

**NUTLEY BOARD OF EDUCATION
OPEN PUBLIC MEETING
JUNE 25, 2012**

The Nutley Board of Education held a Public Meeting on Monday, June 25, 2012, in the JHWMS Auditorium located at 325 Franklin Avenue, Nutley, NJ.

President Kuchta opened the meeting at 6:32 PM.

FLAG SALUTE

President Kuchta led the assembly in the flag salute and a moment of silence.

MEETING NOTICE

President Kuchta 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 notice of March 26, 2012. Said notice was posted at the entrance of the Board of Education offices, mailed to The Star Ledger, The North Jersey Herald News, The Nutley Journal, The Nutley Sun, Township Clerk advertised in The Nutley Sun on April 5, 2012 and posted on the district website.

This is an official meeting.

ROLL CALL

Present: Mrs. Danchak-Martin
Ms. Victoria Flynn
Mr. Charles W. Kucinski
Mrs. Deborah J. Russo
Mr. Fredrick Scalera
Mr. Thomas J. Sposato
Mr. James A. Kuchta

Absent: Dr. Robert Reid

Also Present: Mr. Russell M. Lazovick, Superintendent of Schools
Ms. Gina Villani, Director of Curriculum & Instruction
Mrs. Karen A. Yeamans, Business Administrator/Board Secretary

APPROVAL OF MINUTES

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

Open Public Meeting – May 21, 2012, 2012
Closed Executive Session – May 21, 2012

Trustee Russo moved, Trustee Sposato seconded, and the Board minutes were unanimously approved.

CORRESPONDENCE

None

PRESENTATIONS

Athletic Awards

Mr. Joseph Piro, along with the coaches, presented the athletic awards and acknowledged the high school students for their achievements.

Common Vision

Dr. Librera of West Hudson Associates gave a power-point presentation on the Common Vision for the district that was developed during the school year. He thanked all that served on the Strategic Planning Committee for their input in developing this plan.

Resident Alan Thomas asked if there was a way to measure the progress of the strategic plan.

MOTION TO ADJOURN TO EXECUTIVE SESSION

At 7:20 PM President Kuchta moved and Trustee Kucinski 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 personnel and contracts for legal services.

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 8:35 PM Trustee Sposato moved, Trustee Russo seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

SUPERINTENDENT'S REPORT

Mr. Lazovick gave an overview of the end of the school year and spoke about shared services and legal training for administrators.

BOARD SECRETARY'S REPORT

Mrs. Yeamans gave an update on the PSE&G energy improvement opportunity.

COMMITTEE REPORTS

Negotiations – Trustee Sposato thanked the administration, committee and EAN negotiations team for their work on the 2012-2015 EAN Contract that the Board is ratifying this evening.

Finance – President Kuchta stated the committee reviewed the capital reserve account, 5-year projections, solar, fiber optics, grant for the Radcliffe lift and the geothermal grant.

HEARING OF CITIZENS (Resolutions Only)

Resident Vince LoCurcio expressed his disappointment with hiring the law firm of Gaccione Pomaco, P.C.

Resident Michal Recchione questioned why the board rehired the law firm of Gaccione Pomaco, P.C.

Resident Neil Henning questioned who was involved with the Ad Hoc Committee to suggest that this Gaccione, Pomaco, P.C. be rehired.

Resident Alan Thomas stated that this type of resolution should not have been brought in as an addendum.

Resident Ken Reilly stated that hiring this law firm sets the board back and it is time to move forward and clean house.

ACADEMICS - Resolutions 1-2

Trustee Danchak-Martin moved and Trustee Russo seconded a motion that the Board approves Academic Resolutions 1-2 as follows:

Upon a roll call vote Academic Resolutions 1-2 were unanimously approved.

1. APPROVAL OF FIELD TRIPS

BE IT RESOLVED that the Board of Education approves the field trip list and all expenses as follows:

School	Teacher/Program	Date	Location
Nutley High School	Extended Day Summer	June 26, 2012	Brunswick Bowling, Belleville, NJ
Nutley High School	Extended Day Summer	June 27, 2012	AMC Theatre, Clifton, NJ
Nutley High School	Extended Day Summer	June 28, 2012	Diamond Gymnastics, East Hanover, NJ
Nutley High School	Extended Day Summer	July 3, 2012	Brunswick Bowl, Belleville, NJ
Nutley High School	Extended Day Summer	July 5, 2012	Applegate Farm, Upper Montclair, NJ
Nutley High School	Extended Day Summer	July 10, 2012	Brunswick Bowl, Belleville, NJ
Nutley High School	Extended Day Summer	July 11, 2012	AMC Theatre, Clifton, NJ
Nutley High School	Extended Day Summer	July 12, 2012	Funtime Junction, Fairfield, NJ
Nutley High School	High School Wrestling Team	July 15 - July 18, 2012	Rutgers University, New Brunswick, NJ
Nutley High School	Extended Day Summer	July 17, 2012	Brunswick Bowl, Belleville, NJ
Nutley High School	Extended Day Summer	July 18, 2012	AMC Theatre, Clifton, NJ
Nutley High School	Extended Day Summer	July 19, 2012	Funplex, East Hanover, NJ
Nutley High School	Extended Day Summer	July 24, 2012	Brunswick Bowl, Belleville, NJ
Nutley High School	Extended Day Summer	July 25, 2012	AMC Theatre, Clifton, NJ

