

MONTCLAIR PUBLIC SCHOOLS



MONTCLAIR, NEW JERSEY

PUBLIC BOARD MEETING HELD ON

**MONDAY, AUGUST 24, 2015 AT 5:00 PM
GEORGE INNESS ANNEX ATRIUM
141 PARK STREET, MONTCLAIR, NEW JERSEY**

MINUTES OF THE PUBLIC BOARD MEETING
HELD MONDAY, AUGUST 24, 2015 AT 5:00 PM
GEORGE INNESS ANNEX ATRIUM
141 PARK STREET, MONTCLAIR, NEW JERSEY

A. STATEMENTS

1. Meeting Notice

B. RESOLUTION FOR EXECUTIVE SESSION at 5:00 PM 5-0

WHEREAS, the Open Public Meetings Act, N.J.S.A.10:4-12, permits the Board of Education to meet in closed session to discuss certain matters,

NOW THEREFORE BE IT RESOLVED, the Board of Education adjourns to closed session to discuss:

- a matter rendered confidential by federal or state law;
- material the disclosure of which constitutes an unwarranted invasion of individual privacy;
- a collective bargaining agreement and/or negotiations related to it;
- protection of public safety and property and/or investigations of possible violations or violations of law;
- pending or anticipated litigation or contract negotiation and/or matters of attorney-client privilege;
- specific prospective or current employees unless all who could be adversely affected request an open session; and/or

AND BE IT FURTHER RESOLVED, the minutes of this closed session be made public when the need for confidentiality no longer exists.

C. EXECUTIVE SESSION

D. RETURN TO OPEN SESSION at 8:00 PM

E. STATEMENTS

1. Meeting Notice

F. THE PLEDGE OF ALLEGIANCE

G. ROLL CALL

	PRESENT	ABSENT
David Cummings	x	
Jessica de Koninck	x	
David Deutsch		x
Laura Hertzog	x	
Robin Kulwin	x	
Anne Mernin	x	
Eve Robinson	x	

Staff Members	10
Members of the Public	15
Members of the Press	3

H. MINUTES

Anne Mernin moved to approve the following minutes:

Public Board Meeting held on June 15, 2015

Seconded by Robin Kulwin and approved by a vote of 6-0.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

I. SUPERINTENDENT'S REPORT

J. BOARD OF EDUCATION REPORTS

1. Policies and Regulations

a. Second Reading of the District Policy 7250 School and Facility Names

7250 SCHOOL AND FACILITY NAMES

School buildings, rooms and separate school facilities, on school grounds and within school buildings, shall be named or have their names changed only by formal action of a 2/3 vote of the Board of Education. In naming schools, rooms, and separate school facilities, the Board shall strive to honor the traditions and high ideals of this District and the community it serves.

School buildings, rooms and separate school facilities may be named to memorialize the outstanding service, legacy or career of a school district employee, officer, or student.

No school district employee or officer will be considered for a naming honor in a school building, room or separate school facility name during his/her lifetime.

If a proposed honoree is a student, the naming honor shall not be considered unless a minimum of fifteen years have passed from the date such student graduated or, if the student is deceased, unless at least one year has passed from the date of the student's demise, prior to the effective date of such memorialization.

This Policy shall not apply to (1) non-permanent school property, including but not limited to bricks, separate walls, walks, trees, memorials, or installed property which depicts or identifies the name of any person or organization recognized for contribution or recognition, no matter the form, as previously approved by resolution of the Board; or to (2) trophies, plaques, tournaments, or awards.

The Board welcomes the suggestions of members of the community in the naming of the school buildings and facilities and may, in its discretion, appoint a committee of interested persons to conduct appropriate studies and make recommendations for Board consideration.

Adopted:

K. COMMENTS FROM THE PUBLIC

The Board will allow time for the public to comment on agenda and non-agenda items.

L. PUPIL SERVICES

1. HIB

Robin Kulwin moved to approve the following resolution:

HIB Investigation Resolution for SUPERINTENDENT'S REPORT – Summer, 2015

- a. BE IT RESOLVED that the Board hereby affirms the Superintendent's decision in HIB Investigation involving SID No. 071862 reported on 6/17/2015 for the reasons set forth in the

Superintendent's Report to the Board and directs the Board Secretary/School Business Administrator to transmit a copy of the Board's decision to the affected students' parents forthwith.

- b. BE IT RESOLVED that the Board hereby affirms the Superintendent's decision in HIB Investigation involving SID No. 037653 reported on 5/29/2015 for the reasons set forth in the Superintendent's Report to the Board and directs the Board Secretary/School Business Administrator to transmit a copy of the Board's decision to the affected students' parents forthwith.

**Montclair Public Schools
Report of Alleged Harassment, Intimidation or Bullying (HIB)
Summer, 2015 Report to Board of Education**

Dates Reported Incident	Offender ID #	Race/Gender	GR	SPED	School	Location	Description Statement of Alleged HIB	Police Notified	Substantiated	Actions
R=6/17/15 I=6/16/2015	071862	B/M	6	No	Mt Heb	School Bus	3,5	Yes	Yes	Student suspended and referred for Psychiatric Evaluation/CST evaluation
R=5/29/15 I=5/15/15	037653	B/F	11	No	MHS	School Property	8	No	No	Individual Counseling with SAC Track Coach spoke with students after a Track meet to resolve conflict.

Description Statements

- | | |
|--|--|
| 1. Hitting, kicking, shoving, spitting, hair pulling, or throwing something | 6. Excluding or rejecting the student |
| 2. Getting another person to hit or harm the student | 7. Intimidating (bullying), extorting, or exploiting |
| 3. Teasing, name-calling, making critical remarks, or threatening, in person or by other means | 8. Spreading harmful rumors or gossip |
| 4. Demeaning and making the victim the subject of jokes | 9. Unsolicited or inappropriate physical contact or comments including that of a sexual nature |
| 5. Making rude/sexually inappropriate and/or threatening gestures | 10. Other (specify) |

Total Number of Offenders by School

Bradford – 0	Glenfield – 0	Mount Hebron – 1	Renaissance – 0
Bullock – 0	Hillside – 0	Nishuane – 0	Watchung – 0
Edgemont – 0	Montclair High - 1	Northeast – 0	

Total Number of Offenders for District = 2

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

2. Resolution Re: Out-of-District Placements

Robin Kulwin moved to approve the following resolution:

WHEREAS, the Superintendent recommends that the Board approves the actions contained in the attached Out-of-District Placements for the 2015-2016 school year.

BE IT RESOLVED that the Board approves the attached lists.

**MONTCLAIR PUBLIC SCHOOLS
OUT OF DISTRICT PLACEMENTS PRESENTED TO THE BOARD**

ID#	SCHOOL	TUITION
022629	The Arc of Essex (Camp Hope)	\$4,525.00
1200570	The Arc of Essex (Camp Hope)	\$2,413.00
010962	West Essex	\$18,007.00
068202	Daytop Prep.	\$22,230.00
010768	PineLand Educational Ctr.	\$47,262.60
983276	Holmstead	\$49,916.00

019114	Sage Day	\$54,054.00
030092	Bergen County Special Services	\$82,320.00
044195	Craig School	\$41,115.00
982584	Shepard Prep.	\$53,249.34

Total 10 \$345,663.34

<u>ID#</u>	<u>SCHOOL</u>	<u>TUITION</u>
982657	Early Explorers	\$5,600.00
982671	Early Explorers	\$5,600.00
983265	Early Explorers	\$5,600.00
984138	MMO Pre-K Program	\$6,630.00
982625	Community Pre-K	\$15,000.00
983552	Community Pre-K	\$15,000.00
983157	Community Pre-K	\$15,000.00
983525	Community Pre-K	\$15,000.00
983894	Community Pre-K	\$15,000.00
984117	Community Pre-K	\$15,000.00
983129	Community Pre-K	\$15,000.00
984107	Community Pre-K	\$15,000.00
984111	Community Pre-K	\$15,000.00
984139	Community Pre-K	\$15,000.00
983768	Community Pre-K	\$15,000.00

Total 15 \$188,430.00

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

3. Resolution Re: Resolve #019115 Educational Program

Robin Kulwin moved to approve the following resolution:

WHEREAS, the attorney for the Board of Education has forwarded Amendment to the Parties' Settlement Agreement regarding the matter of #019115.

NOW, THEREFORE, BE IT RESOLVED that the Board Secretary is authorized to execute this Agreement on behalf of the Board of Education.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

4. Resolution Re: Resolve #983264 Educational Program

Robin Kulwin moved to approve the following resolution:

WHEREAS, the attorney for the Board of Education has forwarded Amendment to the Parties' Settlement Agreement regarding the matter of #983264.

NOW, THEREFORE, BE IT RESOLVED that the Board Secretary is authorized to execute this Agreement on behalf of the Board of Education.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			

Anne Mernin			x	
Eve Robinson	x			

5. Resolution Re: Resolve #100179 Educational Program

Robin Kulwin moved to approve the following resolution:

WHEREAS , the attorney for the Board of Education has forwarded Settlement Agreement regarding the matter of 100179.

NOW, THEREFORE, BE IT RESOLVED that the Board Secretary is authorized to execute this Agreement on behalf of the Board of Education.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

6. Resolution Re: Resolve #014026 Educational Program

Robin Kulwin moved to approve the following resolution:

WHEREAS , the attorney for the Board of Education has forwarded Settlement Agreement regarding the matter of 014026.

NOW, THEREFORE, BE IT RESOLVED that the Board Secretary is authorized to execute this Agreement on behalf of the Board of Education.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x

Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

7. Resolution Re: Resolve #983046 Educational Program

Robin Kulwin moved to approve the following resolution:

WHEREAS, the attorney for the Board of Education has forwarded Amendment to the Parties' Settlement Agreement regarding the matter of 983046.

