MONTCLAIR PUBLIC SCHOOLS



MONTCLAIR, NEW JERSEY

PUBLIC BOARD MEETING HELD ON

MONDAY, MAY 19, 2014, AT 4:30 PM AT THE MONTCLAIR HIGH SCHOOL 100 CHESTNUT STREET, MONTCLAIR, NEW JERSEY

AGENDA FOR THE PUBLIC BOARD MEETING HELD MONDAY, MAY 19, 2014 AT 4:30 PM MONTCLAIR HIGH SCHOOL 100 CHESTNUT STREET, MONTCLAIR, NEW JERSEY

- A. ADMINISTER OATH OF OFFICE TOWNSHIP CLERK
- B. RESOLUTION FOR EXECUTIVE SESSION AT 4:30 P.M.
- C. EXECUTIVE SESSION AT 4:35 P.M.
- D. RETURN TO OPEN SESSION: 7:45 P.M.
- E. STATEMENTS
 - 1. Meeting Notice
- F. THE PLEDGE OF ALLEGIANCE
- G. ROLL CALL

	PRESENT	ABSENT
David Cummings	Х	
David Deutsch	Х	
Robin Kulwin	Х	
Leslie Larson	Х	
Shelly Lombard	X	
Anne Mernin	X	
Jessica de Koninck	Х	

Staff Members	65
Members of the Public	20
Members of the Press	3

H. ELECTION OF OFFICERS

1. Election of President

Robin Kulwin nominates David Deutsch for President.

- a. Nominations for Board President
- b. Roll Call Vote on Nominations

Shelly Lombard seconds the nomination.

- 2. Meeting Turned Over to Board President
- 3. Election of Vice President

Shelly Lombard nominates Anne Mernin for Vice President

- a. Nominations for Board Vice President
- b. Roll Call Vote on Nominations

Jessica de Koninck seconds the nomination.

I. REORGANIZATION ITEMS

 Resolution Re: Designation of District Affirmative Action Officer/Title IX Coordinator for the 2014-2015 School Year

Shelly Lombard moved to approve the following resolution:

WHEREAS, the Montclair Board of Education is required to comply with the regulations of Title VI of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973 and the Americans with Disabilities Act; and

- WHEREAS, in accordance with district policies no student in the Montclair Public Schools shall be denied access to or benefit from any educational program or activity solely on the basis of race, color, creed, religion, sex, ancestry, national origin or handicap; and
- WHEREAS, as required by N.J.A.C. 6:4-1.3, each public school district must appoint an Affirmative Action Officer/Title IX Coordinator as the district's chief equity officer;
 - NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education designates Michelle Russell, Chief Talent Officer, to serve as the district's Affirmative Action Officer/Title IX Coordinator until a respective successor is duly appointed and qualified.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	х			
David Deutsch	Х			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	х			
Jessica de Koninck	х			

2. Resolution Re: Uniform State Memorandum of Agreement Between Education and Law Enforcement Officials 2014-2015 School Year

Shelly Lombard moved to approve the following resolution:

- WHEREAS, the Memorandum of Agreement was designed to ensure cooperation between law enforcement and education officials and ultimately to protect the educational environment, and
- WHEREAS, recent events in New Jersey and throughout the nation have made clear that while schools are generally safe places for students or staff members, a wide range of offenses are occasionally committed on school property, during operating school hours or during school-related functions and activities, and
- WHEREAS, it is understood and agreed that there is a demonstrable need for law enforcement and education officials to cooperate and share information as appropriate to address acts of violence or potential acts of violence by students that may occur off of school property or at times other than during regular schools hours, and that may involve victims or potential victims that are not members of the school community,
- NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education approves the Uniform State Memorandum of Agreement between Education and Law Enforcement Officials as required by N.J.A.C. 6:29-10.1 and 6:29-10.3 (b) 14 and,
- BE IT FURTHER RESOLVED that the Board of Education further agrees to comply with the guidelines pertaining to New Jersey Administrative Code, and
- BE IT FINALLY RESOLVED that copies of this agreement be forwarded to the State Department of Education.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	X			
Robin Kulwin	Х			
Leslie Larson	x			
Shelly Lombard	x			
Anne Mernin	Х			
Jessica de Koninck	X			

Resolution Re: Appointment of Architect of Record for 2014-2015 Fiscal Year
 Shelly Lombard moved to approve the following resolution:

RESOLVED, that the architectural firm of Richard Rigolo is hereby appointed as Architect of Record for the Montclair Board of Education at a fee of 10% of the cost estimate or actual bid, whichever is lower in accordance with N.J.S.A. 18A:18A-5a(1). The Board reserves the right to solicit proposals from other architects.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	x			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

4. Resolution Re: Appointment of Asbestos Management, Indoor Air Quality and AHERA Officer

Shelly Lombard moved to approve the following resolution:

RESOLVED, that Detail Associates is hereby appointed as Asbestos Management,

Indoor Air Quality, and AHERA Officer for the Montclair Board of

Education, to serve in such office until the next organizational meeting of

the Board and until their respective successors are duly appointed and qualified. This appointment is made in accordance with the Asbestos Hazard Safety Act (AHERA) Public Law 99-519.

