

**MINUTES OF A REORGANIZATION MEETING
OF THE
RUTHERFORD BOARD OF EDUCATION
January 4, 2016**

A Reorganization meeting of the Board of Education was held on Monday evening, January 4, 2016 in the Rutherford High School Cafeteria. Meeting was called to order at 7:34 P.M. by Mr. Joseph Kelly, Board Secretary, with the Pledge of Allegiance to the Flag.

ROLL CALL On roll call the following members were present: Mr. Arce, Mrs. Jones, Mrs. Lanni, Mrs. Librera, and Mr. McLean.

Absent: None

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. Hard copies of the agenda are available in the meeting room and the agenda is posted electronically on the district's website at www.rutherfordschools.org.

TAPING AND BROADCASTING OF MEETINGS

Work sessions and 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. For a nominal fee, any member of the public who wishes to view the two-hour tape can make that request to the board secretary, who will have a copy of the tape made available within two weeks.

REVIEW OF RESULTS OF ANNUAL SCHOOL ELECTION:

BOARD MEMBERS:

Name, Term	Votes Received
Three – three year terms	
Shelly Ahmed	1220
Keith Kyongyup Chu	1173
Greg Recine	1505

OATH OF OFFICE

1. Mr. Joseph Kelly, School Business Administrator/Board Secretary administered the oath of office to the newly re-elected members of the Rutherford Board of Education:

- Mrs. Ahmed
- Mr. Chu

Mr. Kelly noted that, due to Mr. Recine’s absence from tonight’s meeting, he will be sworn in on or before the next Board meeting.

ROLL CALL

On roll call the following members were present: Mrs. Ahmed, Mr. Arce, Mr. Chu, Mrs. Jones, Mrs. Lanni, Mrs. Librera, and Mr. McLean. Mr. Hurley and Mr. Kelly were also present.

Absent: Mr. Recine

ELECTION OF BOARD PRESIDENT:

OPEN NOMINATIONS

2A. Motion by Mrs. Ahmed, seconded by Mrs. Jones , to accept nominations for the office of President of the Board of Education.

Approved by Voice Vote. [7-0-1]

Mrs. Jones nominated Mr. McLean.

Seeing no further nominations, Mr. Kelly called for a motion to close nominations for the office of President of the Board of Education.

CLOSE NOMINATIONS

2B. Motion by Mr. Chu, seconded by Mr. Arce, to close nominations for the office of President of the Board of Education.

Approved by Voice Vote. [7-0-1]

ELECTION OF BOARD PRESIDENT

2C. Motion by Mrs. Librera, seconded by Mrs. Jones, that in accordance with N.J.S.A. 18A:15-1 and Bylaw 9121, the Rutherford Board of Education, in the County of Bergen, New Jersey, elects Mr. McLean as President of the Board of Education, effective immediately, until the next organization meeting as prescribed by law.

Roll Call Vote on Election of Board President on Item #2C:

Mrs. Ahmed – aye	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye
Mr. Chu – aye	Mrs. Librera – aye	

Mr. Kelly turned over the conduct of the meeting to Mr. McLean.

ELECTION OF BOARD VICE PRESIDENT:

OPEN NOMINATIONS

3A. Motion by Mrs. Jones, seconded by Mr. Arce, to accept nominations for the office of Vice-President of the Board of Education.

Approved by Voice Vote. [7-0-1]

Mrs. Jones nominated Mrs. Librera.

Seeing no further nominations, Mr. Kelly called for a motion to close nominations for the office of Vice-President of the Board of Education.

CLOSE NOMINATIONS

3B. Motion by Mr. Chu, seconded by Mr. Arce, to close nominations for the office of Vice-President of the Board of Education.

Approved by Voice Vote. [7-0-1]

ELECTION OF BOARD

VICE-PRESIDENT

3C. Motion by Mrs. Jones, seconded by Mr. Arce, that in accordance with N.J.S.A. 18A:15-1 and Bylaw 9121, the Rutherford Board of Education, in the County of Bergen, New Jersey, elects Mrs. Librera as Vice-President of the Board of Education, effective immediately, until the next organization meeting as prescribed by law.

Roll Call Vote on Election of Board Vice-President on Item #3C:

Mrs. Ahmed – aye	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye
Mr. Chu – aye	Mrs. Librera – aye	

Motion by Mr. Chu, seconded by Mr. Arce to approve the Board Meeting Schedule:

BOARD MEETING

SCHEDULE

4. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to adopt the following Board meeting schedule for 2015. Meetings are to be held at 7:30 P.M. unless otherwise noted.