Nutley High School	Extended Day Summer	July 26, 2012	Monster Golf, Fairfield, NJ
Nutley High School	Extended Day Summer	July 31, 2012	Brunswick Bowl, Belleville, NJ
Nutley High School	Extended Day Summer	August 1, 2012	Jenkinson Aquarium, Pt. Pleasant, NJ
Nutley High School	Extended Day Summer	August 2, 2012	AMC Theatre, Clifton, NJ

2. APPROVAL OF Professional Development Days/Travel Reimbursement

BE IT RESOLVED that the Board of Education approves the travel list and all expenses per as follows:

EMPLOYEE/BOARD MEMBER	PROGRAM NAME	DATE	LOCATION	COST
Christina Osieja	Knowing your iPad	June 26, 2012	Montclair State University, Montclair, NJ	Travel
Sharon Keseling Sally Ryder	NJECC Google Docs	June 27, 2012	Montclair State University Montclair, NJ	Travel
Philip Nicolette	NJ Safer Schools for a Better Tomorrow State Initiative-Securing our Schools Program	October 1, 2012	Monmouth County Fire Academy, Freehold, NJ	Travel
Joseph Tagliareni	NJ Science Convention	October 9, 2012	Princeton Marriott at Forrester, Princeton, NJ	\$100.00 + Travel

ADMINISTRATION - Resolutions 1-5

Trustee Kucinski moved and Trustee Sposato seconded a motion that the Board approves Administration Resolutions 1-5 as follows:

Upon a roll call vote Administration Resolutions 1-5 were unanimously approved.

1. APPROVAL OF SUBMISSION OF SUPERINTENDENT GOALS TO EXECUTIVE COUNTY SUPERINTENDENT

BE IT RESOLVED that the Board of Education approves submission of the successful completion of 2011-2012 Superintendent Goals #4 (Common Vision) and #5 (Common Language) with supporting documents to the Essex County Superintendent.

2. ACCEPTANCE OF HIB GRANT AWARD

BE IT RESOLVED that the Board of Education approves the acceptance of the HIB grant award in the amount of \$1,439.00.

3. APPROVAL OF SUBMISSION OF GRANT APPLICATION FOR THE NJ CHILD ASSAULT PREVENTION PROGRAM

BE IT RESOLVED that the Board of Education Approves submission of the grant application for the NJ Child Assault Prevention Program for the 2012-2013 school year.

4. APPROVAL OF ADOPTION OF POLICIES (Second Reading)

BE IT RESOLVED that the Board of Education adopts the following bylaws, policies and regulations (second reading) on file in the Business Office:

0142.1 Bylaw-Nepotism R2
0146 Bylaw-Board Member Authority R2
0171 Bylaw-Duties of Board President and Vice President R2
0173 Bylaw-Duties of Public School Accountant R2
0174 Bylaw-Legal Services R2
0177 Bylaw-Professional Services R2
1570 Internal Controls R2
1620 Administrative Employment Contracts R2
2340 Field Trips R2
2340R Field Trips R2
2430 Co-Curricular Activities R2
2430R Co-Curricular Activities R2
2610 Educational Program Evaluation R2
2622 Pupil Assessment R2
3351 P-Healthy Workplace Environment R2
5460 High School Graduation R2
5460.1R High School Transcripts R2

5. APPROVAL OF ADOPTION OF POLICIES (First Reading)

BE IT RESOLVED that the Board of Education adopts the following bylaws, policies and regulations (first reading) on file in the Business Office:

2110 Philosophy of Education/District Mission Statement R1

FINANCE - Resolutions 1-36

Trustee Flynn made a motion, Trustee Sposato seconded, that the wording on Resolutions 11 and 12 be changed to “pending completion of the RFQ process” and eliminate the wording “for the 2012-13 school year.”

Upon a roll call vote the motion was unanimously approved by the Board.

Trustee Sposato moved and Trustee Kucinski seconded a motion that the Board approves Finance Resolutions 1-36 as follows:

Upon a roll call vote Finance Resolutions 1-36 were approved with the following exceptions:

- 1) Trustee Danchak-Martin voted “No” on Resolutions 15 and 16.
- 2) Trustee Flynn voted “No” on Resolution 31.
- 3) Trustee Scalera voted “No” on Resolutions 11, 30 and 31.

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 May 31, 2012.

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 May 31, 2012 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 June 25, 2012 in the total amount of \$5,344,833.89 (Appendix C).

4. 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 \$131,999.50 transfers in the 2011-12 budget as follows:

