

RUTHERFORD BOARD OF EDUCATION

REGULAR MEETING
NOVEMBER 10, 2014

AGENDA

MEETING CALL TO ORDER AT 7:30 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

N.J. OPEN PUBLIC MEETINGS LAW

The New Jersey Open Public Meetings Act was enacted to ensure the right of the public to have advance notice of and to attend the meeting of public bodies at which any business affecting their interests is discussed or acted upon. In accordance with the provisions of this Act, the Rutherford Board of Education has caused notice of this meeting to be published by having the date, time and place posted on the bulletin board outside the Borough Clerk's Office, mailed to the *Herald*, *South Bergenite*, and the *Record* newspapers, and filed with the Borough Clerk.

TAPING AND BROADCASTING OF MEETINGS

Regular meetings of the Rutherford Board of Education will be broadcast without editing during a two-hour segment, as limited by Comcast's time constraints, on Tuesday evenings at 8:00 p.m. on the Comcast public access channel and on FiOS Channel 38. Any member of the public who wishes to view the two-hour tape can make that request to the board secretary.

MINUTES APPROVAL **Worksession Meeting, November 3, 2014**
Executive Session, November 3, 2014

REPORT OF THE SUPERINTENDENT:

REPORT OF THE PRESIDENT:

MEETING OPEN TO THE PUBLIC: (Agenda Items Only)

NEW BUSINESS (Action to be Taken)

PERSONNEL:

Motion by M_____, seconded by M_____ to move the following resignations, retirements, salary adjustments, reassignments, appointments, etc., as recommended by the Superintendent of Schools, pending approval from the State Department of Education, subject to the New Jersey Criminal Background Check and other legal requirements.

Vote _____.

NANCY KENNY

1. Resolution by M_____, seconded by M_____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to accept with regret, the retirement of Nancy Kenny, English teacher at Rutherford High School, effective January 1, 2015.

On roll call all members present voted _____.

SERVICE PROVIDERS

2. Resolution by M_____, seconded by M_____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION for the Child Study Team to utilize the services of the following service providers for the 2014-2015 school year:

Specialty	Name	Fee
ABA Home Instructors	Cockcroft, Kathleen	\$35 per hour
	Curley, Megan	
	Nardelli, Laura	
	Canova, Rosemarie	
	Freudenberg, Adriane	
	Sabale, Jacqueline	
	Bijak, Krystyna	
	Van Dien, Linda	
	Rosamilia, Diane	
	Wenzelberg, Cathy	
Griffiths, Carolyn		
ABA Home Program Coord.	Canova, Rosemarie	\$39 per hour
	Sabale, Jacqueline	
	Bijak, Krystyna	
	Freudenberg, Adriane	
Home Programming	Decker, Lynn	\$35 per hour
	Collins, Megan	
	Smallstey, Stephanie	

Listening Program	Van Dien, Linda	\$35 per hour
Reading Inst. 1:1	DeSanto, Jennifer	\$35 per hour
Social Skills	Grompone, Peter	\$35 per hour
	Freudenberg, Adriane	\$35 per hour
INDEPENDENT EVALUATIONS	Learning Network Association (Helen Roscoe)	\$400 LDT-C Evaluation w/report
	Comprehensive Educational Services – Frank Falcone	\$400 LDT-C Evaluation w/report
	Excel Educational Testing & Resources, LLC – Margaret Tiffner	\$400 LDT-C Evaluation w/report \$80 per hour consultation services
	Dr. Rocco R. Recchione, Ed.D.	\$400 LDT-C Evaluation w/report \$75 per hour consultation services

On roll call all members present voted ____.

KATHERINE BONGIOVANNI

3. Resolution by M ____, seconded by M ____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve Katherine Bongiovanni, as a leave replacement elementary teacher at Union School, effective November 10, 2014 through June 30, 2015 at the annual salary of \$53,442 (step 1, level 3) pro-rated. This is a leave replacement position.

On roll call all members present voted ____.

SALARY LEVEL CHANGES

4. Resolution by M ____, seconded by M ____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following level change effective September 1, 2014 due to additional credits:

Danielle Angelson
From: \$50,805 (step 2, level 2) To: \$53,840 (step 2, level 3)

On roll call all members present voted ____.