Six-month Inspections/Technical Support			1,900.00
Three-month	n Inspections/Technical Support	\$	2,250.00
On-site Supe	ervision/Asbestos Safety Tech	\$	60.00/hr.
Overtime/We	eekend/Holidays	\$	90.00/hr.
Analyticals:	Bulk Samples	\$	27.50
Air Samples (PCM)			27.50
Air Samples (TEM) (6-12 hr. turnaround)			150.00
Site Visits		\$	350.00

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	х			
Leslie Larson	х			
Shelly Lombard	х			
Anne Mernin	х			
Jessica de Koninck	х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

5. Resolution Re: Appointment of an Auditor

Shelly Lombard moved to approve the following resolution:

RESOLVED, that the auditing firm of Nisivoccia LLP, public school accountant, be and hereby is appointed as auditor to the Montclair Board of Education, effective

immediately and until the next reorganizational meeting of the Board at an annual rate of \$75,000. This appointment is made in accordance with N.J.S.A. 18A: 23-8.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	х			
Robin Kulwin	х			
Leslie Larson	Х			
Shelly Lombard	х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

6. Resolution Re-Establishing Board Committees

Leslie Larson moved to approve the following resolution:

WHEREAS the bylaws of the Board of Education provide that committees be established by action of the Board, and that all committees are dissolved at the Board's annual reorganization meeting:

RESOLVED that the Board hereby re-establishes the following Board Committees until its next reorganization meeting, unless dissolved earlier by Board action:

Finance, Facilities and Technology Committee

Policy and Legislative Committee

Community Engagement and Outreach

Personnel/Enrollment Committee

MPA Negotiations Committee

MEA Negotiations Committee

Curriculum/Special Education Committee

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	X			
Leslie Larson	Х			
Shelly Lombard	X			
Anne Mernin	Х			
Jessica de Koninck	X			

Seconded by Shelly Lombard and approved by a vote of 7 to 0.

7. Resolution Re: Appointment of Board Secretary and Assistant Board Secretary
Shelly Lombard moved to approve the following resolution:

RESOLVED, that Brian Fleischer is hereby appointed Board Secretary and Penny MacCormack is hereby appointed Assistant Board Secretary to the Board of Education, to serve in such office until the next organizational meeting of the Board and until their respective successors are duly appointed and qualified. This appointment is made in accordance with N.J.S.A. 18A: 16-1.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			

Robin Kulwin	x		
Leslie Larson	х		
Shelly Lombard	х		
Anne Mernin	x		
Jessica de Koninck	х		

8. Resolution Re: Schedule of Meetings for 2014-2015

Shelly Lombard 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 2014-2015 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 High School Auditorium, 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.

See <u>agendas</u> and <u>approved minutes</u>.

Aug. 25, 2014	Public Meeting
Sep. 22, 2014	Public Meeting
Oct. 6, 2014	Public Meeting
Oct. 20, 2014	Public Meeting
Nov. 17, 2014	Public Meeting
Dec. 1, 2014	Public Meeting

Dec. 15, 2014	Public Meeting
Jan. 26, 2015	Public Meeting
Feb. 9, 2015	Public Meeting
Feb. 23, 2015	Public Meeting
Mar. 2, 2015	Public Budget Workshop
Mar. 5, 2015	Public Budget Workshop (NOTE: Tentative Adoption of 2015-16 Budget)
Mar. 16, 2015	Public Meeting (NOTE: Adoption of 2015-16 budget)
Apr. 13, 2015	Public Meeting
May 4, 2015	Public Meeting
May 18, 2015	Reorganization Meeting
Jun. 1, 2015	Public Meeting
Jun. 15, 2015	Public Meeting

Note: No meetings are scheduled on holidays, winter and spring vacations, or when schools are closed.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	x			
Shelly Lombard	х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

9. Resolution Re: Appointment of Anti-Bullying Coordinator

Shelly Lombard moved to approve the following resolution:

RESOLVED, that Linda Mithaug is hereby appointed as Anti-Bullying Coordinator for the Montclair Board of Education, to serve in such office until the next organizational meeting of the Board and until her respective successor is duly appointed and qualified. This appointment is made in accordance with N.J.S.A. 18:37-20.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	х			
Leslie Larson	х			
Shelly Lombard	х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

 Resolution Re: Approval of Certified Staff for Home Instruction for the 2014-2015 School Year

Shelly Lombard moved to approve the following resolution:

BE IT RESOLVED that the Montclair Board of Education approves all district certificated staff to provide home instruction as assigned for the 2014-2015 school year.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	х			
David Deutsch	X			
Robin Kulwin	x			
Leslie Larson	х			
Shelly Lombard	х			
Anne Mernin	х			
Jessica de Koninck	х			