NOW, THEREFORE, BE IT RESOLVED that the Board Secretary is authorized to execute this Agreement on behalf of the Board of Education.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

8. Resolution Re: Award of Contract for Services Under Chapters 192/193, P.L. 1977 School Year 2015-2016

Robin Kulwin moved to approve the following resolution:

WHEREAS, the Montclair Board of Education has authorized the renewal of this service contract pursuant to Chapters 192 and 193, Laws of 1977, and

WHEREAS, the Commission Direct Services Project will provide these services through a means of delivery identical to that provided by the Commission in the past,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education intends to effect a contractual agreement with the Board of Directors of the Essex Regional Educational Services Commission for the purpose of authorizing the Board of Directors of ERESK to provide the following auxiliary services:

- Compensatory Education
- English as a Second Language
- Home Instruction
- Supplemental Instruction
- Speech – Language
- Evaluation and Determination of Eligibility
to the Eligible Nonpublic School Students

from September 1, 2015, to June 30, 2016, to students who attend non-public schools in Montclair, New Jersey, in accordance with N.J.S.A. 18A:46A-1 et seq, (Public Laws of 1977, Chapters 192 and 193) and the rules and regulations governing the provision of auxiliary services to students in non-public schools. The total allocation for these services shall not exceed the dollar amount allotted under Chapters 192 and 193 as shown on attached.

INSTRUCTIONAL SERVICES AGREEMENT FOR CHAPTERS 192/193

SCHOOL YEAR 2015-2016

- A. Pursuant to official action taken at a meeting of the Board of Education of Montclair, in the County of Essex held on August 24, 2015:
1. Said District agrees that the Board of Directors of the Essex Regional Educational Services Commission (ERESC), shall provide auxiliary services limited to instruction and the necessary equipment, supplies, administration and supervision inherent in providing 1) Compensatory Education, 2) English as a Second Language, 3) Home Instruction, 4) Supplementary Instruction, 5) Speech-Language and 6) Evaluation and Determination of Eligibility to the eligible nonpublic school students in accordance with N.J.S.A. 18A:46-1 et seq. (Laws of 1977, Chapter 192) and N.J.S.A. 18A:46-19.1 et seq. (Laws of 1977, Chapter 193), and the rules and regulations governing auxiliary services to nonpublic schools.
 2. The terms of the Agreement shall be in effect from July 1, 2015 through June 30, 2016.

3. **The ERESC will provide the following:**
 - a) **Pupil Identification Process**
 - b) **Child Study and Speech Pupil Evaluation**
 - c) **Development of required individual pupil educational plans. (ISIPs and Service Plans)**
 - d) **Instructional Equipment, Facilities and Specialized Instruction Supplies and Materials.**
 - e) **Staff Development, Observation and Evaluation(s) per law.**
 - f) **Supervision and Administration required for the implementation of services and programs.**

B. BILLING & PAYMENT

1. **The annual billing charge for each eligible pupil provided services in Compensatory Education, English as a Second Language, Home Instruction, Speech-Language, Supplementary Instruction, and Evaluation and Determination of Eligibility shall be based on approved State Aid figures and listed on Schedule A of this Agreement when provided by the New Jersey State Department of Education.**
2. **The District agrees to pay to the ERESC the per student rate established by the State Legislature for each contracted service. In no event shall the District be required to pay any fee to ERESC in excess of the per student rate established by the State Legislature. The District agrees to a ten (10) month billing, equal to the projected and actual student counts, under the provision of P.L. 192/193. The claimant's certification should be processed as an annual purchase order and payable in ten (10) installments. In the event the student count is changed at any time during the year, it is agreed that the District will forward the billing amount until such time as the ERESC forwards an updated billing statement. The District also agrees to accept any changes in billing and collection procedures that may be provided in any revisions of statutes, administrative law procedures, or by resolution of the Board of Directors of the ERESC.**
3. **To the extent that the District is eligible for the funding of maintenance of mobile classrooms and trailers, the District agrees to pay to the ERESC all such funding received from classrooms used in the delivery of 192 services to the District.**
4. **The forwarding of payments to the ERESC by the District is of utmost importance in order for the ERESC to meet its obligation in a timely manner. The District shall forward to the ERESC the payment due per the monthly invoice by the 30th of the following month in which the services were provided. The initial payment is due no later than October 30th.**
5. **In the event the District Project Completion Report indicates there are unexpended monies, said funds will be returned to the State of New Jersey by the District.**
6. **The Board Secretary of the District will check and initial services desired:**

Comp. Ed. _____ Initial _____ Supp. Instruction _____
Initial _____

E.S.L. _____ Initial _____ Speech _____ Initial _____

Home Instruction _____ Initial _____ Evaluation &
Determination _____
Initial _____

C. PROCESSING OF FORMS

1. **The District agrees to allow the Board of Directors of the ERESC to act as its agent in the distribution, collection, processing and preparation of all forms, including the 1) 407-1 series 2) Additional Funding, 3) State Aid and 4) Final Project Completion Reports promulgated and required by the State Department of Education for the implementation of the appropriate legislative acts. These will be completed by the ERESC for signature by the District. Be it also agreed that all forms required to implement services under P.L. 192/193 will be sent directly to the ERESC by the nonpublic schools.**
2. **Student and services verification will be provided to the District by the use of student _____ printouts and 407-1 forms. The printouts will indicate the names of students by school and services provided.**

D.

DISTRICT AUTHORIZATIONS

1. **a) The District authorizes parents or nonpublic schools to submit student applications
(407-1 Forms) directly to the ERESC.**
b) The District authorizes the ERESC to verify eligibility and complete the disposition section of the student application (407-1 Form).
c) The District authorizes the ERESC to sign the disposition section of the student application (407-1 Form).
d) The District authorizes the ERESC to maintain electronic files and to make those files available to district personnel as needed.
2. **Staff. The ERESC shall employ all staff required to provide the educational programs and services identified in this agreement. The ERESC shall ensure that all staff have the appropriate certifications and are employed in accordance with all rules and regulations of the New Jersey Department of Education.**

3. **Facilities.** The ERESC shall provide instructional trailers or mobile classrooms as needed. Whenever possible, instruction will take place in the nonpublic school.
4. **Records.** The ERESC shall maintain all student records and shall provide the names of students and new student applications (407-1 Forms) to the District with the monthly billing statements. The ERESC shall also make said records available to the District in electronic media, whenever possible.
5. **Administration.** The ERESC shall provide all administrative staff required to manage and evaluate staff and services provided. The ERESC shall ensure that all administrative staff are properly certified and employed in accordance with all rules and regulations of the New Jersey Department of Education.
6. **Application Documents and Procedure.** Enrollment in the educational programs for Chapters 192/193 is based upon State eligibility requirements.

E. INSTRUCTIONAL SERVICE

1. The Essex Regional Educational Services Commission will offer each nonpublic school serviced by this contract, subject to receipt of appropriate funding, the following MINIMUM time allotments of service:

Comp. Ed. One (1) 45 minute period per week for Communication

Comp. Ed. One (1) 45 minute period per week for Computation

E.S.L. One (1) 45 minute period per week

Supp. Instruc. Two (2) 35 minute periods per week

Speech One (1) 35 minute period per week

2. The Essex Regional Educational Services Commission teachers will begin to visit their assigned schools the week of September 1, 2015 for scheduling and testing of new students. Upon the completion of all scheduling and testing, the teachers will begin the actual classroom instruction of students. All teachers will terminate instructional services no later than June 30, 2015.

In addition to ongoing written communications, which will be mailed to all public and nonpublic school administrators, the ERESC will consult with public and nonpublic school administrators to update and to receive input from school administrators regarding program needs and problems.

This contract is subject to the rules and regulations for the delivery of Chapters 192/193 services promulgated by the New Jersey State Department of Education. The ERESC shall not be liable for delays or termination of services by reason of

actions of the State Department of Education pertaining to funding, facilities approval or lack thereof.

F. STATE MONITORING

In the event the District is scheduled to be monitored during the 2015-2016 year, the ERESC will provide assistance to the District in preparation for the monitoring.

IN WITNESS WHEREOF, the Board of Education of Montclair, in the County of Essex, and the Board of Directors of the ERESC have, by resolution, directed that their respective presidents and secretaries must affix to this Agreement, a certified copy of the board resolution approving said Agreement.

BOARD OF DIRECTORS OF THE ESSEX REGIONAL EDUCATIONAL SERVICES COMMISSION

Approved: _____

Date

President

Date

(ERESC) Seal

Secretary

Date

BOARD OF EDUCATION OF THE DISTRICT OF MONTCLAIR

Approved: _____

Date

President

Date

(District Seal)

Secretary

Date

Any alteration of this Agreement/Contract is expressly prohibited without the written consent of the District and Essex Regional Educational Services Commission.

The Essex Regional Educational Services Commission is an Equal Opportunity Employer (EOE) and as such, is governed by the employment goals promulgated by federal and state regulations.