Approved by Voice Vote. [7-0-1]

**RUTHERFORD BOARD OF EDUCATION
MEETING SCHEDULE
2016**

January 4, 2016		Reorganization Meeting	7:30 p.m.
January	25	Regular Meeting	7:30 p.m.
February	22	Regular Meeting	7:30 p.m.
March	14	Regular Meeting	7:30 p.m.
April	4	Regular Meeting	7:30 p.m.
	25	Regular Meeting (Budget Hearing)	7:30 p.m.
May	9	Regular Meeting	7:30 p.m.
	23	Regular Meeting	7:30 p.m.
June	20	Regular Meeting	7:30 p.m.
July	18	Regular Meeting	7:30 p.m.
August	22	Regular Meeting	7:30 p.m.
September	12	Regular Meeting	7:30 p.m.
October	3*	Regular Meeting	7:30 p.m.
	24	Regular Meeting	7:30 p.m.

November	14	Regular Meeting	7:30 p.m.
December	12	Regular Meeting	7:30 p.m.
January 3, 2017		Reorganization Meeting	7:30 p.m.

* Board of Education Scholastic Awards

Roll Call Vote on Board Meeting Schedule on Item #4:

Mrs. Ahmed – aye	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye
Mr. Chu – aye	Mrs. Librera – aye	

REPORT OF THE SUPERINTENDENT:

Mr. Hurley congratulated the newly re-elected Board members and the newly elected Board president and vice-president, and wished them every success.

As the district heads into 2016, the Board and administration continue their work in implementing the district reorganization, establishing the preschool program and negotiating a contract with the Rutherford Education Association.

At the January 25 meeting, there will be a presentation of the Union School music department.

With regard to committee formation, there will be little need for committee meetings in the coming weeks, with the exception of the Finance and Negotiations committees.

REPORT OF THE PRESIDENT:

Mr. McLean congratulated the newly re-elected Board members. He further thanked the Board for the vote of confidence in electing him president, noting that, like the rest of the Board, he will seek to satisfy and exceed the requirements and goals of his position.

With regard to committee formation, he distributed a questionnaire to the Board members to seek their input on committee membership. In the meantime, he will maintain the current committees as they are until a new member is appointed to replace Mr. Novosielski.

Mr. McLean asked Mr. Kelly to discuss the search for a new board member to replace Mr. Novosielski. Mr. Kelly reported that an article had been run in the South Bergenite in December seeking letters of interest in the position, with a deadline of 4:00 pm on January 4. Seven such letters were received, and would be distributed to the Board at the end of the evening. All candidates are to be interviewed in public session during the January 25 meeting and the Board will meet to deliberate in executive

session later that evening. If the Board is ready to do so, an appointment can be made that night. If not, the appointment can be made at the February 22 meeting. All interviews will be no longer than ten minutes in length and the candidates will have a minute or two to make a statement.

MEETING OPEN TO THE PUBLIC: (Agenda Items Only) [None] 8:23 P.M.

Closed at 8:24 P.M.

NEW BUSINESS: [None]

PERSONNEL:

Motion by Mrs. Ahmed, seconded by Mrs. Lanni 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.

Approved by Voice Vote. [7-0-1]

GARY NOVOSIELSKI

1. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to accept, with regret the resignation of Mr. Gary Novosielski, Board President effective December 31, 2015.

JULIA GOGGI

2. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to accept the resignation of Julia Goggi, art teacher at Union School effective February 8, 2016.

DIANE CARNEVALE

3. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to accept the resignation of Diane Carnevale, lunch monitor at Union School effective December 15, 2015.

TRAVEL REIMBURSEMENTS

4. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve the following travel reimbursements for the 2015-2016 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>
Kevin McLean	Board Member	NJSBA	1/23/16	\$199	\$28	none	none	none

Roll Call Vote on Personnel Items #1 thru #4:

Mrs. Ahmed – aye	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye, abstained
Mr. Chu – aye	Mrs. Librera – aye	on Resolution #4

FINANCE:

Motion by Mrs. Librera, seconded by Mrs. Ahmed to approve Finance Items #1 thru #3:

APPROVAL OF BILLS

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

Accounts Payable	182,903.01
Offline Check	78,638.51
Food Service Checks	0.00
Payroll Expense	2,480,566.94
Student Activities	<u>8,243.55</u>
Total	2,750,352.01

SECY/TREAS REPORT
NOVEMBER, 2015

2. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION that it has received and accepts the financial reports of the Secretary and Treasurer of School Monies for the month ending November 30, 2015, and certifies that the reports indicate that no major account or fund is over expended in violation of NJAC 6:20-2.13 and that sufficient funds are available to meet the district's financial obligations for the remainder of the school year.

Summary pages are included in the official minute book and a detailed summary is on file in the office of the Board Secretary.

BUDGET
TRANSFERS

3. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to approve budget line transfers for the period November 1, 2015 through November 30, 2015 as attached.