ARACELIS MACHADO

5. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve Aracelis Machado, as a part-time bus driver, for 4.9 hours per day at the hourly rate of \$24.00 (step 1) effective November 11, 2014. This is a new position.

On roll call all members present voted _____.

HOME INSTRUCTORS

6. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following home instructors for the 2014-2015 school year at the hourly rate of \$35.00 effective November 11, 2014:

Robert Giarraffa
Stephanie Smallstey

On roll call all members present voted _____.

SUBSTITUTE TEACHERS

7. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following substitute teachers for the 2014-2015 school year effective November 11, 2014 at the per diem rate of \$80.00 and in accordance with the law:

Kaitlyn Mastrofilippo
Blenda Johansen
Alicia Rodriguez
Jacqueline Nodarse
Magda Mekail
Lauren Barnaba
Mindy Zitzmann
Jianna Muscio
Patrick Walsh
Ava Coccaro

On roll call all members present voted _____.

SUBSTITUTE TEACHER ASSISTANTS

8. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following substitute teacher assistants for the 2014-2015 school year effective November 11, 2014 at the hourly rate of \$10.00:

Blenda Johansen
Alicia Rodriguez
Jacqueline Nodarse
Lauren Barnaba
Mindy Zitzmann
Jianna Muscio
Patrick Walsh
Ava Cocco

On roll call all members present voted ____.

COACHING ASSIGNMENTS

9. Resolution by M ____, seconded by M ____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve/rescind the following coaching assignments for the 2014-2015 school year:

Rescind:

Danica Miller	Girls Varsity Basketball Coach
Edward Guy	Girls VJ Basketball Coach

Approve:

Edward Guy	Girls Varsity Basketball Coach \$7,905 (step 1)
Katherine Bertrand	Volunteer Assistant Swim coach

On roll call all members present voted ____.

ELIZABETH GILMORE

10. Resolution by M ____, seconded by M ____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the continuation of Elizabeth Gilmore, as a long term substitute elementary science teacher for Pierrepont, Union, Lincoln and Washington Schools through December 23, 2014.

On roll call all members present voted ____.

LINDSAY RICHMOND

11. Resolution by M ____, seconded by M ____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to adjust the child rearing leave of absence return date for Lindsay Richmond, Business Education teacher at Rutherford High School, from June 30, 2015 to June 15, 2015.

On roll call all members present voted ____.

TARA MOTYKA

12. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve Tara Motyka, Library Media Specialist at Pierrepont School effective January 5, 2015 through June 30, 2015 at the annual salary of \$71,572 (step 10, level 5) pro-rated. This is a replacement position.

On roll call all members present voted _____.

TRAVEL REIMBURSEMENTS

13. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following travel reimbursements for the 2014-2015 school year:

<u>Name</u>	<u>Position</u>	<u>Name of Activity</u>	<u>Dates</u>	<u>Fee</u>	<u>Trans.</u>	<u>Meals</u>	<u>Lodgings</u>	<u>Other</u>
Margit Smith	Teacher	Singapore Math	12/11/14	\$249	\$20	none	none	none
Ellen Gittleson	Teacher	Speech Conference	12/8-9/14	\$389	none	none	none	none
David Frazier	Supervisor	DAANJ Workshop	3/23-27/15	\$400	\$75	none	none	none
Sarah Rylick	Teacher	Center for Literacy	12/12/14	\$150	\$31.60	none	none	none
Rachel Mejias	Teacher	Center for Literacy	12/12/14	\$150	\$24	none	none	none
Laurie Sabatino	Teacher	Teaching & Learning	11/14/14	\$165	none	none	none	none
Shannon Hopkins	Supervisor	Section 504	03/12/15	\$189.99	none	none	none	none
Nicole Zayatz	Teacher	Math Modeling	03/10/14	\$195	\$25	none	none	none
Helene Wetzel	Teacher	NJLearns	10/24/14	\$225	none	none	none	none
Rufina Rodriguez	Teacher	College Board	11/1/14	N/A				\$50
Connie DeFazio	Teacher	Music State Conf.	02/19-21/15	\$150	\$20	none	none	none
Kristy DelMastro	Teacher	Singapore Math	12/11/14	\$249	\$25	none	none	none

On roll call all members present voted _____.