ESSEX REGIONAL EDUCATIONAL SERVICES COMMISSION

	Full Rate Per Pupil	Payment Per Pupil	Payment Rate
<u>SCHEDULE A</u>			
	\$ 995.33	\$ 846.03	85.00%
	\$1,015.00	\$ 862.75	85.00%
	\$ 40.73	\$ 34.62	85.00%
PUBLIC LAW 1977 CHAPTERS 192-193			
2015 - 2016			
	\$1,326.17	\$1,192.23	89.90%
	\$ 380.00	\$ 341.62	89.90%
	\$ 930.00	\$ 836.07	89.90%
	\$ 826.00	\$ 742.57	89.90%

2015-2016 Nonpublic Per Pupil Rates

FY14 Nonpublic Rates

	Payment Rate Percentage	Payment Date
Chapter 192		
Compensatory Education	100%	September 1, 2015
ESL	100%	October 1, 2015
Home Instruction	90%	November 1, 2015
Transportation/Vehicular Classrooms	80%	December 1, 2015
	70%	January 1, 2016
	60%	February 1, 2016
Chapter 193		
Initial Examination and Classification	50%	March 1, 2016
Annual Examination and Classification	40%	April 1, 2016
Speech Correction	30%	May 1, 2016
Supplementary Instruction	20%	first week in June, 2016
	10%	first week in June, 2016

2015-2016 Chapter 192-193 Additional Funding Monthly Proration's

Availability Dates

- August 12 through August 26, 2015
- September 1 through September 25, 2015
- October 1 through October 26, 2015
- November 1 through November 25, 2015
- December 1 through December 23, 2015
- January 1 through January 25, 2016
- February 1 through February 23, 2016
- March 1 through March 25, 2016
- April 1 through April 25, 2016
- May 1 through May 16, 2016
- May 19 through May 26, 2016

- * Requests for Additional Funding **MUST** be submitted by the closing date of each month
- * Prorated percentages do not apply to Examination & Classification services
 Rates to be determined by State of New Jersey.

Seconded by Laura Hertzog and approved by a vote of 4-0-2

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin			x	
Eve Robinson	x			

M. ACADEMIC OFFICE

1. Resolution Re: Approval of School Field Trips

Eve Robinson moved to approve the following resolution:

RESOLUTION RE: APPROVAL OF SCHOOL FIELD TRIPS

WHEREAS, THE NEW JERSEY DEPARTMENT OF EDUCATION ACCOUNTABILITY REGULATIONS REQUIRE APPROVAL OF ALL SCHOOL RELATED FIELD TRIPS BY THE BOARD OF EDUCATION AND,

WHEREAS, THE FIELD TRIP MUST BE DIRECTLY RELATED TO INSTRUCTION AND CLASS WORK,

NOW, THEREFORE, BE IT RESOLVED THAT THE FOLLOWING FIELD TRIPS ARE APPROVED:

DATE OF TRIP	SCHOOL	GRD	TEACHER	DESTINATION	COST	PURPOSE	DURING SCHOOL HRS.
10/30/15	Renaissance	6,7,8	Khan/Cullen/Garzon/Thomas	Pax Amicus Castle – Shakespeare 23 Lake Shore Road Budd Lake, NJ	\$20	Edgar Allen Poe unit.	Yes 6.5 hrs.
11/13/15 & 11/20/15	Renaissance	6,7,8	Khan/Cullen/Garzon/Thomas	Phillipsburg Manor/Sleepy Hollow 381 North Bway, Sleepy Hollow, NY	\$10	Colonial and American history studies, including slavery and American literature.	Yes 6.5 hrs.
12/4/15 & 12/18/15	Renaissance	6,7,8	Khan/Cullen/Garzon/Thomas	Museum of Jewish Heritage 36 Battery Place, NY	\$10	Holocaust studies	Yes 6.5 hrs.

BE IT FINALLY RESOLVED THAT THE FIELD TRIPS ARE APPROVED IN ACCORDANCE WITH THE NEW JERSEY DEPARTMENT OF EDUCATION ACCOUNTABILITY REGULATIONS.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

- Resolution Re: Award of Contract for Automated Library Database System for 2015-2016 School Year

Eve Robinson moved to approve the following resolution:

WHEREAS, the Montclair Board of Education requires a library database system that will facilitate inter-library loans with other school districts and public libraries to support its school library programs at all district schools, and

WHEREAS, the BELS System is compatible with the BCCLS System currently used by the Montclair Public Library and will allow the district to network with 19 school districts and numerous public libraries, and

WHEREAS, the Montclair Board of Education has previously approved this contract for three years and has extended the contract to five years, and

WHEREAS, the maintenance contract is renewable annually; however, the startup costs will be payable immediately if the Board decides not to renew the program,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves the fifth year of the award of contract to BELS Consortium of School Library Media Centers for the 2015-2016 school year at an annual fee of \$27,780.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

N. HUMAN RESOURCES

1. Resolution Re: Approval of Personnel Report

Anne Mernin moved to approve the following resolution:

WHEREAS, the Superintendent has recommended that the Board approved the actions contained in the attached Personnel Report.

NOW, THEREFORE, BE IT RESOLVED that the Board approves the Personnel Report of August 24, 2015, including the indicated individuals who have been hired under the Emergent Hiring Procedures as required by law.

Seconded by Laura Hertzog and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

2. Resolution Re: Approval of Revised Job Description: Teacher of Mandarin

Anne Mernin moved to approve the following resolution:

WHEREAS there is a need to update and revise the job description for Teacher of Mandarin,

BE IT RESOLVED that the Montclair Board of Education approves the attached revised job

description for Teacher of Mandarin pursuant to Board Policy P-2130.

REVISED: Teacher of Mandarin Full-Time Position

Apply Online

Category: **High School Teaching/Foreign Language - Chinese**

Date Posted: **8/4/2015**

Location: **Montclair High School**

Date of Availability: **09/01/2015**

Date Closing: **08/31/2015**

MONTCLAIR PUBLIC SCHOOLS
 Montclair, New Jersey
 Human Resources Department

JOB DESCRIPTION

Position Title: Teacher

Qualifications: 1/ Must hold acceptable NJ Certification for the assignment, 2/ Master's Degree

in Asian Studies. 3/Knowledge of assigned area content and content-related pedagogy; 4/ The ability to create and maintain a climate of respect and fairness for all students; 5/ Must possess strong communication, managerial and leadership skills, 6/ Demonstrated knowledge of effective principles of teaching and learning, 7/ Demonstrated ability to function effectively in a diverse school community, 8/ Ability to effectively motivate and assess students academically and socially, 9/ Ability to work as part of a highly functioning team; 10/ Required criminal background check and proof of US citizenship or legal alien status; 11/ Ability to work on site during the hours required; 12/ Such alternatives to the above qualifications as the Board may find appropriate and acceptable;

Responsible to: Building Principal

Primary Function: The teacher is responsible for the content instruction, supervision and evaluation of all students within his/her teaching assignment and will work within board policies and state laws to develop each child to his/her fullest potential so that he/she will be an informed, competent and responsible citizen capable of assuming a productive place in society.

Major Responsibilities:

1. To develop and implement an instructional program within his/her classroom in a manner consistent with policies approved by the Montclair Board of Education and aligned to State mandates;
2. High degree of knowledge of content-related pedagogy relating to the assignment;
3. Plan and carry out classroom activities focusing attention on basic skills, key concepts and desirable attitudes and values which help the student develop important skills, increase personal competence and will stimulate him/her to be an ethical and sensitive human being;
4. Organize and maintain a pleasant and stimulating classroom environment for learning which provides for individual differences;
5. The ability to implement instruction and maintain an environment that recognizes and values diverse populations;
6. The ability to effectively contribute to and manage an individual program plan for students with special needs;
7. The ability to adapt curriculum to meet the varying rates, patterns and needs of all students, including students who extend learning beyond designated outcomes;
8. The ability to effectively utilize available technologies;
9. Confer with parents and students in a cooperative effort to understand the student and to encourage his/her progress;
10. Take adequate measures to insure the health, safety and welfare of students;
11. Continually appraise student progress using subjective and objective criteria for evaluation;
12. Take part in curriculum planning to improve the educational program of the school and school system, devoting particular attention to the improvement of learning opportunities in his/her assignment;
13. Develop a working relationship with all members of the faculty and other personnel assigned to the school;
14. Be willing to participate in activities that increase one's professional competence;

15. Become acquainted with the resources of the community, keep informed of significant community affairs and maintain an awareness of the social, economic and cultural aspects of the community;
16. Keep informed about school policies and procedures and assist in their development or, revision when the need arises;
17. Keep prescribed records for such things as student attendance, evaluations, report cards, discipline records, and documents required by the School Board or Department of Education up to date, legible and accurate and make wise and discriminate use of such records;
18. Be punctual and maintain regular in attendance at school and at prescribed school meetings;
19. Join and support professional organizations to further their own development and that of the profession;
20. Report and interpret to the student and his/her parents on a regular basis the student's academic progress and achievement;
21. Participate in decision making and sharing leadership functions within the framework of this job description
22. Assume other related responsibilities and duties within the context of the above major responsibilities and/or illustrations of key duties.

Terms: 10 month, salary and benefits as per the MEA agreement.

Evaluation: Performance of this job will be evaluated annually in accordance with the Board's policy on evaluation of certified staff.

E.O.E/AA M/F/H/V

Montclair Board of Education uses the [AppliTrack](#) system from Frontline Technologies to manage employment applications online.

Seconded by Laura Hertzog and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

3. Recommended Motion: Employee Separation Agreement

Laura Hertzog moved to approve the following resolution:

RESOLVED that the Board of Education, upon the recommendation of the Superintendent, accepts the irrevocable letter of resignation dated August 24, 2015 and effective September 1, 2015 and approves the SEPARATION FROM EMPLOYMENT AGREEMENT as discussed in Executive Session entered into between the Montclair Board of Education and employee #100143 dated August 24, 2015.