Roll Call Vote on Finance Items #1 thru #3:

Mrs. Ahmed – aye, abstained on Ck #:015964,015965	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye
Mr. Chu – aye	Mrs. Librera – aye	

BUILDING AND GROUNDS:

Motion by Mr. Arce, seconded by Mr. Chu to approve Building and Grounds Amended Item #1:

AMENDED RESOLUTION #1:

RHS LINTEL, BRICK
REPOINTING PROJECTS

1. BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION WHEREAS, the Rutherford Board of Education, hereinafter referred to as the “Board”) advertised for bids for the Rutherford High School 230 Gym Lintel Repair and Wall Rehabilitation projects (hereinafter referred to as “the Projects”); and

WHEREAS, with regard to the Projects, the Board had previously applied for and been approved for NJDOE ROD Grant funding, under the following reference numbers:

PROJECT NAME	NJDOE PROJECT NO.	NJSDA PROJECT NO.
RHS Lintel Repair Project at 230 Gym	4600-050-14-1004	4600-050-14-G1GZ
RHS Wall Rehabilitation Project at 230 Gym	4600-050-14-1003	4600-050-14-G1GY

And WHEREAS, on December 17, 2015, the Board received five (5) bids for the Projects, as follows:

BIDDER	BASE BID – LINTEL	BASE BID – WALL	TOTAL BID
Billy Contracting & Restoration, Inc.	\$275,000	\$145,000	\$420,000
SMBA Construction Company, LLC	\$630,000	\$ 90,000	\$720,000
ML, Inc.	\$600,000	\$127,000	\$727,000
Zenith Construction Services, Inc.	\$685,000	\$105,000	\$790,000
NEIE Construction Services, LLC	\$839,800	\$127,900	\$967,700

And WHEREAS, on December 18, 2015, the Board received a formal request from the purported low bidder, Billy Contracting & Rehabilitation, Inc. (“Billy”), to withdraw its bid due to errors in omission in the calculation of their costs; and

WHEREAS, on January 4, 2016, the Board received a formal request from the purported second lowest bidder, SMBA Construction Company, LLC (“SMBA”), to withdraw its bid due to errors in omission in the calculation of their costs; and

WHEREAS, the architect has determined that it is in the Board’s best interest to permit Billy and SMBA to withdraw their bids, and

WHEREAS, the third lowest bid, which was provided by ML, Inc. (“ML”), is within the district’s budget for the Projects, and is responsive in all material respects and it is the Board’s desire to award the bid to ML; and

NOW, THEREFORE, BE IT RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION to award a contract for the 230 Gym Lintel Repair and Wall Repair/Rehabilitation projects at Rutherford High School, as per the project specifications on file in the office of the Business Administrator, to ML, Inc. in a total contract sum of \$727,000, pending final review of the bid documents and approval by the Board Attorney; and

BE IT FURTHER RESOLVED that this award is expressly conditioned upon the contractor furnishing the requisite insurance certificate and labor and materials/performance bond as required in the project specifications, together with an AA201-Project Manning Report, a Political Contribution Disclosure Certification, an executed A-101-Standard Form of Agreement Between Owner and Contractor and A-201-General Conditions of the Contract for Construction, as prepared by the Board Attorney, within ten (10) days of the date hereof; and

BE IT FURTHER RESOLVED, that the Board Attorney is hereby directed to draft an agreement with the successful bidder consistent with this Resolution and with the terms contained in the bid documents approved by the Board for this project. The Board Secretary is hereby authorized to execute such agreement and any other documents necessary to effectuate the terms of this Resolution; and

BE IT FURTHER RESOLVED BY THE RUTHERFORD BOARD OF EDUCATION that:

The Board accepts the requests by Billy and SMBA to withdraw their bids due to errors in omission in the calculation of their costs.

Roll Call Vote on Building and Grounds Amended Item #1:

Mrs. Ahmed – aye	Mrs. Jones – aye	Mr. Recine – absent
Mr. Arce – aye	Mrs. Lanni – aye	Mr. McLean – aye
Mr. Chu – aye	Mrs. Librera – aye	

OLD BUSINESS:

Mr. Hurley announced that Pre-school registration will begin on January 19,2016 with information to be distributed in advance.

LEGISLATIVE UPDATE:

Mrs. Jones reported on potential legislation which would mandate recess for K-5 students and would mandate sensors on school buses to identify students in front of or behind the bus.

MEETING OPEN TO THE PUBLIC: (Any Topic) 8:40 P.M. [None]

Closed at 8:40 P.M.

EXECUTIVE SESSION:

Motion by Mrs. Librera, seconded by Mr. Arce that an Executive Session be held at 8:40 P.M. for the purpose of discussing Student Matters. Action will not be taken. The Board expects to return within 10 minutes.

Approved by Voice Vote. (7-0-1)

The Board returned at 8:53 P.M.

ADJOURNMENT:

Motion by Mr. Arce, seconded by Mrs. Lanni, that the meeting be adjourned at 8:53 P.M.

Approved by Voice Vote. (7-0-1)

Respectfully submitted,

Mr. Joseph P. Kelly
Business Administrator/Board Secretary