TRANSFER #	ACCOUNT TO	DEPARTMENT	ACCOUNT FROM	DATE	\$ AMOUNT TO	\$ AMOUNT FROM
9741	11-404-100-610-00-626	MUSIC SUPPLIES-DW		5/1/2012	640.00	
		MUSIC PUR. TECH. SER.-DW	11-404-100-340-00-626			(640.00)
9742	11-404-100-610-00-626	MUSIC SUPPLIES-DW		5/1/2012	1,100.00	
		MUSIC PUR. TECH. SER.-DW	11-404-100-340-00-626			(1,100.00)
9743	11-000-261-420-02-423	MAINT. C/S FRANKLIN		5/9/2012	5,000.00	
	11-000-262-800-18-891	OP/PL MISC EX-CUSTODIAL			320.00	
		MAINT. REP/SUPP-FRANKLIN	11-000-261-610-02-000			(5,000.00)
		OP/PL C/S EQUIP. REPAIR	11-000-262-420-00-422			(191.54)
		OP/PL MISC EX-GROUNDS	11-000-262-800-20-891			(128.46)
9744	11-230-100-101-00-000	BSR TEACHERS SALARIES		5/9/2012	10,900.00	
		BIL TEACHERS SALARIES	11-240-100-101-00-000			(10,900.00)
9745	11-402-100-100-86-000	AA-SALARIES GROUNDS-G SOCCER		5/9/2012	189.67	
	11-402-100-100-91-000	AA-SALARIES GROUNDS-LA CROSSE			246.45	
		GROUNDS SUPPLIES	11-000-263-610-00-000			(436.12)
9746	11-402-100-100-70-400	AA-SALARIES COACHES-ALL SPORTS		5/9/2012	8,133.00	
	11-402-100-100-91-400	AA-SALARIES COACHES-LA CROSSE			5,861.00	
		HEALTH SERVICE SUBSTITUTES	11-000-213-100-00-016			(5,861.00)
		ATHLETIC TRIPS-VENDOR	11-000-270-512-27-000			(8,133.00)
9747	11-000-230-895-16-000	BOE MEMBERSHIP DUES & FEES		5/9/2012	345.50	
		RE-REGISTRATION	11-000-230-600-16-893			(345.50)
9748	11-215-100-610-00-615	PD TEACHING SUPPLIES		5/10/2012	700.00	
		LLD TEXTBOOKS	11-204-100-640-00-000			(700.00)

9749	11-402-100-800-70-891	AA-MISC EXPENSE-ALL SPORTS		5/10/2012	15,051.00		
		SPEECH TEACHERS SALARIES	11-000-216-100-28-000	5/10/2012		(15,051.00)	
9750	11-204-100-101-00-016	LLD TEACHER SUBSTITUTES		5/10/2012	2,000.00		
	11-204-100-106-00-000	LLD AIDES SALARIES			5,975.00		
		AUTISM SUMMER TEACHER SALARIES	11-214-100-101-50-000			(5,975.00)	
		AUTISM SUMMER OT/PT SALARIES	11-214-200-104-50-000			(2,000.00)	
9751	11-404-100-610-00-626	MUSIC SUPPLIES-DW		5/11/2012	14,628.21		
		MUSIC PUR. TECH. SER.-DW	11-404-100-340-00-626			(14,628.21)	
9752	11-000-240-600-04-616	SCH OFFICE SUPPLIES-RADCLIFFE		5/15/2012	615.16		
		PERIODICALS-RADCLIFFE	11-000-222-600-04-612			(615.16)	
9755	12-000-100-730-00-626	INS EQUIPMENT - MUSIC		5/21/2012	2,316.25		
		MUSIC SUPPLIES-DW	11-404-100-610-00-626			(2,316.25)	
9760	11-402-100-100-70-400	AA-SALARIES COACHES-ALL SPORTS		5/23/2012	500.00		
	11-402-100-500-81-597	AA-RECONDITIONING-FOOTBALL]			622.26		
		AA-SUPPLIES-TRACK & FIELD	11-402-100-600-76-610			(622.26)	
		AA-MISC EXPENSE-SWIMMING	11-402-100-800-90-891			(500.00)	
9762	11-402-100-600-70-610	AA-SUPPLIES-ALL SPORTS		5/30/2012	1,249.00		
		AA-SUPPLIES-TRACK & FIELD	11-402-100-600-76-610			(577.00)	
		AA-SUPPLIES-B TENNIS	11-402-100-600-83-610			(215.00)	
		AA-SUPPLIES-LA CROSSE	11-402-100-600-91-610			(457.00)	
9763	11-401-100-101-00-025	EXTRA CURR TEACHERS SALARIES		5/30/2012	54,500.00		
		K-SPECIAL PROJECTS SALARIES	11-110-100-101-00-021			(1,500.00)	
		K-TEACHERS DEGREE CHANGES	11-110-100-101-00-024			(8,000.00)	
		1-5 DEGREE CHANGES	11-120-100-101-00-024			(15,000.00)	
		6-8 DEGREE CHANGES	11-130-100-101-00-024			(15,000.00)	
		9-12 DEGREE CHANGES	11-140-100-101-00-024			(15,000.00)	
9764	11-150-100-320-00-000	HI PURCH PRO/ED SERVICES		5/30/2012	1,000.00		
		INS. COMMUNICATION SERVICES	11-190-100-500-00-531			(1,000.00)	
9765	11-402-100-800-70-891	AA-MISC EXPENSE-ALL SPORTS		5/29/2012	107.00		
		AA-SUPPLIES-BASEBALL	11-402-100-600-79-610			(49.00)	
		AA-SUPPLIES-B TENNIS	11-402-100-600-83-610			(19.00)	
		AA-SUPPLIES-SOFTBALL	11-402-100-600-87-610			(39.00)	
					TOTAL	131,999.50	(131,999.50)

5. 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, that conform to the rules and regulations set by the Board of Education as follows:

REQUESTS	PURPOSE OF USE	FACILITIES	DATE	TIME	FEES	NO. OF EVENTS
Mike McCue Nutley Royals Travelling Baseball	Baseball Games	Oval	6/25/12 7/2/12 7/6/12 7/11/12 7/16/12 7/19/12	5:30 -8:00 PM	Facilities: None Custodian: None	6
Steve Searle Nutley East Travel Baseball	Baseball Games	Oval	6/29/12 7/9/12 7/13/12	5:00 8:00 PM	Facilities: None Custodian: None	3
Total Use of Property Represented By The Above						9

6. APPROVE RENEWAL LEASE AGREEMENT WITH LIQUID CHURCH

BE IT RESOLVED that the Board of Education approves the renewal lease agreement with Liquid Church (on file in the Business Office) for the 2012-2013 school year.