Seconded by Eve Robinson and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

O. OPERATIONS OFFICE

1. Resolution Re: Approval of Conference and Travel Report

Anne Mernin moved to approve the following resolution:

WHEREAS, New Jersey Administrative Code N.J.A.C. 23B and Board of Education policy require approval of the Board of Education prior to expending Board of Education funds for travel and related expenses, and

WHEREAS, the travel must be directly related to the employee's or Board member's current responsibilities,

NOW, THEREFORE, BE IT RESOLVED that the following Board members and employees are approved for travel-related reimbursements for an amount up to the estimated cost indicated:

CONFERENCE AND TRAVEL EXPENSES						
<u>CONFERENCE</u>	<u>DATE</u>	<u>BOARD MEMBER/ EMPLOYEE</u>	<u>SCHOOL DEPT.</u>	<u>ESTIMATED COST</u>	<u>EDUCATIONAL PURPOSE</u>	<u>LOCATION</u>

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Implementing Next Generation Science Standards/ NSTA	7/28/15	Beverly D'Andrea	Bullock	\$280.00	To learn how to best adjust unit and lesson design to meet new standards and enhance cross-curricular connections.	AC, NJ
Business Grammar and Proofreading/ National Seminars Training	8/26/15	Diane Bertrand	CS	\$114.93	This seminar will focus on contemporary grammar skills that will make the biggest, most immediate impact on my written business communication skills.	Edison, NJ
23 rd NJ Statewide Payroll Conference/ American payroll Association	10/15-16/15	Beth Borowski	CS	\$579.90	This conference will focus on the tools necessary to keep current and comply with payroll laws.	Vernon, NJ
AP World History Training/ Drew University	8/3-7/15	Alyssa Rush	MHS	\$880.00	This training will teach her to successfully prepare her students for the AP World History exam.	Madison, NJ
AP English Summer Institute/ Drew University	8/3-7/15	Andrea Bonvini	MHS	\$880.00	AP Language and Composition instruction will provide greater learning opportunities for her students and will enhance the current program.	Madison, NJ
Responsive Classroom Creating an Environment for Learning/ Responsive Schools, The Foundation	10/5-6/15	Satin Jordan	Renaissance	\$1565.70	The workshop will allow her to learn strategies for building a positive school environment, manage classrooms effectively and enhance academic achievement.	Austin, TX

32 nd Annual Church and Community Breakfast/ St. Marks United Methodist Church	9/13/15	David Deutsch Jessica De Koninck Robin Kulwin Felice Harrison-Crawford Linda Mithaug Cheryl Hopper Jill McLaughlin Jill Sack Joe Putrino Nami Kuwabara Naomi Kirkman Samantha Anglin Patrick Krenn Sylvia Bryant Barbara Weller Eve Robinson David Cummings Anne Mernin	CO	\$20.00 each	Community Outreach	Montclair, NJ
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BE IT FINALLY RESOLVED that reimbursement will be made for expenses that are in accordance with Board of Education policy and for which original receipts are submitted to the Business Office.

Seconded by Eve Robinson and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x		X Self	
Jessica de Koninck	x		X Self	
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x		X Self	
Anne Mernin	x		X Self	
Eve Robinson	x		X Self	

2. Resolution Re: Monthly Budget Reports and Bills and Claims

Anne Mernin moved to approve the following resolution:

RESOLVED that pursuant to N.J.A.C. 6A:23-2.11 (c) 3, the Montclair Board of Education certifies that no line item account has encumbrances and expenditures, which in total exceed the line item appropriation in violation of N.J.A.C. 6A:23-2.11 (a), and that pursuant to N.J.A.C. 6A:23-2-11 (c) 4, after review of the board secretary’s monthly financial reports, in the minutes of the Board each month, the Montclair Board of Education certifies that no major account or fund has been over expended in violation of N.J.A.C. 6A:23-2.11 (b), and

BE IT FURTHER RESOLVED that the Montclair Board of Education approves the attached Bills and Claims for the month of July 2015 in the amount of \$6,628,295.07.

BE IT FURTHER RESOLVED that the Montclair Board of Education does hereby approve the request for tax levy from the Township of Montclair in the amount of \$4,852,004.00 for the month of July 2015 and \$8,000,000.00 for August 2015.

BE IT FINALLY RESOLVED that the Montclair Board of Education acknowledges receipt of the Secretary's Report for the month of May 2015 and Treasurer's report for the month of May 2015.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x		X From Bill on Center for Autism	

3. Resolution Re: Appointment of a Treasurer of School Monies for 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

RESOLVED, that Michael R. Zazzarino be and hereby is retained as Treasurer of School Monies to the Montclair Board of Education to serve in such office until the next reorganizational meeting of the Board. This appointment is made in accordance with N.J.S.A. 18A: 17-31.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

4. Resolution Re: Revised Schedule of Meetings for 2015-2016

Anne Mernin moved to approve the following resolution:

WHEREAS, the open public meeting act requires that all board meetings be advertised in advance,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves the attached schedule of meetings for the 2015-2016 school year, and

BE IT FURTHER RESOLVED that the Montclair Board of Education authorizes the board secretary to advertise these meetings

All Board Meetings are held at 6:30 p.m. in the George Inness Annex Atrium, Montclair, New Jersey, unless noted otherwise. The Board will open in Public Session and go immediately into Executive Session. The public portion of the meetings will begin at approximately 7:30 p.m.

Monday Aug. 24, 2015	Public Meeting
Wednesday Sep. 9, 2015	Workshop
Monday Sep. 21, 2015	Public Meeting
Wednesday Oct. 7, 2015	Workshop
Monday Oct. 19, 2015	Public Meeting
Monday Nov. 2, 2015	Workshop
Monday Nov. 16, 2015	Public Meeting
Wednesday Dec. 2, 2015	Workshop
Monday Dec. 14, 2015	Public Meeting
Wednesday Jan. 13, 2016	Workshop
Monday Jan. 25, 2016	Public Meeting
Wednesday Feb. 10, 2016	Workshop
Monday Feb. 22, 2016	Public Meeting
Monday Feb. 29, 2016	Public Budget Workshop
Wednesday Mar. 2, 2016	Workshop

Thursday Mar. 3, 2016	Public Budget Workshop (NOTE: Tentative Adoption of 2016-17 Budget)
Monday Mar. 14, 2016	Public Meeting (NOTE: Adoption of 2016-17 Budget)
Wednesday Apr. 6, 2016	Workshop
Monday Apr. 18, 2016	Public Meeting
Monday May 2, 2016	Public Meeting
Wednesday May 4, 2016	Workshop
Monday May 16, 2016	Reorganization Meeting
Monday Jun. 6, 2016	Public Meeting
Wednesday Jun. 8, 2016	Workshop
Monday Jun. 20, 2016	Public Meeting

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

- Resolution Re: Authorization to Pay 40% of Legal Fees Incurred by the Board of School Estimate

Eve Robinson moved to approve the following resolution:

WHEREAS, the Montclair Board of School Estimate at its July 9, 2015 meeting awarded a contract to Riker Danzig Scherer Hyland & Perretti LLP for legal counsel at a rate of \$160/hour, and

WHEREAS, the Montclair Township has agreed to pay 60% of the legal fees incurred by the Board of School Estimate,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education agrees to pay the remaining 40% of the legal fees incurred by the Board of School Estimate.

Seconded by Robin Kulwin and approved by a vote of 5-1

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog		x		
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

6. Resolution Re: Acceptance of Donation From Local Sources

Anne Mernin moved to approve the following resolution:

WHEREAS, Mr. Mark Cannady of Montclair has generously donated items to the district’s athletic department as detailed below;

NOW THEREFORE BE IT RESOLVED, that the Montclair Board of Education acknowledges the donation from Mr. Mark Cannady and thanks him for his generosity.

Items Donated

- 8 Bowling balls
- 1 Double ball bowling bag
- 8 Bowling seasaws
- 1 Single bowling ball rack holder
- 1 Pair of men’s bowling shoes
- 1 Pair of women’s bowling shoes
- 2 Bowling wrist straps

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

7. Resolution Re: Dual Use Application and Schematic Plans for Room 116 at Mt. Hebron School

Anne Mernin moved to approve the following resolution:

WHEREAS, the Montclair Board of Education desires to change an existing Reading Room into a dual classroom consisting of two Reading Rooms at Mt. Hebron School,

AND WHEREAS, the Montclair Board of Education requests the approval to make this change,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education approves the request to change an existing Reading Room into a dual classroom consisting of two Reading Rooms at Mt. Hebron School. This complies with the N.J.A.C. 6A:26, Educational Facilities, and

BE IT FINALLY RESOLVED that the Montclair Board of Education approves the submission of the attached Application for Dual Use of Educational Space with the Essex County Superintendent of Schools.

APPLICATION FOR DUAL USE OF EDUCATIONAL SPACE
2015-2016 SCHOOL YEAR

This form is to be used when educational space is required but limited. Dual use of educational spaces is permitted under limited circumstances wherein two small group classes of similar nature separated by a movable divider are operating simultaneously within the same educational space. Permission to operate a dual use educational space must be obtained from the Executive County Superintendent annually.

County: Essex District: Montclair

School: Mt. Hebron School, 173 Bellevue Avenue, U Montclair NJ 07043

Room Number/Name: Room 116 State Approved Use: Classroom

Requested Use: Reading Room And: Reading Room

Number of students and teachers (total) in each group: 5 And: 10

Description of movable divider used (e.g. height, length, bookshelf, acoustical, etc.): A pre-made aluminum and laminate panel with door, 7'4" high x 20' wide

Submit the following with this application:

A sketch of the space showing room size, location of exit doors, fire detection systems, ventilation systems and divider, must accompany this form.

The Board of Education approved the Dual Use Application for the 2015-2016 school year on

8/24/15

*****A COPY OF RESOLUTION FROM MINUTES MUST BE ATTACHED*****

Certified by: _____

(Chief School Administrator)

(Date)

(School Business Administrator)

(Date)

FOR EXECUTIVE COUNTY SUPERINTENDENT'S USE ONLY:

Date of Inspection by County Office: _____

Inspected by: _____

_____ Approved as is _____ Not approved

_____ Approved subject to the following conditions: _____

_____ (Executive County Superintendent) _____ (Date)

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

8. Resolution Re: Approval of Withdrawal of Funds from Capital Reserve for Support of Capital Projects

Anne Mernin moved to approve the following resolution:

WHEREAS, the Montclair Public Schools has included in the 2014-2015 budget withdrawals from Capital Reserve to fund capital needs throughout the district.