STEPHANIE NATIELLO

14. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve Stephanie Natiello, as Art Teacher at Pierrepont School effective January 5, 2015 through June 30, 2015 at the annual salary of \$53,442 (step 1, level 3) pro-rated. This is a replacement position.

On roll call all members present voted _____.

ALFORD ANDERSON

15. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve Alford Anderson as School Resource Officer for the Rutherford School District effective December 1, 2014 through June 30, 2015.

On roll call all members present voted _____.

CURRICULUM AND INSTRUCTION:

HOME INSTRUCTION

1. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve home instruction for the following students (names on file in the office of the superintendent):

Student #13118 – effective 10/14/14

Student #11388 – effective 10/17/14

On roll call all members present voted _____.

PROFESSIONAL
DEVELOPMENT PLAN

2. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the 2014-2015 District Professional Development Plan. (See attached.)

On roll call all members present voted _____.

NURSING SERVICES PLAN

3. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the 2014-2015 Rutherford District Nursing Services Plan. (See attached.)

On roll call all members present voted _____.

NJQSAC

4. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to attest to the Accuracy of the NJQSAC Statement of Assurance for the 2014-2015 school year.

On roll call all members present voted _____.

OUT-OF-DISTRICT
PLACEMENTS

5. Resolution by M _____, seconded by M _____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the attached list of contracts for tuition and other services provided for out-of-district placements for the 2014-2015 school year.

On roll call all members present voted _____.

HARASSMENT/INTIMIDATION 6. Resolution by M _____, seconded by M _____.

BULLYING DECISION

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to affirm the Superintendent's decision in HIB investigation #2014-002, for the reasons set forth in the Superintendent's decision to the students' parents, and directs the Business Administrator/Board Secretary to transmit a copy of the Board's decision to the affected students' parents.

On roll call all members present voted _____.

HARASSMENT/INTIMIDATION 7. Resolution by M _____, seconded by M _____.

BULLYING DECISION

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to affirm the Superintendent's decision in HIB investigation #2014-003, for the reasons set forth in the Superintendent's decision to the students' parents, and directs the Business Administrator/Board Secretary to transmit a copy of the Board's decision to the affected students' parents.

On roll call all members present voted _____.

HARASSMENT/INTIMIDATION 8. Resolution by M _____, seconded by M _____.

BULLYING DECISION

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to affirm the Superintendent's decision in HIB investigation #2014-004, for the reasons set forth in the Superintendent's decision to the students' parents, and directs the Business Administrator/Board Secretary to transmit a copy of the Board's decision to the affected students' parents.

On roll call all members present voted _____.

HARASSMENT/INTIMIDATION 9. Resolution by M _____, seconded by M _____.

BULLYING DECISION

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to affirm the Superintendent's decision in HIB investigation #2014-005, for the reasons set forth in the Superintendent's decision to the students' parents, and directs the Business

Administrator/Board Secretary to transmit a copy of the Board's decision to the affected students' parents.

On roll call all members present voted ____.

HARASSMENT/INTIMIDATION 10. Resolution by M ____, seconded by M ____.

BULLYING DECISION BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to affirm the Superintendent's decision in HIB investigation #2014-006, for the reasons set forth in the Superintendent's decision to the students' parents, and directs the Business Administrator/Board Secretary to transmit a copy of the Board's decision to the affected students' parents.

On roll call all members present voted ____.

FINANCE:

APPROVAL OF BILLS

1. Resolution by M_____, seconded by M_____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION that the bills listed below be approved.

Accounts Payable	603,314.54
Offline Checks	386,047.10
Food Service Checks	0.00
Payroll	0.00
General Activities	<u>1,101.49</u>
Total	990,463.13

On roll call all members present voted _____.

DONATION

2. Resolution by M_____, seconded by M_____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to accept, with gratitude, the donation of 30 Dell Chromebooks, chargers and storage cart totaling \$12,087.09 from the Lincoln School PTA.

On roll call all members present voted ____.

EDUCATIONAL SERVICES
CONTRACT AGREEMENT

3. Resolution by M_____, seconded by M_____.

BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to agree to the contract with the Department of Children and Families Office of Education to educate student #13069 at a rate of \$1,185.30 per month from 9/1/14 thru 6/30/15.