7. VOID OF CHECKS

BE IT RESOLVED that the Board of Education voids the following checks issued from the Nutley High School Athletic Account listed below:

DATE	CK. #	NAME	AMOUNT
9/29/2010	6479	Alejandro Diequez	\$144.00
4/25/2011	7018	Union City Athletics	\$150.00
10/20/2011	7336	Ron Rosensweig	\$75.00
10/28/2011	7363	James McDonough	\$55.00
10/28/2011	7365	John Stanford	\$55.00
11/4/2011	7389	Walter Panek	\$85.00
12/16/2011	7442	Deanna Cafone	\$50.00
		Total	\$614.00

8. AUTHORIZATION TO ISSUE WARRANTS AND TRANSFERS BETWEEN BOARD MEETINGS

BE IT RESOLVED that the Board of Education does hereby authorize the Business Administrator/Board Secretary to issue warrants and transfers between the June and July regular meetings to facilitate payments relative to the close of the 2011-2012 fiscal year.

9. APPROVAL OF CHANGE ORDERS BETWEEN BOARD MEETINGS

BE IT RESOLVED that the Board of Education authorizes the Business Administrator to approve change orders in the amount not to exceed \$20,000 in between scheduled Board meetings and have the change orders subsequently ratified at the next regular Board Meeting.

10. TRANSFER OF CURRENT YEAR SURPLUS TO CAPITAL RESERVE

WHEREAS, NJSA 18A:21-2, NJSA 18A:7G-31, and NJSA 18A:7F-41 permit a Board of Education to establish and/or deposit into certain serve accounts at year end, and

WHEREAS, the aforementioned statutes authorize procedures, under the authority of the Commissioner of Education, which permit a board of education to transfer unanticipated excess current revenue or unexpended appropriations into reserve accounts during the month of June by board resolution, and

WHEREAS, the Nutley Board of Education wishes to transfer unanticipated excess current year revenue or unexpended appropriations from the general fund into a Capital Reserve account at year end, and

WHEREAS, the Nutley Board of Education has determined that (an amount not to exceed) \$25,000.00 is available for such purpose of transfer;

NOW THEREFORE BE IT RESOLVED by the Nutley Board of Education that it hereby authorizes the Business Administrator/Board Secretary to make this transfer consistent with all applicable laws and regulations.

11. PROFESSIONAL APPOINTMENTS

BE IT RESOLVED that the Board of Education hereby approves the following professional appointments pending completion of the RFQ process.

Position	Name	Rate
Construction Attorney	Connell Foley	\$200.00/hr.
Bond Counsel	McManimon & Scotland	\$195.00/hr.
Architect	Spiegle Group	\$195.00/hr.

12. APPROVAL OF INSURANCE BROKERS

BE IT RESOLVED that the Board of Education approves the following Insurance Brokers pending completion of the RFQ process.

POSITION	NAME
Insurance Advisor Benefits Broker (IMAC)	C. Walter Searle Insurance Management & Consulting

13. JOINT TRANSPORTATION AGREEMENT

BE IT RESOLVED, that the Nutley Board of Education approves the following Joint Transportation Agreement with the Belleville Board of Education to provide transportation for Special Education students from Belleville to the following schools, effective June 25, 2012 through July 25, 2012.

Subject to approval of the County Superintendent of Schools.

RT#	# OF STUDENTS	SCHOOL	COST PER DIEM
02	02	Lincoln School 301 Harrison St., Nutley	\$ 60.00*

An additional charge of \$10.00* per diem will be added for each additional student on an established route.

14. RATIFICATION OF EAN MEMORANDUM OF AGREEMENT WITH THE NUTLEY BOARD OF EDUCATION

BE IT RESOLVED that the Board of Education does hereby ratify the Memorandum of Agreement between the Education Association of Nutley (EAN) and the Nutley Board of Education for the 2012-2013, 2013-2014, 2014-2015 school year.

15. APPROVAL OF HEALTH & PRESCRIPTION CONTRACT

BE IT RESOLVED that the Nutley Board of Education accepts the recommendation of its insurance broker, IMAC Insurance Agency, and approves the award of a contract to Horizon Blue Cross Blue Shield of New Jersey (Horizon BCBSNJ) to provide health and prescription drug insurance benefits to district employees at the monthly rates shown below for the period of July 1, 2012 to June 30, 2013.

Traditional
\$250/\$500 Ded.

Single	\$ 974.86
Couple	2,116.22
Family	2,476.45
P&C	1,417.83

Direct Access 8

Single	\$ 705.87
Couple	1,570.98
Family	1,827.87
P&C	1,042.28

Direct Access 10

Single	\$ 821.53
Couple	1,828.46
Family	2,127.43
P&C	1,213.11

16. APPROVAL OF DENTAL CONTRACT

BE IT RESOLVED that the Nutley Board of Education approves an agreement with Horizon Healthcare Dental Services, Inc. to provide dental insurance coverage for Nutley Board of Education employees, effective July 1, 2012 through June 30, 2013 at the following rates:

Single Coverage	\$ 35.65 per month
Family Coverage	\$ 88.36 per month

17. INTERLOCAL SERVICES AGREEMENT

WHEREAS, the Uniform Shared Services and Consolidation Act (the "Act"), N.J.S.A. 40A:65-1 encourages financial accountability through the reduction of duplicative services among municipalities and school districts; and

WHEREAS, the Act provides that the parties may contract to jointly provide for public health and school physician services; and

WHEREAS, the Township of Nutley ("Township") and the Nutley Board of Education ("Board") recognize the value and efficiency of shared services as a way of reducing duplication and overlap of services; and

WHEREAS, the Township and the Board employ school physicians to provide health services; and

WHEREAS, the Township and the Board wish to join together and enter into a contract effective July 1, 2012 in order to share school physician services, reduce costs and define the respective rights and obligations of the Township and the Board regarding the school physician services.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Nutley be and is hereby authorized to enter into a Shared Services Agreement for school physician services with the Nutley Board of Education in a form approved by the Township Attorney.