WHEREAS, the budgets for various projects has been revised to reflect increased costs and the Schools Development Authority (SDA) ROD grants that have been awarded to the district in excess of the original amount budgeted requiring additional local funding for the projects.

WHEREAS, it has been determined that the additional local funding of \$10,959 needed for the following projects:

SDA Funded Project:

Main Shingle Roof – Bradford \$ 4,153

Capital Reserve Funded Projects:

Multipurpose Room Lighting – Renaissance \$ 4,000

Shed Roof Replacement – Renaissance \$ 2,806

NOW THEREFORE BE IT RESOLVED, that the Montclair Board of Education approves the withdrawal of Capital Reserve funds totaling \$10,959 to support the additional project costs.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

9. Resolution Re: Change Order #1 for Video Surveillance, Access Control & Duress Alarms at Various Schools

Anne Mernin moved to approve the following resolution:

WHEREAS, supplies, equipment and services anticipated to be in excess of \$36,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10, and

WHEREAS, in accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on March 10, 2015, for Video Surveillance, Access Control & Duress Alarms at Various Schools. The contract was awarded to Triad Security Systems, 971 Lehigh Avenue, Union, New Jersey, in the total amount of \$683,358.00,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves change order #1 in the amount of \$7,331.60 as follows:

Install video surveillance for the Watchung School Play Field. System will be independent, with cameras, DVR and associated equipment

- Material: \$4,321.60
- Labor: \$3,010.00

Total Amount of this change order: \$7,331.60

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

10. Resolution Re: Change Order #1 for Shingle Roof Replacement at the Bradford School

Anne Mernin moved to approve the following resolution:

WHEREAS, supplies, equipment and services anticipated to be in excess of \$36,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10, and

WHEREAS, in accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on April 9, 2015, for Shingle Roof Replacement at the Bradford School. The contract was awarded to Gen II Contracting, 395A Millstone Road, Clarksburg, New Jersey, 08510 in the total amount of \$93,500.00,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves change order #1 in the amount of \$10,381.90 as follows:

As required by field conditions and requested by Owner, repair the interior face of the parapet wall which shows evidence of water penetration. The entire surface will be covered with a waterproof membrane.

\$10,381.90

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			

David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

11. Resolution Re: Change Order #1 for Stage Floor Replacement at the Hillside School

Anne Mernin moved to approve the following resolution:

WHEREAS, supplies, equipment and services anticipated to be in excess of \$36,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10, and

WHEREAS, in accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on March 24, 2015, for Stage Floor Replacement at Hillside School. The contract was awarded to Mathusek Incorporated, 25B Iron Horse Road, Oakland, New Jersey, 07346 in the total amount of \$59,950.00.

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves change order #1 for a **credit** in the amount of \$6,554.00 for a new contract total of \$53,396.00 as follows:

Work to replace existing sleepers and subfloor was deleted. Conditions of existing subfloor were found to be in good condition and depth for installation of new sleepers and subfloor was found to be insufficient.

- \$6,554.00

Total Amount of this change order - \$6,554.00

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

12. Resolution Re: Revised Renewal of Contract for Food Service 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

Whereas, supplies, equipment and services anticipated to be in excess of \$36,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10, and

Whereas, pursuant to 18A:18A-5, contracts for food services provided by a food management company pursuant to procedures established by the New Jersey Department of Agriculture are exempt from the bidding requirements, and

Whereas, in accordance with Public School Contract Law, requests for proposals were prepared, advertised, and sealed proposals received on May 10, 2012, for Food Service for the 2012-2013 school year and the contract was awarded to Chartwells Division and renewed for the 2013-2014 and 2014-2015 school year, and

Whereas, Chartwells and the Local Education Agency wish to extend the term of the Food Service Agreement entered into as of the 1st day of July 2012 (the "Agreement").

Now, Therefore, be it resolved that in consideration of the mutual agreements set forth below and other good and valuable consideration, acknowledged by each of the parties to be satisfactory and adequate, Chartwells and the Local Education Agency agree as follows:

A. DURATION OF ADDENDUM

This addendum begins on July 1, 2015 and ends on June 30, 2016

B. MANAGEMENT FEE(S) / GUARANTEES

1) FEES

Management Fee. Chartwells shall charge the Local Education Agency a Management Fee of Twenty three cents (\$.23) per meal served and meal equivalents.

“Meals” shall be determined by actual count and are calculated by adding the number of National School Lunch Program meals and if applicable, School Breakfast Program meals, After School Snack Program meals and At-Risk After School meals (Dinner) served to children. Cash receipts, other than from sales of National School Lunch Program meals, School Breakfast Program meals, After School Snack Program meals and At-Risk After School meals (Dinner) served to children, shall be divided by \$2.00 to arrive at an equivalent meal count.

2) GUARANTEE

Conditional Guaranteed Subsidy. Chartwells guarantees that the bottom line of the operational financial report for the school year will reflect a loss no greater than \$115,000. If the actual bottom line is a loss greater than this amount, 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 Subsidy is based on the following conditions and assumptions remaining in effect for the school year.

1) CONDITIONS

- a) Cash and/or reimbursement levels from State and Federal sponsors do not fall below the levels estimated in Chartwells’ proposed budget.
- b) The value of USDA donated foods will not be less than the value of USDA donated foods estimated in the prior Agreement year.
- c) The number of days meals are served during the school year will not be less than:

<u>School Category</u>	Lunch	Breakfast	Dinner	Snack
Elementary Schools	180__ days	180_ days	___ days	___ days
Middle Schools	180__ days	180_ days	___ days	___ days
High Schools	180__ days	180_ days	___ days	___ days

- d) Changes in district policies, practices and serving requirements including but not limited to changes in bell schedules, meal service periods or proposed staffing may result in an adjustment.
- e) The student enrollment for the current year will not be less than 6699 students.
- f) The level of wages, salaries and fringe benefits will not exceed those included in Chartwells' budget. In the event of an increase in wages or fringe benefits payable to employees as a result of unionization or changes in minimum wage rates or taxes, the guarantee shall from the date of increase in wages, minimum wage rates, taxes or fringe benefits be adjusted by such actual increase.
- g) The number of participating health insurance participants does not exceed the level of participants in the prior year.
- h) Any LEA employees' vacation/sick time accumulated prior to the effective date of this Agreement will remain the sole responsibility/liability of the LEA.
- i) The selling prices of Menu Pattern Meals and a la carte selections will not be less than the prior year.
- j) Service will not be interrupted as a result of fire, work stoppage, strike or school closing.
- k) The LEA and its representatives including but not limited to, school principals, teachers and LEA employees shall fully cooperate with Chartwells in the implementation of the Food Service Program. The LEA 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.
- l) The LEA shall have timely submitted all documentation for reimbursement claims, except where such failure is due to an act or omission of Chartwells.
- m) Changes in legislation (including but not limited to the Healthy Hunger Free Kids Act and the Affordable Care Act), regulation, reimbursement rates, meal components or quantities required by the National School Lunch Program or the Smart Snacks in Schools Program will affect the guarantee in proportion to the impact of such change.
- n) Vendor prices shall remain constant throughout the year.
- o) Due to the volatile nature of raw material costs, Chartwells and the LEA shall review

quarterly the costs associated with paper and plastic supplies and fuel surcharges on deliveries. Any changes in Chartwells' cost shall result in an adjustment to the guarantee.

- p) Chartwells' guarantee is based on revenue amounts and service levels/requirements set forth in the proposed budget. Should a shortfall in any of these revenue amounts or service levels/requirements set forth by the LEA occur, the guarantee shall be adjusted accordingly.
- q) Make-up days due to inclement weather shall have equal or greater sales revenue as a normal day of operation for the period in which the inclement weather cancellation occurred.
- r) Chartwells guarantee does not account for bad debts/uncollected funds. In the event there are bad debts/uncollected funds, such amounts shall be subtracted from Chartwells' guarantee obligation.
- s) The number of students eligible for free and reduced price meals will be no less than that estimated in Chartwells' proposed budget.
- t) The following variable LEA expenses charged to the Food Service budget by the LEA must be identified and capped so as not to exceed the following amounts: [Choose those listed below and delete those which are not applicable. If there are no such expenses, delete this condition.]
 - a. Annual Point-Of-Sale System service and system maintenance fees of \$4,580.00
- u) In the event union labor costs are higher than that the proposed budget by Chartwells , the guarantee shall be adjusted by such amount.
- v) In the event labor costs are higher than the proposed budget by Chartwells, the guarantee shall be adjusted by such amount.
- w) USDA donated foods received by the LEA are compatible with the menus outlined in writing by Chartwells.

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.

C. NEW PARAGRAPH 8 UNDER LOCAL EDUCATION AGENCY RESPONSIBILITIES

- 8) The LEA may apply a geographic preference when procuring unprocessed locally grown or locally raised agricultural products. When utilizing the geographic preference to procure such products, the LEA making the purchase has the discretion to determine the local area to which the geographic preference option will be applied.

For the purpose of applying the optional geographic procurement preference in this paragraph, “unprocessed locally grown or locally raised agricultural products” means only those agricultural products that retain their inherent character. The effects of the following food handling and preservation techniques shall not be considered as changing an agricultural product into a product of a different kind or character: Cooling; refrigerating; freezing; size adjustment made by peeling, slicing, dicing, cutting, chopping, shucking, and grinding; forming ground products into patties without any additives or fillers; drying/dehydration; washing; packaging (such as placing eggs in cartons), vacuum packing and bagging (such as placing vegetables in bags or combining two or more types of vegetables or fruits in a single package); the addition of ascorbic acid or other preservatives to prevent oxidation of produce; butchering livestock and poultry; cleaning fish; and the pasteurization of milk.
[7 CFR 210.21(g) (1) (2)].

