$1,400 to \$1,700 (prorated) Effective April 1, 2011 (12 years)
George Francisco – from \$1,400 to \$1,700 (prorated) Effective Feb. 1, 2011 (12 years)
Frank Lotito – from \$1,700 to \$2,000 (prorated) Effective Feb. 1, 2011 (17 years)
Brian Williams - \$1,400 (prorated) Effective. Feb. 1, 2011 (10 years)

11. BLACK SEAL STIPEND

BE IT RESOLVED that the Board of Education approves a Black Seal Stipend of \$500 (prorated) effective September 1, 2010 for Brian Williams for the school year 2010-2011.

12. APPROVAL OF SALARY ADJUSTMENT

BE IT RESOLVED that the Board of Education approves an adjustment in salary for Mrs. Bonnie D'Onofrio for the 2009-10 school year (December 9, 2009 – June 30, 2010) in the amount of \$3,204.15.

13. 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 2010-11 school year as follows:

<u>School</u>	<u>No. of Students</u>	<u>Classification</u>	<u>Eff. Date</u>	<u>Tuition</u>
Palisades Reg. Academy Paramus, NJ	1	ED	3/1/11	\$237.73 per day

14. Memorial:

Mrs. Ruby Jane Niebergall

Trustee Sautter moved, and Trustee Kuchta 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. Ruby Jane Niebergall on January 20, 2011, and

WHEREAS, Mrs. Niebergall was employed in September, 1958 as a high school business teacher in the Nutley Public Schools and had a distinguished educational career until her retirement in June, 1987, and

WHEREAS, Mrs. Niebergall 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.

15. Memorial:

Mr. Louis C. Zwirek

Trustee Reid moved, and Trustee Kucinski 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 Mr. Louis C. Zwirek on March 16, 2011, and

WHEREAS, Mr. Zwirek was employed in September, 1953 as high school principal in the Nutley Public Schools and had a distinguished educational career until his retirement in December, 1981, and

WHEREAS, Mr. Zwirek won the admiration and respect of his fellow educators and pupils and exemplified at all times the finest qualities of his profession.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Education of the Township of Nutley extends deepest sympathy to the members of his 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 his family.

16. APPROVAL OF TEN-PERIOD DAY

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

BE IT RESOLVED that the Board of Education hereby approves the authorization for the superintendent and high school principal to implement a ten-period day at Nutley High School (i.e., adding a zero and ninth period to the school day).

BE IT FURTHER RESOLVED that the ten-period day will help satisfy state and federal mandates (i.e., facilitate the implementation of the AYP Corrective Action Plan).

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

Trustee Sposato moved, Trustee Kuchta seconded, a motion that the Board approves the Board Secretary's Resolutions numbers 1 through 13 as follows:

Upon a roll call vote Resolutions numbers 1 through 13 were approved with the following exception:

- 1) Trustee Rogers voted "No" on all the communication bills.

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 February 28, 2011.

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 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 March 28, 2011 in the total amount of \$4,452,755.85 (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 2010-11 budget dated January 31, 2011 in the amount of \$108,712.58 and February 28, 2011 in the amount of \$18,512.48 as appended (Appendix E).

6. APPROVAL OF PARTIAL PAYMENT TO VESPA ELECTRICAL COMPANY

BE IT RESOLVED that the Board of Education approves partial payment to Vespa Electrical Company, Inc. for HVAC upgrades at Nutley High School as per the recommendation of the Board's Architect and Construction Manager as follows:

Application 6 - \$35,888.52 (Acct #: 30-999-405-450-01-000)

7. APPROVAL OF PARTIAL PAYMENT TO ESR MECHANICAL

BE IT RESOLVED that the Board of Education approves partial payment to ESR Mechanical for electrical upgrades as per the recommendation of the Board's Architect and Construction Manager as follows:

Application 10 - High School - \$ 97,608.00 (Acct #: 30-999-405-450-01-000)

Application 9 - Yantacaw - \$ 13,407.75	(Acct #: 30-999-405-450-07-000)
Change Order 1	16,312.95 (Acct #: 30-999-405-450-07-330)
	<u>\$ 29,720.70</u>

8. APPROVAL OF CHANGE ORDER – HVAC NUTLEY HIGH SCHOOL

BE IT RESOLVED that the Board of Education approves the following Change Order to Vespa Electrical Company, Inc., on file in the Business Office, for Electrical – HVAC Upgrades at Nutley High School as per the recommendation of the Board's Engineer and Construction Manager as follows:

Change Order E-2 – Total \$16,180.50 (Acct.#30-999-405-450-01-330)

1. Install the required grounding on the existing 1600 amp electric panel to meet code. \$2,296.00
2. Furnish and install additional outlets and circuits in the IT Room. \$4,231.00
3. Install additional lights, switches and receptacles to the Exhaust fan penthouse. \$6,491.00
4. Additional charge for start up of the new rack system. \$3,162.50

9. TRANSPORTATION SERVICES AGREEMENT

BE IT RESOLVED that the Nutley Board of Education approves the Secretary to be authorized to enter into transportation agreements with the Hopatcong Borough Board of Education (Sussex County Regional Cooperative) for transportation of Special Education students for the 2011-2012 school year. The agreement will provide Coordinated transportation services between the Hopatcong Borough Board of Education and any joining districts.

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

10. TRANSPORTATION SERVICES AGREEMENT

BE IT RESOLVED that the Nutley Board of Education approves the 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 2011-2012 school year, and

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

11. ESSEX COUNTY EDUCATIONAL SERVICES COMMISSION – Non-Public Chapter 192/193 & IDEA Services

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,

WHEREAS, the Board of Education of Nutley has the authority to employ outside agencies to provide necessary and appropriate IDEA-B Services for the classified students attending nonpublic schools in the district; and

THEREFORE, BE IT RESOLVED that a contract be entered into with the Essex County Educational Services Commission to provide these services during the 2011-12 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 these programs.

12. ESSEX COUNTY EDUCATIONAL SERVICES COMMISSION - Approval of Contract for Homebound Instruction - 2011-12

BE IT 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 2011-12 school year at a rate of \$40 per hour.

13. ACCEPTANCE OF DONATION

BE IT RESOLVED that the Board of Education approves the acceptance of a donation from Passaic Valley Water Commission to Nutley High School in the amount \$2,000 for the purchase of AV equipment.

HEARING OF CITIZENS

Resident Alan Thomas asked for an update on the superintendent search.

OLD BUSINESS

Trustee Sautter mentioned that interest rates are at an all time low for the referendum.

Trustee Rogers feels that moving ahead on the solar project will offset energy costs.

Trustee Kuchta stated the PPA is more favorable to the installer.

NEW BUSINESS

None

MOTION TO ADJOURN TO EXECUTIVE SESSION

At 8:06 PM President 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 legal matters pertaining to Tri-Tech Engineering and DCM Architecture & Engineering.

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.

RECONVENE MEETING

At 8:56 PM Trustee Kuchta moved, Trustee Sposato seconded, and the Board unanimously approved by voice to reconvene the meeting.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:57 PM on a motion by President Reilly seconded by Trustee Kuchta and unanimously approved by voice vote.

Respectfully submitted,

Karen A. Yeamans
Board Secretary