18. APPROVAL OF FOOD SERVICE MANAGEMENT COMPANY

BE IT RESOLVED that The Nutley Board of Education (herein referred to as the Local Education Agency or LEA) approves Chartwells School Dining Services (herein referred to as the Food Service Management Company or FSMC) as its Food Service Management Company for the 2012/2013 school year.

BE IT FURTHER RESOLVED that the Food Service Management Company shall receive, in addition to the costs of operation, an administrative fee of \$50,640/year and a management fee of \$.0527 per reimbursable meal and meal equivalent to compensate the Food Service Management company management costs. This fee shall be billed monthly as a cost of operation. These fees shall be billed monthly as a cost of operation. The Local Education Agency guarantees the payment of such costs and fee to the Food Service Management Company.

BE IT FURTHER RESOLVED that total meals are calculated by adding reimbursable meal pattern meals (breakfast, lunch and after school snack meals) served and meal equivalents. The number of School Breakfast Program, After School Snack Program, and National School Lunch program meals served to the children shall be determined by actual count. Cash receipts, other than from Sales of National Lunch Program and School Breakfast Program meals and After School Snack Program meals served to the children, shall be divided by \$1.00 to arrive at an equivalent meal count.

BE IT FURTHER RESOLVED that the per meal management fee of \$.0527 will be multiplied by total meals.

BE IT FURTHER RESOLVED that the Food Service Management Company guarantees to the LEA from the Food Service Program for the school year will be \$15,000.00. If the annual operating statement shows a return less than \$15,000.00, Chartwells will reduce its management fee by the difference between the actual and the guaranteed amount, but in no event shall the reimbursement obligation exceed the amount of Chartwells' management fee, as set forth above. The Guaranteed Return is based on the following conditions and assumptions remaining in effect for the school year.

GUARANTEE CONDITIONS:

- (a) Reimbursement rates for the Child Nutrition Program meals will not be less than the rates in effect for any prior school year.
- (b) The value of government-donated commodities will not be less than the value of government-donated commodities received during the prior school year.
- (c) The number of days meals are served during the school year will not be less than:

<u>School Category</u>	<u>Lunch</u>
Elementary Schools	174 days
Middle Schools	174 days
High Schools	170 days

- (d) The number of serving periods, locations, serving times and types of service will not change materially.
- (e) The student enrollment for the Term of Agreement will not be less than 3,946 students.
- (f) The level of wages, salaries and fringe benefits will not exceed those included in Chartwells' proposed operating budget submitted to the LEA.

(g) The selling prices of Menu Pattern meals and a la carte selections will not be less than those included in Chartwells' proposed operating budget submitted to the LEA.

(h) Service will not be interrupted as a result of fire, work stoppage, strike or school closing.

(i) The District and its representatives including but not limited to, school principals, teachers and District employees shall fully cooperate with Chartwells in the implementation of the Food Service Program. The District shall fully cooperate with Chartwells to limit the expansion of competitive food sales in order to maximize the gross receipts and other non-cash sales of the Food Service Program.

(j) The LEA shall have timely submitted all documentation for reimbursement claims, except where such failure is due to an act or omission of Chartwells.

(k) The number of students eligible for free and reduced price meals will be no less than that during the prior school year.

(l) The following variable District Expenses charged to the Food Service budget by the District must be identified and capped so as not to exceed the following amounts:

- a. Annual Point-Of-Sale System service and system maintenance fees of \$3,000.00

(m) Labor costs are higher than that budgeted by Chartwells as a result of the LEA not providing the collective bargaining agreement in connection with the Request for Proposal.

(n) The cost of provision of alternate and standard humanitarian meals at no cost to students shall be excluded from the calculation of financial results for purposes of determining achievement of the financial guarantee. Humanitarian meals shall mean alternate meals provided at no cost to students who are unable to pay the full or reduced price for a standard meal, provided such student informs FSMC staff of this prior to sale. Such alternate meals may consist of items such as cold sandwiches or other comparable substitutes, the cost of which shall be billed to and paid for by the LEA.

Should the student not inform FSMC staff of his or her inability to pay beforehand and presents a standard meal for purchase, the FSMC shall allow the student to retain such meal (per LEA policy), and the standard meal price will be charged to and paid for by the LEA.

(o) If meals are to be provided to charter schools or any other outside entity, (Child Development School and Therapeutic School) the number of such meals ordered shall not fall below 59,580.

In the event the foregoing conditions are not met during the school year. Chartwells' guarantee obligation shall be reduced by an amount equivalent to any increased cost or loss of revenue attributable to the changes in such conditions.

19. CAFETERIA PRICES - 2012-2013 School Year

BE IT RESOLVED that the Board of Education approves the cafeteria prices for the 2012-2013 school year.