D. REVISED PARAGRAPHS 3 UNDER USDA DONATED FOODS

- 3) The FSMC shall credit the LEA for the value of all USDA donated foods received for use in the LEA’s meal service in the school year (including both entitlement and bonus foods), and including the value of donated foods contained in processed end products, if applicable. [7 CFR 250.53(a) (1)].

The FSMC shall perform such crediting monthly and maintain backup documentation to substantiate the credit by disclosure on each invoice. [7 CFR 250.53(a) (2)].

If for the school year immediately preceding the beginning of this contract the LEA’s food service was self-operating, the FSMC shall also credit the LEA for the value of all USDA donated foods in the LEA’s inventory carried over from the preceding school year.

E. NEW PARAGRAPH 12 UNDER USDA DONATED FOODS

- 12) The FSMC must comply with the Food Distribution Agreement for Distribution and Use of USDA Foods found in SNEARS on the NJDA website. [7 CFR 250 *et seq.*].

Article II: Additional Addendum Language

A. NEW PARAGRAPH B(13) UNDER ADDITIONAL LOCAL EDUCATION AGENCY RESPONSIBILITIES (*For Agreements in year 3-5 only*)

Humanitarian Meals. In the event that a student is unwilling or unable to pay for a meal presented to the cashier, then the Local Education Agency shall: (PLEASE SELECT ONE OF THE FOLLOWING OPTIONS)

- Allow the student to retain the meal, and reimburse Chartwells for the full price of such meal.

B. MISCELLANEOUS.

Capitalized terms shall have the meanings set forth in the Agreement unless otherwise defined in this Addendum. Except as expressly modified herein, the terms and conditions of the Agreement shall remain in full force and effect and are ratified and affirmed by the parties. In the event of a conflict between the provisions of the Agreement and this Addendum, the provisions of this Addendum shall be controlling as to the matters set forth herein.

IN WITNESS WHEREOF, the parties hereto have executed this Addendum as of the respective dates first written below.

COMPASS GROUP USA, INC. by and
through its CHARTWELLS Division

By: _____

By: _____

Name: _____

Name: _____

Title: _____

Title: _____

Date: _____

Date: _____

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

13. Agenda Title: Award of Contracts for Student Transportation Routes for the 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

Topic: New Jersey Statutes 18A:39-3 requires that transportation contracts anticipated to be in excess of \$18,300.00 be awarded after advertisement and receipt of sealed bids and provides for the annual extension of contracts entered into through competitive bidding when the increase in the original contractual amount does not exceed the rise in the Consumer Price Index (CPI) for that school year.

Background Information: In accordance with Public School Contract Law, specifications were prepared, advertised and sealed bids received on July 30, 2015, for Student Transportation Routes for In-District Special Need and Regular Ed. students for the 2015-2016 school year. Eight (8) companies requested copies of the bid and five (5) bids were received. Results of the bids are shown on the attached.

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education awards contracts for the contract period from September 1, 2015, through June 30, 2016, as follows:

Bus Co.	Route	Total Cost
	NWK5	**REJECTED
Station Wagon Bus Company	REN5	37,515.00

Station Wagon Bus Company	175	38,430.00
Scholastic Bus Company	904	38,796.00
Scholastic Bus Company	905	38,796.00
Scholastic Bus Company	701 (ABCD)	67,589.22
Scholastic Bus Company	702 (ABCD)	67,589.22
Scholastic Bus Company	703 (ABCD)	67,589.22
Scholastic Bus Company	704 (ABCD)	67,589.22
Scholastic Bus Company	705 (ABCD)	67,589.22
Scholastic Bus Company	706 (ABCD)	67,589.22
Scholastic Bus Company	707 (ABCD)	67,589.22
Scholastic Bus Company	708 (ABCD)	67,589.22
Scholastic Bus Company	709 (ABCD)	67,589.22
Scholastic Bus Company	710 (ABCD)	67,589.22
Scholastic Bus Company	712 (ABCD)	67,589.22
	Total cost	897,018.42

**NWK5 could not be awarded as all rates exceeded the state allowed amount.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

14. Agenda Title: Award of Nineteen (19) Temporary Quoted Contracts for Summer Transportation Routes for the 2015-2016 In-District Extended School Year Programs

Anne Mernin moved to approve the following resolution:

Topic: New Jersey Administrative Code 6A:27-9.12 states that quotations may be sought after the opening of school for unanticipated transportation services.

Background Information: In accordance with Public School Contract Law, temporary transportation quotes were solicited for Special Needs pupils in accordance with their I.E.P. Requests for temporary quotes were solicited by a minimum of three bus companies and awarded to the bus company who provided the lowest quote. (*SEE BELOW*)

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education awards the following temporary contracts to the below listed Bus Companies. Attached quote tabulations for the contracts period from July 6, 2015, through August 7, 2015, in an approximate amount of \$38,332.00.

	ROUTE	SCHOOL /BUS COMPANY	DAYS	TOTAL COST
1	SCB1QA	C.H. BUL./S.W.	16	\$ 1,824.00
2	SCB1QB	BRAD./S.W.	20	\$ 2,280.00
3	SCB2QA	C.H. BUL./S.W.	16	\$ 1,824.00
4	SCB2QB	BRAD./S.W.	20	\$ 2,280.00
5	SCB3QA	C.H. BUL./T.E.	16	\$ 1,568.00
6	SCB3QB	BRAD./T.E.	16	\$ 1,568.00
7	SCB4QA	C.H. BUL./T.E.	16	\$ 1,664.00
8	SCB4QB	BRAD./T.E.	16	\$ 1,664.00
9	SCB5Q	BRAD./T.E.	16	\$ 1,904.00
10	SMH1Q	MHS/S.W.	20	\$ 3,220.00
11	SMH2Q	MHS/S.W.	16	\$ 2,576.00
12	SMH3Q	MHS/S.W.	16	\$ 2,592.00
13	SR1Q	REN./S.W.	16	\$ 1,904.00
14	SR2Q	REN./S.W.	16	\$ 1,904.00
15	SR3Q	REN./S.W.	16	\$ 1,904.00
16	SD1Q	DLC/S.W.	16	\$ 2,704.00
17	SD2Q	DLC/S.W.	16	\$ 1,808.00

18	SD3Q	DLC/S.W.	20	\$	2,280.00
19	SNC1Q	NISHUANE/T.E.	12	\$	864.00
			TOTAL	\$	38,332.00

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

15. Agenda Title: Award of Contract to Scholastic Bus Company for Field Trips for the 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

Topic: New Jersey Statutes 18A:39-3 requires that transportation contracts anticipated to be in excess of \$18,800.00 be awarded after advertisement and receipt of sealed bids and provides for the annual extension of contracts entered into through competitive bidding when the increase in the original contractual amount does not exceed the rise in the Consumer Price Index (CPI) for that school year.

Background Information: In accordance with Public School Contract Law, specifications were prepared, advertised and sealed bids received on July 30, 2015, for Field Trips for the

2015-2016 school year. Eight (8) companies requested copies of the bid and three (3) bids were received. Results of the bids are shown on Attachment.

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education awards a contract to Scholastic for Field Trips at the rates listed on the attached bid tabulation for the contract period from July 1, 2015, through June 30, 2016 in the total estimated amount of \$120,000.00.

FIELD TRIP TRANSPORTATION PROGRAM - BID FT07302015

BUS CO-FIRST STUDENT				BUS CO-BELAIR					
TRIP ID	2 HR MIN	HOURLY RATE	ADJUSTMENT PER 1/4 HR	aide cost if req.	TRIP ID	2 HR MIN	HOURLY RATE	ADJUSTMENT PER 1/4 HR	aide cost if req.
FT54B	\$ 106.00	\$ 53.00	\$ 13.25	\$ 5.00	FT54B	\$ 137.50	\$ 68.75	\$ 20.00	\$ 50.00
FT24B	\$ 106.00	\$ 53.00	\$ 13.25	\$ 5.00	FT24B	\$ 131.50	\$ 68.75	\$ 18.00	\$ 50.00
FTWCB	\$ 140.00	\$ 70.00	\$ 17.50	\$ 5.00	FTWCB				
FTCAN	\$ 50.00				FTCAN	\$ 50.00			
% DED					% DED		2%		

BUS CO-SCHOLASTIC									
VEHICLE	2 HR MIN	HOURLY RATE	ADJUSTMENT PER 1/4 HR	aide cost if req.	VEHICLE				
FT54B	\$ 98.00	\$ 49.00	\$ 12.25	\$ 15.00					
FT24B	\$ 98.00	\$ 49.00	\$ 12.25	\$ 15.00					
FTWCB	\$ 98.00	\$ 49.00	\$ 12.25	\$ 15.00					
FTCAN	\$ 49.00								
% DED		0%							

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

		PER 1/4 HR				PER 1/4 HR	
ATH54C	\$ 120.00	\$ 60.00	\$ 15.00	\$ 5.00			
ATH24C	\$ 120.00	\$ 60.00	\$ 15.00	\$ 5.00			
ATCAN	\$ 50.00						
%DED							

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

17. Resolution Re: Contract for Services Under Chapter 226, Laws of 1991, School Year 2015-2016

Anne Mernin moved to approve the following resolution:

WHEREAS, the Montclair Board of Education has authorized the attached service contract pursuant to Chapter 226, Laws of 1991.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of Montclair, New Jersey intends to effect a contractual agreement with the Essex Regional Educational Services Commission to provide Nursing services from July 1, 2015 to June 30, 2016 to students who attend non-public schools in Montclair in accordance with Chapter 226, Laws of 1991 and the rules and regulations governing the provision of auxiliary services to students in non-public schools. The total allocation for this service shall not exceed the dollar amount allotted under Chapter 226, Laws of 1991.