On roll call all members present voted ____.

CONTRACT
AWARDS

4. Resolution by M_____, seconded by M_____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION (Board) to authorize the Business Administrator/Board Secretary to enter into contracts, using state contracts and/or cooperative pricing agreements, on behalf of the Board in amounts equal to or greater than \$17,500 but not to exceed \$36,000.

On roll call all members present voted ____.

NCLB

5. Resolution by M_____, seconded by M_____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve submission of an amendment to the FY2015 NCLB grant application in the following amounts:

Title IA	\$4,095
Title IIA	\$4,106
Title III - Immigrant	\$4,582

On roll call all members present voted ____.

LEASE PURCHASE
BID SOLICITATION

6. Resolution by M_____, seconded by M_____.
WHEREAS, the Rutherford Board of Education has determined to Fund the acquisition of a pickup truck and three (3) school buses, including financing and all incidental or related costs (the "Equipment") by means of a lease purchase financing for a term that does not exceed five (5) years pursuant to the provisions of *N.J.S.A. 18A:20-4.2(f)*, *N.J.S.A. 18A:20-4.2(h)* and *N.J.S.A. 18A:18A-1 et. seq.*; and

WHEREAS, the Middlesex Regional Educational Services Commission (MRESC) will serve as bid coordinator to conduct a competitive bid for the lease purchase financing to finance the cost of the Equipment; and

WHEREAS, in accordance with the procedures set forth in *N.J.S.A. 18A:18A-1 et. seq.* ("Public School Contract Law") and the regulations promulgated thereunder, a notice of the bid will be published and bids are scheduled to be returned to the Business Administrator who will determine the lowest responsive and responsible bidder to purchase the lease from the Board (hereinafter referred to as the "Purchaser"); and

WHEREAS, the Board anticipates entering into a lease purchase agreement (the "Lease") and other related documents with the Purchaser in an amount not to exceed \$252,000 to finance the Equipment; and

WHEREAS, the Board desires to authorize the delegation of the award of the bid to the Business Administrator and further authorizes the Business Administrator/Board Secretary to prepare and to execute the Lease and certain other documents and agreements necessary or incidental to the transactions contemplated thereby;

NOW THEREFORE BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION IN THE COUNTY OF BERGEN, as follows:

- Section 1. The Board hereby determines to finance the Equipment by means of a lease purchase financing in a principal amount not exceeding \$252,000 in accordance with the requirements of the "Public School Contracts Law." The Business Administrator/Board Secretary, MRESC, and other appropriate representatives of the Board (the "Professionals") are hereby authorized to prepare the necessary timetables and bid documents and other related documents as may be necessary and to take other steps necessary to prepare for and to implement the proposed financing.
- Section 2. The Board hereby authorizes the publication of the request for bid in accordance with the requirements of the "Public School Contracts Law" in order to prepare for the proposed transaction.
- Section 3. The Business Administrator/Board Secretary is authorized to award the bid and the Lease to the lowest bidder in accordance with the bid proposals submitted to the Business Administrator, which winning bid proposal will be retained on file in the Business Administrator's office. The Purchaser's interest rate will be held fixed for a period of thirty (30) days from the date of the bid. If the closing does not occur within thirty (30) days for the date of the bid, the interest rate will be calculated in accordance with the index rate set forth in the bid specifications.

Section 4. The Business Administrator/Board Secretary is hereby authorized to negotiate, execute and deliver, subject to the review of Board Counsel, the Lease, an agent or an escrow agreement, an assignment agreement, if necessary, and such other documents as may be necessary to consummate the transaction. Specifically the Board authorizes the Business Administrator/Board Secretary to establish an escrow account for the deposit of the lease proceeds and to direct the deposit and investment of the lease proceeds in the escrow for the term of the lease in accordance with the requirements of law. The Board hereby authorizes and directs the Business Administrator/Board Secretary to approve any changes, additions, or deletions to the Lease or such other documents as may, in the judgment of Board Counsel, be necessary or advisable, such approval to be evidenced by the execution of the Lease or such other documents by the Business Administrator/Board Secretary. The Business Administrator/Board Secretary is also authorized to pay any agreed upon fees of the escrow agent. The Board President and/or Business Administrator and/or Board Secretary are also authorized and directed to take on behalf of the Board such other actions as shall be necessary and appropriate to accomplish the lease purchase financing for the Equipment in accordance with the terms of the lease and this resolution and pursuant to the terms of the agreements and instruments authorized to be prepared hereby and to accomplish the performance of the obligations of the Board in respect thereto.