<u>Item</u>	<u>Price</u>	<u>Premium Price</u>
Type "A" Lunch (Students)		
Elementary Schools	\$2.75	
John Walker Middle School	\$3.00	\$3.25
High School	\$3.35	\$3.50

20. APPROVAL OF RENEWAL CONTRACT – COMPUTER SOLUTIONS, INC.

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Computer Solutions, Inc. for Accounting, Payroll, Personnel and Software Support for the 2012-2013 school year at an annual fee of \$8,573.04 with a 2% discount if paid by full by July 31, 2012.

21. APPROVAL OF RENEWAL CONTRACT – STRAUSS ESMAY ASSOCIATES, LLP.

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Strauss Esmay Associates, LLP for Policy Alert and Support System Annual Maintenance for the 2012-2013 school year at an annual fee of \$2,490.00.

22. APPROVAL OF RENEWAL CONTRACT - EDUCATIONAL DATA SERVICES, INC.

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Educational Data Services Inc. for Right-To-Know for the 2012-2013 school year at an annual fee of \$1,800.00.

23. APPROVAL OF RENEWAL MEMBERSHIP - GARDEN STATE COALITION OF SCHOOLS

BE IT RESOLVED that the Board of Education approves the membership renewal with the Garden State Coalition of Schools for the 2012-2013 school year at an annual fee of \$1,950.00.

24. APPROVAL OF RENEWAL CONTRACT - INDEX BLUE, INC.

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Index Blue, Inc. for School Pointe Subscription and Web Hosting for the 2012-2013 school year at an annual fee of \$6,500.00.

25. APPROVAL OF RENEWAL CONTRACT - FRONTLINE TECHNOLOGIES

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Frontline Technologies for AESOP Services for the 2012-2013 school year at an annual fee of \$11,325.00. (adjusting original resolution from February 21, 2012 for actual staffing)

26. APPROVAL OF RENEWAL CONTRACT - REALTIME INFORMATION TECHNOLOGY, INC.

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Realtime Information Technology, Inc. for Student Information Services for the 2012-2013 school year at an annual fee of \$38,500.00.

27. APPROVAL OF RENEWAL CONTRACT - ESSEX REGIONAL EDUCATIONAL SERVICES

BE IT RESOLVED that the Board of Education approves the contract between the Nutley Board of Education and Essex Regional Educational Services for cooperative purchasing services for the 2012-2013 school year at an annual fee of \$9,700.00.

28. APPROVAL OF RENEWAL APPLICATION – TEMPORARY INSTRUCTIONAL SPACE

BE IT RESOLVED that the Board of Education approves the renewal application for temporary instructional space for the 2012/2013 school year at Yantacaw School for Instructional, Art and Vocal Music.

29. APPROVAL OF BID AWARDS - EDUCATIONAL DATA SERVICES, INC.

BE IT RESOLVED that the Board of Education approves the bid awards through Educational Data Services, Inc. as follows for 2011-2012:

Athletic Supplies	
Passon's Sports/Sports Supply	\$ 310.62
Audio Visual Supplies	
Valiant IMC	\$ 545.81
Copy Duplicator Supplies	
W B Mason Co., Inc.	\$7,113.66
Elementary Science Supplies	
Nasco	\$ 12.71
EAI Education/Eric Armin Inc.	50.96
Family/Consumer Science	
Nasco	\$ 740.37
S.A.N.E.	749.32
Fine Art Supplies	
Cascade School Suplies	\$ 2,881.12
Dick Blick Company	8,457.79
SAX Arts Education/School Spec	14,420.57
Nasco	4,752.20
Triarco Arts & Crafts LLC	7,581.39
Sheffield Pottery, Inc.	9.50
National Art & School Supplies	2,285.28
Ceramic Supply Inc.	206.80
Kurtz Bros.	2,828.99
General Classroom Supplies	
School Specialty	\$58,870.56
Health and Trainer Supplies	
Henry Schein Inc.	\$ 1,255.45
School Health Corporation	920.67
Library Supplies	
Cascade School Supplies	\$ 5.49
Highsmith, LLC	373.52
Office/Computer Supplies	
Staples Advantage	\$ 1,233.36
Physical Education Supplies	
Passon's Sports/Sports Supply	\$ 2,301.78
Sportime/School Specialty	7,744.17
Nasco	2,363.13

Science Supplies	
Nasco	\$ 1,319.60
Carolina Biological Supply Co.	2,310.48
Fisher Science Education Inc.	323.22
Frey Scientific Co.	792.31
Parco Scientific Co.	450.40
Sargent-Welch/VWR	1,029.51
Science Kit, LLC	1,175.14
Ward's Natural Science	818.09
Para Scientific	403.21
Electronix Express	54.29
EAI Education/Eric Armin Inc.	28.01

Technology Supplies	
Brohead-Garrett Company	\$ 1,567.95
Paxton/Patterson LLC	3,605.78
Satco Supply	1,388.31
Midwest Technology Products	843.91

30. APPROVE CONTRACT OCCUPATIONAL THERAPY SERVICES

BE IT RESOLVED that the Board of Education approves a contract with Cindy Palley for the purpose of providing occupational therapy services for the 2012-13 school year at a rate of \$449.97 per day in a total amount not to exceed \$29,248.00.