NURSING SERVICES FOR NONPUBLIC SCHOOLS
(Chapter 226, Laws of 1991)
SCHOOL YEAR 2015-2016

A. Pursuant to official action taken at a meeting of the Board of Education of Montclair, in the County of Essex, held on August 24, 2015.

1. Said District agrees that the Board of Directors of the Essex Regional Educational Services Commission (ERESC) shall provide nursing services to nonpublic school students in accordance with Chapter 226, Laws of 1991 attending the following schools located within the district:

Please see attached SCHOOL LISTING

2. The terms of the Agreement shall be in effect from July 1, 2015 through June 30, 2016.

B. BILLING & PAYMENT

The forwarding of payments to the ERESK by the District is of utmost importance in order for the ERESK to meet its obligation in a timely manner. The District shall forward to the ERESK the payment due per the monthly invoice by the 30th of the following month in which the services were provided. The initial payment is due no later than October 30th. The total cost of this Agreement shall not exceed the State funded amount which the District receives for providing health services to nonpublic schools in accordance with Chapter 226, Laws of 1991.

C. SERVICES

The ERESK will employ registered nurses to provide the following services to the extent of the funding received for each nonpublic school located within the District. The number of hours nurses are assigned to each funded nonpublic school will depend upon the limitations of this funding.

- 1. Maintaining student health records. Notify local health officials of any students who have not been properly immunized.**
- 2. Assist with medical examination, including dental screening.**
- 3. Conduct vision and hearing screenings.**
- 4. Conduct scoliosis screenings. Conduct examinations of pupils between the ages of 10 and 18 for the condition known as scoliosis.**
- 5. Extend emergency nursing care provided to public school pupils to those pupils who are enrolled full-time in the nonpublic school who are injured or become ill at school or during participation on a school team or squad. The district board of education is required to adopt written policies and procedures extending emergency medical care to nonpublic school students.**
- 6. Provide medical equipment for the above services where needed, such as scale, blood pressure machine, lighted eye screening box, audiometer, etc. within the limits of the individual nonpublic school's state appropriated funding.**

7. Provide medical supplies such as rubber gloves, tongue depressors, thermometers, emergency first aid kits, etc. within the limits of the individual nonpublic school's state appropriated funding.

8. Provide additional medical services within the limits of the individual nonpublic school's State appropriated funding.

The ERESA will assist the District in meeting all State reporting requirements and will work cooperatively with the District in preparation for the Department of Education monitoring of funds allocated for nursing services to nonpublic schools, Chapter 226, Laws of 1991.

IN WITNESS WHEREOF, the Board of Education of Montclair, in the County of Essex, and the Board of Directors of the ERESA have, by resolution, directed that their respective presidents and secretaries must affix to this Agreement, a certified copy of the board resolution approving said Agreement.

BOARD OF DIRECTORS OF THE ESSEX REGIONAL EDUCATIONAL SERVICES COMMISSION

Approved: _____
Date President (ERESC) Seal Date
Secretary Date

BOARD OF EDUCATION OF THE DISTRICT OF MONTCLAIR

Approved: _____
Date President Date (District Seal)
Secretary Date

Any alteration of this Agreement/Contract is expressly prohibited without the written consent of the District and the Essex Regional Educational Services Commission.

The Essex Regional Educational Services Commission is an Equal Opportunity Employer (EOE) and as such, is governed by the employment goals promulgated by federal and state regulations.

NONPUBLIC SCHOOLS

2015-2016

IMMACULATE CONCEPTION HIGH SCHOOL

33 COTTAGE PLACE
MONTCLAIR, NJ 07042
744-7445

LACORDAIRE ELEMENTARY SCHOOL

155 LORRAINE AVENUE
UPPER MONTCLAIR, NJ 07043
746-2660

LACORDAIRE HIGH SCHOOL

155 LORRAINE AVENUE
UPPER MONTCLAIR, NJ 07043
744-1156

MONTCLAIR KIMBERLY ACADEMY

201 VALLEY ROAD
MONTCLAIR, NJ 07042
746-9800

MONTCLAIR COOPERATIVE SCHOOL

65 CHESTNUT STREET
MONTCLAIR, NJ 07042
783-4955

ST. CASSIAN'S SCHOOL

190 LORRAINE AVENUE
UPPER MONTCLAIR, NJ 07043
746-1636

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

18. Resolution Re: Increasing the Bid Threshold and Quotation Threshold for 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

WHEREAS, 18A:18A-3 permits a board of education to authorize its purchasing agent to award contracts that do not exceed in a contract year the annual limit as established by the Governor, and

WHEREAS, pursuant to NJSA 40A:11-3, the State Treasurer has increased the minimum bid threshold from \$36,000 to \$40,000 for entities subject to the Local Public Contracts Law whose purchasing agents possess a Qualified Purchasing Agent (QPA) certificate awarded by the Division of Local Government Services. As such, the new quote threshold for local units with a QPA is \$6,000 (15% of the \$40,000 QPA bid threshold). The new bid threshold adjustments are effective as of July 1, 2015, and

WHEREAS, Brian Fleischer, the purchasing agent for the Montclair Board of Education, possesses a QPA certification,

BE IT RESOLVED, that the Montclair Board of Education increases its bid and quotation thresholds as provided in N.J.S.A. 18A:18A-3,

BE IT FINALLY RESOLVED, that Brian Fleischer, Secretary of the Montclair Board of Education, in the County of Essex, State of New Jersey, does hereby certify that the foregoing is a true and correct copy of this Resolution adopted by the governing body of the Montclair Board of Education, County of Essex, State of New Jersey, at its meeting of said governing body.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

19. Resolution Re: New Jersey Nonpublic School Technology Initiative Program

Anne Mernin moved to approve the following resolution:

- WHEREAS, the New Jersey Nonpublic School Technology Initiative has been authorized by the 2014-2015 Appropriations Act; and
- WHEREAS, Nonpublic School Technology Initiative Aid shall be paid to public school districts for nonpublic school pupils at the rate of \$26.00 per pupil in a manner that is consistent with the provisions of the state constitutions; and
- WHEREAS, this program requires each public school district in New Jersey to provide technology to all qualifying students attending a nonpublic school located in the public school district.
- WHEREAS, it is the responsibility of the chief school administrator of the public school district or designee to confer with the administrator of each participating nonpublic school within the district to advise the nonpublic school of the limit of funds available and to agree upon the technology to be provided to the nonpublic school within the limits of the funds that are available for the nonpublic school; and
- WHEREAS, it shall be the responsibility of each public school district to provide the agreed upon technology which may include providing nonpublic school students with computers, educational software, distance learning equipment and other technologies that can improve their education by meeting their specific educational needs and to give nonpublic school teachers the skills, resources and incentives to use educational technologies effectively to improve teaching and learning in the classroom; and
- WHEREAS, the Essex Regional Educational Services Commission (ERESC) has agreed to conduct the responsibilities mandated by this program in a manner resulting in greater cost effectiveness through joint purchasing and centralized administration,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education enter into an agreement with the ERESC, whereby the ERESC will administer the New Jersey Nonpublic School Technology Initiative Program for participating nonpublic schools located within its boundaries for the 2015-2016 school year as per the attached contract, and

BE IT FINALLY RESOLVED that the Montclair Board of Education pays 5% of the allocation for the Nonpublic School Technology Initiative Program to cover the ERESC's cost for administering the program.

NONPUBLIC SCHOOL TECHNOLOGY INITIATIVE PROGRAM

SCHOOL YEAR 2015-2016

A. Pursuant to official action taken at the meeting of the Board of Education of Montclair in the County of Essex held on August 24, 2015:

- 1. Said District agrees that the Board of Directors of the Essex Regional Educational Services Commission (ERESC) shall administer the New Jersey Nonpublic School Technology Initiative Program to nonpublic school students attending schools located within the district of Montclair.**
- 2. The terms of the Agreement shall be in effect from July 1, 2015 through June 30, 2016.**

B. BILLING AND PAYMENT

Said Board agrees to reimburse the ERESC for expenditures made on behalf of the nonpublic schools upon invoices being submitted to the Board of Education with copies of the ERESC purchase orders and vendor invoices in accordance with the amount allocated by the State of New Jersey Nonpublic School Technology Initiative Program. Five percent (5%) of the allocation will be deducted for the ERESC's administrative expense. Any unexpended funds as of June 30 will be refunded.

C. SERVICES

The ERESC will carry out responsibilities of the public school district with regard to the New Jersey Nonpublic School Technology Initiative Program for the 2015-2016 school year.

- 1. Meeting with the nonpublic school administrators of each participating nonpublic school to advise them of the limit of funds available for the provision of technology and determine the technology to be provided.**
- 2. Providing the agreed upon technology which may include purchasing equipment, New Jersey Nonpublic School Technology Initiative Program software, professional development and/or maintenance of equipment.**
- 3. Labeling equipment as property of the public school district and maintaining an inventory.**
- 4. Entering into an agreement with the nonpublic school(s) that they will store the equipment at the end of the school year at no cost to the public school district.**
- 5. Maintaining separate accounting for each nonpublic school's technology activities.**

6. Complete the project completion report.

D. TERMINATION CLAUSE

This Agreement may be terminated by the Board of Education of Montclair upon giving thirty (30) days written notification in advance of such termination.