Section 5. The payment of rent or other monies due under the Lease shall be made only from the General Fund of the Board. Neither the Board nor any agency, department or political subdivision thereof shall be obligated to pay any sum to the Purchaser under the Lease from any taxing source for the payment of any sums due under the Lease unless an appropriation is made in a duly approved budget of the Board. The Lease shall set forth the term of the lease purchase agreement for the Equipment, the rental payments to be paid by the Board in respect thereof and the dates on which such rent shall be due and payable.

Section 6. The Board hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the Lease, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Lease, if applicable.

Section 7. The Board authorizes the Business Administrator/Board Secretary to act and determine on behalf of the Board whether the Lease will be designated as "bank qualified" within the meaning of Section 265 of the Code. The Board hereby declares its intent to issue the lease in the expected maximum principal amount of the Lease set forth herein and to use the proceeds of the Lease to pay or reimburse expenditures for the costs of the purpose for which the Lease is authorized herein. This resolution is a declaration of intent within the meaning and for the purposes of Treasury Regulations Section 1.150-2 or any successor provisions of federal income tax law.

Section 8. This resolution shall take effect immediately.

On roll call all members present voted ____.

POLICY

LOCAL WELLNESS/ NUTRITION

1. Resolution by M ____, seconded by M ____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following revisions to Policy #3542.1 Local Wellness/Nutrition on second reading. (See attached.)

On roll call all members present voted ____.

ELECTRONIC COMMUNICATION BY SCHOOL STAFF

2. Resolution by M ____, seconded by M ____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following new Policy #4119.26 Electronic Communication by School Staff on second reading. (See attached.)

On roll call all members present voted ____.

ELECTRONIC
COMMUNICATION BY
SCHOOL STAFF

3. Resolution by M _____, seconded by M _____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to
approve the following new Policy #4219.26 Electronic
Communication by School Staff on second reading.
(See attached.)

On roll call all members present voted _____.

STUDENT ACCESS TO
AND USE OF
NETWORKED
INFORMATION

4. Resolution by M _____, seconded by M _____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to
approve the following revisions to Policy #6142.10 Student Access
to and Use of Networked Information Resources Rutherford
Public Schools on second reading. (See attached.)

On roll call all members present voted _____.

BUILDINGS AND GROUNDS:

AHERA

1. Resolution by M _____, seconded by M _____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to
approve the following proposal for services provided by
ER&M/ENVIROVISION to oversee and implement the annual and
tri-annual requirements in compliance with the Asbestos Hazard
Emergency Response Act [AHERA]. The fee associated with these
services is \$5850, plus \$20 per person for awareness training.

On roll call all members present voted _____.

RIGHT TO KNOW

2. Resolution by M _____, seconded by M _____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to
approve the following proposal for Right to Know services
provided by ER&M/ENVIROVISION for fiscal year 2014/2015. The
fee associated with these services is: \$9000.

On roll call all members present voted _____.

RIGHT TO KNOW
DATA ENTRY

3. Resolution by M _____, seconded by M _____.
BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to
approve the following proposal for Right to Know Data Entry
services provided by ER&M/ENVIROVISION for the fiscal year
2014/2015 at a total fee of \$3000.

On roll call all members present voted _____.

OLD BUSINESS:

LEGISLATIVE UPDATE

MEETING OPEN TO THE PUBLIC: (Any Topic)

EXECUTIVE SESSION: Motion by M____, seconded by M____ that an Executive Session be held at _____ P.M. for the purpose of discussing _____ . Action may or may not be taken. The Board expects to return within _____ minutes.

Vote _____

The Board returned at _____ P.M.

ADJOURNMENT: Motion by M____, seconded by M____ that the meeting be adjourned at _____ P.M.

Vote _____