31. APPROVAL OF SERVICE PROVIDERS

BE IT RESOLVED that the Board of Education approves the following service providers for the 2012-13 school year for OT/PT, Music Therapy, ABA Therapy, Behavioral Consultation, Therapeutic Recreation and Substance Abuse Centers:
 AJL Physical & Occupational Therapy Associates
 School Based Therapy Services
 Rickard Rehabilitation Services, Inc. (2012 extended school year only)

32. EXTENDED SCHOOL YEAR PROGRAM – SUMMER 2012

BE IT RESOLVED that the Board of Education approves the Extended School Year Program, listed below, for the Summer of 2012:

SCHOOL	DATES	CLASSIFICATION	# OF STUDENTS	AMOUNT
Arc of Essex County, Roseland, NJ	July 2 - August 13, 2012	PDS	3	\$29,955
Banyon Lower School Fairfield, NJ	July 2 - July 31, 2012	MDS	1	\$3,723
Bergen County SS Dept. Helen I. Smith School, Saddle Brook, NJ	July 3 - July 27, 2012	MDS	1	\$4,300
Camp Lee Mar	June 23 – August 10, 2012	AUT	1	\$4,900
Cerebral Palsy of No. Jersey Livingston, NJ	July 2 - August 13, 2012	PDS	1	\$10,011
Chancellor Academy, Pompton Plains, NJ	July 2 - July 30, 2012	EDS	2	\$12,664
Children's Institute, Verona, NJ	July 2 - August 3, 2012	AUT	3	\$17,043

Children's Therapy Center, Midland Park, NJ	July 5 - July 31, 2012	MDS	1	\$7,007
Cornerstone Day School, Mountainside, NJ	July 2 - August 30, 2012	SLD	1	\$10,710
		EDS	1	\$10,711
First Cerebral Palsey of NJ Belleville, NJ	July 5 - August 15, 2012	MDS	1	\$8,506
Forum School, Waldwick, NJ	July 2 - July 26, 2012	SLD	1	\$4,672
		AUT	2	\$9,344
Harbor Haven Day Camp West Orange, NJ	July 2 - August 16, 2012	SLD	1	\$6,300
		MDS	2	\$12,790
Institute for Education Achievement, New Milford, NJ	July 9 - August 17, 2012	AUT	1	\$13,702.00
Little Falls Public Schools, Little Falls, NJ	July 2 - August 13, 2012	AUT	1	\$4,646
Nech Therapeutic School Belleville, NJ	July 9 - August 17, 2012	EDS	1	\$11,042
New Beginnings, Fairfield, NJ	July 9 - August 17, 2012	AUT	4	\$3,542
		OHI	1	\$13,356
		MDS	1	\$8,856
PG Chambers School, Cedar Knolls, NJ		PDS	1	\$10,194
Phoenix Center, Nutley, NJ	July 2 - July 27, 2012	AUT	1	\$6,072
		MDS	1	\$6,072
Regional School/Essex Campus Newark, NJ	July 2 - August 31, 2012	MDS	1	\$0
So. Bergen Joint Commission, Lodi, NJ	July 5 - July 27, 2012	AUT	1	\$2,520
Spectrum Consulting Inc./Summer Camp, Westfield, NJ	July 2 - July 27, 2012	AUT	1	\$4,000
Arc of Essex Copunty/Camp Hope Livingston, NJ	July 2 - August 17, 2012	AUT	2	\$9,912
Windsor Learning Center Pompton Lakes, NJ	July 5 - August 15, 2012	OHI	1	\$8,588

33. APPROVAL OF PARTIAL PAYMENT TO ESR MECHANICAL CONTRACTORS, INC.

BE IT RESOLVED that the Board of Education approves the following partial payment to ESR Mechanical Contractors, Inc. for HVAC upgrades at Radcliffe School as per the recommendation of the Board's Architect and Construction Manager as follows:

Application 16 - Radcliffe Total \$4,773.04 (Acct #30-999-405-450-04-330)

34. APPROVAL OF PARTIAL PAYMENT TO ESR MECHANICAL CONTRACTORS, INC.

BE IT RESOLVED that the Board of Education approves partial payment to ESR Mechanical for HVAC Upgrades at the High School as per the recommendation of the Board's Architect and Construction Manager as follows:

Application 24- High School \$ 4,575.91 (Acct #30-999-405-450-01-000)
Change Order 5 Approved 2/27/12 3,481.98 (Acct #30-999-405-450-01-330)

Total \$ 8,057.89

35. APPROVAL OF FINAL PAYMENT TO ESR MECHANICAL CONTRACTORS, INC.

BE IT RESOLVED that the Board of Education approves final payment to ESR Mechanical for HVAC Upgrades at Yantacaw School as per the recommendation of the Board's Architect and Construction Manager as follows:

Application 20 - Yantacaw	\$44,484.37 (Acct #30-999-405-450-07-000)
Change Order 2 - Approved 6/28/11	433.13 (Acct #30-999-405-450-07-330)
Change Order 4 - Approved 2/28/11	180.45 (Acct #30-999-405-450-07-330)
Change Order 8 - Approved 1/23/12	208.91 (Acct #30-999-405-450-07-330)
Change Order 9 - Approved 1/23/12	<u>220.00</u> (Acct #30-999-405-450-07-330)
Total \$45,526.86	

36. APPROVAL TO AMEND THE NCLB FY12

BE IT RESOLVED that the Board approves the amendment of the NCLB FY12 application to include the Summer Strategies Program.

Trustee Scalera explained his reasons for voting in favor of Resolution 37 and Trustee Flynn explained her reasons for not voting for Resolution 37.

Trustee Scalera moved and Trustee Kucinski seconded a motion that the Board approves Resolutions 37 and 38 as follows:

Upon a roll call vote the following resolutions were approved with the following exception:

- 1) Trustees Danchak-Martin and Flynn voted "No" on Resolution 37.