E. HOLD HARMLESS

ERESC agrees to hold the Board of Education of Montclair harmless from any and all liability or claims, including legal fees and cost associated with same, arising out of the terms and conditions of the agreement between the parties and any acts or omissions by the employees, agents, and/or representatives of the ERES.

F. CRIMINAL BACKGROUND CHECKS

ERESC shall provide proof to the Board of Education of Montclair that each employee assigned to provide Nonpublic School Technology Initiative Program services to any nonpublic school student attending school within the District of Montclair has had a criminal history background check, and that said check indicates that no criminal history record information exists on file in either the Identification Division of the Federal Bureau of Investigation or the State Bureau of Identification which would disqualify said employee from employment pursuant to N.J.S.A. 18A:6-7.1 et seq. Failure to provide proof of a criminal history background check for any home instructor assigned to District students will be deemed a breach of the Agreement.

If it is discovered during the course of the Agreement that either: (a) an employee with a disqualifying criminal history record information on file or (b) any employee who has not had a criminal history background check, is providing services to a nonpublic school student attending schools located within the District of Montclair, said employee is to be immediately removed by ERES. Failure to immediately remove said employee either upon notification by the Board of Education of Montclair or discovery by ERES shall constitute a material breach of contract.

IN WITNESS WHEREOF, the Board of Education of Montclair, in the County of Essex, and the Board of Directors of the ERES have, by resolution, directed that their respective presidents and secretaries must affix to this Agreement, a certified copy of the board resolution approving said Agreement.

BOARD OF DIRECTORS OF THE ESSEX REGIONAL EDUCATIONAL SERVICES COMMISSION

Approved: _____

Date

President

Date

(ERESC Seal)

Secretary

Date

BOARD OF EDUCATION OF THE DISTRICT OF _____ Montclair _____

Approved: _____

Date

President

Date

(District Seal)

Secretary

Date

Any alteration of this Agreement/Contract is expressly prohibited without the written consent of the District and Essex Regional Educational Services Commission.

The Essex Regional Educational Services Commission is an Equal Opportunity Employer (EOE) and as such, is governed by the employment goals promulgated by federal and state regulations.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

20. Resolution Re: Approval of Submission of Initial Application for Temporary Facility for Off-Site Use – Soccer Domain, 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

WHEREAS, N.J.A.C. 6A:26-3.14 requires approval of the County Superintendent for temporary facilities, and
WHEREAS, the Montclair Board of Education is in need of space for use by the Renaissance Middle School for physical education for grades six, seven and eight, and
WHEREAS, the Soccer Domain, located at 14 Depot Street, has space available,
NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves the submission of an initial application (Attachment A) for a temporary facility at an off-site location.

INITIAL APPLICATION FOR TEMPORARY INSTRUCTIONAL SPACE
2015 - 2016 SCHOOL YEAR

Please check one:

In an existing school building

Off-site

Year of: Initial Application: Renewal Application(s): 1st Year: 2nd Year: 3rd Year:

District: Montclair Board of Education

School or Building: Soccer Domain

Address of School: 14 Depot Street, Montclair, New Jersey, 07042

Room Location/Number (be specific): Indoor Sports Facility

Dimensions: Length: 180 ft. Width: 102 ft. Ceiling height: 41 ft. 6 in.

Total Area: 22,560 square feet

NET Area: square feet

Grade Level(s): Grades 6, 7, and 8

Instructional Activity(s): Physical Education

25 Students in each of 3 Separate

Rooms;

Maximum number of students and teachers/aides (total) at one time: 75 Students Total

Reason for Renewal:

What improvement(s) was made to this space during the 1st, 2nd and /or 3rd year approval for use:

1st Year:

2nd Year:

3rd Year:

What improvement will be made to this space prior to September 1 of the next school year?

The Board of Education approved the initial application for temporary instructional space for the 2015 - 2016 school year on August 24, 2015 (Date).

*****A COPY OF RESOLUTION FROM MINUTES MUST BE ATTACHED*****

Certified by:

(Chief School Administrator)

(Date)

(School Business Administrator)

(Date)

FOR COUNTY SUPERINTENDENT'S USE ONLY:

Date of inspection by County Office: Inspected by:

Included in Long-Range Facility Plan:

Yes

No

For the _____ - _____ school year, approval: is granted _____ is not granted _____
 subject to the following conditions: _____
 (County Superintendent) _____ (Date)

FOR NEW JERSEY DEPARTMENT OF EDUCATION USE ONLY:

Date of Evaluation: _____ Temporary Instructional Space Approval
 Date: __
 Unapproved Date: _____ Abandoned by Date: _____
 Permanent Approved Date: _____
 District Abandoned Date: _____ Ref: _____
 Evaluator: _____ Date: _____

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

21. Resolution Re: Award of Contract for Insurance Coverage for the 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

WHEREAS, Insurance, including the purchase of insurance coverage and consultant services is specifically exempt from the public bidding process by NJSA 18A:18A-5, and
 WHEREAS, the Board of Education approved John Daly of Wells Fargo Insurance Services as Insurance Broker of Record,
 NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education accepts the recommendations submitted by John Daly, Wells Fargo Insurance Services, 7 Giralda Farms, 2nd Floor, Madison, New Jersey, 07940, and awards contracts for the 2015-2016 school year as shown on Attachment A.

Attachment A

<u>Company</u>	<u>Coverage</u>	<u>Premium</u>
NJ School Boards Insurance Group	Property (Includes boiler & machinery)	\$179,888.97
NJ School Boards Insurance Group	Electronic Data Processing	\$ 7,976.00
NJ School Boards Insurance Group	Equipment Breakdown	\$ 11,529.00
NJ School Boards Insurance Group	Crime	\$ 5,853.00
NJ School Boards Insurance Group	General Liability	\$124,265.00
NJ School Boards Insurance Group	Errors & Omissions	\$185,822.00
NJ School Boards Insurance Group	Auto	\$ 70,912.00
US Fire	Student Accident	\$ 117,676.00
Western Surety and Travelers	Bonds	\$ 1,735.00
State National Insurance Company	Excess Workers Compensation	\$ 54,436.00

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x

Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

22. Resolution Re: Acknowledge Receipt of Certificate From the Board of School Estimate to the Montclair Board of Education of the Township of Montclair, New Jersey, and the Council of the Township of Montclair, New Jersey, Relating to the 2015-2016 Capital Budget

Anne Mernin moved to approve the following resolution:

BE IT RESOLVED that the Montclair Board of Education acknowledges receipt of the attached Certificate of the Board of School Estimate to the Board of Education of the Township of Montclair, New Jersey, and the Council of the Township of Montclair, New Jersey, relating to the School District Budget for the 2015-2016 school year as follows:

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

23. Resolution Re: Print Manage Refresh Service

Anne Mernin moved to approve the following resolution:

WHEREAS, Title 18A:18A-10 provides that, "A board of education, without advertising for bids, or after having rejected all bids obtained pursuant to advertising therefore, by resolution may purchase any goods or services pursuant to a contract or contracts for such goods or services entered into on behalf of the State by the Division of Purchase and Property, " and

WHEREAS, the Montclair Board of Education requires printer management and printer refresh services in an effort to streamline and reduce costs, and

WHEREAS, Stewart Business Systems has offered district-wide print management refresh service under state-approved Manage Print Services Contract 25F 0062L for a fee of \$4,845.90/month for printers, and print management services as attached,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education does hereby authorize the School Business Administrator to execute the attached agreement with Stewart Business Systems to provide the services as attached.

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

24. Agenda Title: Award Of Contracts for Student Transportation Routes for The 2015-2016 School Year

Anne Mernin moved to approve the following resolution:

Topic: New Jersey Statutes 18A:39-3 requires that transportation contracts anticipated to be in excess of \$18,800.00 be awarded after advertisement and receipt of sealed bids and provides for the annual extension of contracts entered into through competitive bidding when the increase in the original contractual amount does not exceed the rise in the Consumer Price Index (CPI) for that school year.

Background Information: In accordance with Public School Contract Law, specifications were prepared, advertised and sealed bids received on August 20, 2015, for Student Transportation Routes for In-District Special Need and Regular Ed. students for the 2015-2016 school year. Seven (7) companies requested copies of the bid and seven (7) bids were received. Results of the bids are shown on the attached.

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education awards contracts for the contract period from September 1, 2015, through June 30, 2016, as follows:

Bus Co.	Route	Total Cost
Trans Ed Bus Company	180	27,267.00
Scholastic Bus Company	181	42,822.00
Station Wagon Bus Company	182	28,365.00
Station Wagon Bus Company	183	37,515.00

Station Wagon Bus Company	DLC8	38,430.00
Station Wagon Bus Company	DLC9	15,738.00
Station Wagon Bus Company	DLC10	15,738.00
Trans Ed Bus Company	699	53,802.00
	Total cost	259,677.00

Seconded by Robin Kulwin and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			
Anne Mernin	x			
Eve Robinson	x			

25. Recommended Motion: Indemnification Appointment of Attorney

Robin Kulwin moved to approve the following resolution:

RESOLVED that the Board of Education, pursuant to indemnification provision of N.J.S.A. 18A:12-20, retains the services of David Rubin, Esq. in the matter of Herron v. Larson (Docket C40-13), at the hourly rate of \$185.00.

Seconded by Laura Hertzog and approved by a vote of 6-0

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
Jessica de Koninck	x			
David Deutsch				x
Laura Hertzog	x			
Robin Kulwin	x			

Anne Mernin	x			
Eve Robinson	x			

P. ANNNOUNCEMENT OF FUTURE MEETING DATES

The next public meeting of the Montclair Board of Education will be held on Monday, September 9, 2015 at 6:30 p.m. in the George Inness Annex Atrium.

Q. RETURN TO EXECUTIVE SESSION at 8:30 PM 6-0

R. ADJOURNMENT at 9:10 PM