37. APPOINTMENT OF BOARD COUNSEL

BE IT RESOLVED that the Board of Education appoints Gaccione Pomaco, P.C. to serve at the will of the Board as Board Counsel at an hourly rate of \$165.00 effective July 1, 2012.

38. APPOINTMENT OF SPECIAL COUNSEL

BE IT RESOLVED that the Board of Education appoints Schenck Price Smith & King, LLP to serve at the will of the Board as Special Counsel at an hourly rate of \$165.00 effective July 1, 2012.

PERSONNEL - Resolution 1

Trustee Kucinski moved and Trustee Sposato seconded a motion that the Board approves Personnel Resolutions 1 and 2 as follows:

Upon a roll call vote Personnel Resolutions 1 and 2 were unanimously approved with the following exception:

- 1) Trustee Russo abstained on Resolution 1 pursuant to law.

1. PERSONNEL AGENDA REPORT

BE IT RESOLVED that the Board of Education approves the Personnel Agenda Report dated June 25, 2012.

2. REVISED REAPPOINTMENT PERSONNEL AGENDA REPORT

BE IT RESOLVED that the Board of Education approves the Revised Reappointment Personnel Agenda Report dated June 25, 2012.

Trustee Scalera moved and Trustee Kucinski seconded a motion that the Board approves Resolution 3 listed below:

Upon a roll call vote the following resolution was unanimously approved.

3. TESTIMONIAL - Administrator

WHEREAS, Mr. John Calicchio has tendered his resignation as Principal of the John H. Walker Middle School, effective July 1, 2012 and has signified his intention of retiring from active service, and

WHEREAS, Mr. Calicchio has served as a physical education teacher, physical education department head, elementary principal, and middle school principal in the Nutley Public Schools for a period of thirty-three years, and

WHEREAS, through the years Mr. Calicchio has exemplified the finest qualities of his Profession at all times.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education expresses to Mr. Calicchio its deep appreciation of his long and faithful service and extends to him its best wishes for continued health and happiness, and

BE IT FURTHER RESOLVED that this resolution be made a part of the minutes of this meeting and a copy presented to Mr. Calicchio.

Trustee Kucinski moved and Trustee Sposato seconded a motion that the Board approves Resolution 4 listed below:

Upon a roll call vote the following resolution was unanimously approved.

4. TESTIMONIAL – Teachers

WHEREAS, the following teachers have tendered their resignations and have signified their intention of retiring from active service, and

WHEREAS, through the years they exemplified the finest qualities of their profession at all times.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education expresses its deep appreciation of their long and faithful service and extends its best wishes for continued health and happiness, and

BE IT FURTHER RESOLVED that this resolution be made a part of the minutes.

Rita Alfaro	19 Years
Paula Cafone	22 Years
Patricia Camarda	38 Years
Mary Pagana	23 Years
Mary Anne Perrotta	33 Years

Trustee Sposato moved and Trustee Kucinski seconded a motion that the Board approves Resolution 5 listed below:

Upon a roll call vote the following resolution was unanimously approved.

5. TESTIMONIAL – Guidance Counselor

WHEREAS, the following guidance counselors have tendered their resignations and have signified their intention of retiring from active service, and

WHEREAS, through the years they exemplified the finest qualities of their profession at all times.

NOW, THEREFORE, BE IT RESOLVED that the Board of Education expresses its deep appreciation of their long and faithful service and extends its best wishes for continued health and happiness, and

BE IT FURTHER RESOLVED that this resolution be made a part of the minutes.

James Mauro	37 Years
Mary-Frances Simmons	28 Years

Trustee Scalera moved and Trustee Kucinski seconded a motion that the Board approves Resolution 6 listed below:

Upon a roll call vote the following resolution was approved with the following exception:

1) Trustee Flynn abstained on Resolution 6.

6. APPOINTMENT OF ATHLETIC PHYSICIAN

BE IT RESOLVED that the Board approves Dr. VonRoth as the athletic physician for the 2012-13 school year at the yearly rate of \$11,451.

HEARING OF CITIZENS

Resident Robyn Henning addressed the board on behalf of her daughter who ran for student council president.

OLD BUSINESS

Trustee Danchak-Martin requested that Chartwells present to the Board their plans for September.

Trustee Flynn thanked everyone who participated in the Strategic Planning process.

NEW BUSINESS

Trustee Sposato suggested a policy for a back-up plan if high school graduation needs to be moved indoors.

MOTION TO ADJOURN TO EXECUTIVE SESSION

At 9:41PM President Kuchta moved and Trustee Sposato 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 negotiations, student matters and interview board candidates.

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 10:50 PM Trustee Danchak-Martin moved, Trustee Kucinski seconded, and the Board approved by voice to reconvene the meeting:

ROLL CALL

Present: Mrs. Danchak-Martin
Ms. Victoria Flynn
Mr. Charles W. Kucinski
Mrs. Deborah J. Russo
Mr. Fredrick Scalera
Mr. Thomas J. Sposato
Mr. James A. Kuchta

Absent: Dr. Robert Reid

Also Present: Mr. Russell M. Lazovick, Superintendent of Schools
Ms. Gina Villani, Director of Curriculum & Instruction
Mrs. Karen A. Yeamans, Business Administrator/Board Secretary

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:51 PM on a motion by Trustee Kucinski, seconded by Trustee Flynn and unanimously approved by voice vote.

Respectfully submitted,

Karen A. Yeamans
Board Secretary