11. Resolution Re: Appointment of Chemical Hygiene Officer and Right to Know Officer/Approval of Revised Chemical Hygiene Plan, 2014-2015 School Year

Shelly Lombard moved to approve the following resolution:

- WHEREAS, the New Jersey Public Employees Occupational Safety and Health Program Hazard Communication Standard (PEOSH HCS) and New Jersey Administrative Code (N.J.A.C.) 12:100-7 require public employers to adopt a Chemical Hygiene Plan and to appoint a Chemical Hygiene Officer and a Right To Know Officer, and
- WHEREAS, this program applies to all work operations in and around our schools where employees are exposed to or may be exposed to hazardous chemicals,
- NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education approves of the revised Chemical Hygiene Plan and appoints Bob Dworkin of Garden State Environmental as the Chemical Hygiene Officer and Right To Know Officer at a rate of \$125/hour for the 2014-2015 school year.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	x			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

12. Resolution Re: Appointment of Member to the Civil Rights Commission

Shelly Lombard moved to approve the following resolution:

RESOLVED, that Michelle Russell be, and hereby is appointed to represent the Montclair Board of Education on the Civil Rights Commission, until the next organizational meeting of the Board and until the appointment and qualification of his/her successor.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	x			
Leslie Larson	х			

Shelly Lombard	x		
Anne Mernin	x		
Jessica de Koninck	х		

13. Resolution Re: Adoption of School Ethics Act and Code of Ethics for School Board Members

Leslie Larson moved to approve the following resolution:

- WHEREAS, N.J.S.A. 18A:12-21 requires each Board of Education to adopt a School Ethics Act and Code of Ethics for School Board members, and
- WHEREAS, policies and procedures regarding training of district Board of Education members were received and discussed, and
- WHEREAS, each Board of Education member acknowledges receipt of the Code of Ethics for School Board Members and has become familiar with the Code of Ethics (attached), and
- WHEREAS, Board of Education members received training in the School Ethics Act and Code of Ethics, and
- BE IT RESOLVED, that the attached Code of Ethics be adopted effective immediately and until the next reorganizational meeting of the Board.



18A:12-24.1 Code of Ethics for School Board Members

A school board member shall abide by the following Code of Ethics for School Board Members:

- a. I will uphold and enforce all laws, rules and regulations of the State Board of Education, and court orders pertaining to schools. Desired changes shall be brought about only through legal and ethical procedures.
- b. I will make decisions in terms of the educational welfare of children and will seek to develop and maintain public schools that meet the individual needs of all children regardless of their ability, race, creed, sex, or social standing.
- c. I will confine my board action to policy making, planning, and appraisal, and I will help to frame policies and plans only after the board has consulted those who will be affected by them.
- d. I will carry out my responsibility, not to administer the schools, but, together with my fellow board members, to see that they are well run.
- e. I will recognize that authority rests with the board of education and will make no personal promises nor take any private action that may compromise the board.
- f. I will refuse to surrender my independent judgment to special interest or partisan political groups or to use the schools for personal gain or for the gain of friends.
- g. I will hold confidential all matters pertaining to the schools which, if disclosed, would needlessly injure individuals or the schools. In all other matters, I will provide accurate information and, in concert with my fellow board members, interpret to the staff the aspirations of the community for its school.
- h. I will vote to appoint the best qualified personnel available after consideration of the recommendation of the chief administrative officer.
- i. I will support and protect school personnel in proper performance of their duties.
- j. I will refer all complaints to the chief administrative officer and will act on the complaints at public meetings only after failure of an administrative solution.

L.2001,c.178,s.5.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	x			
Robin Kulwin	X			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	X			

14. Resolution Re: Reaffirmation of Existing Board of Education CurriculaShelly Lombard moved to approve the following resolution:

WHEREAS, N.J.S.A. 18A, State statutes pertaining to education, requires that a Board of Education approve and adopt all curricula,

NOW, THEREFORE, BE IT RESOLVED that the existing curricula of the Montclair

Board of Education be, and hereby, are readopted, effective immediately and until such time as modified by the Board of Education. An inventory of the existing curricula is maintained in the Department of Instruction.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			

Leslie Larson	x		
Shelly Lombard	х		
Anne Mernin	x		
Jessica de Koninck	х		

15. Resolution Re: Approval of Five Year Curriculum Review Plan

Shelly Lombard moved to approve the following resolution:

- WHEREAS, N.J.A.C. 6A-8.2 of New Jersey Administrative Code pertaining to education, requires a Board of Education to review and update curriculum every five years,
- NOW, THEREFORE, BE IT RESOLVED that the existing five-year curriculum review plan of the Montclair Board of Education (attached) be, and hereby, is approved, effective immediately and until such time as modified by the Board of Education.

Curriculum Areas	2010-2011	2011-2012	2012-2013	2013-2014	2014-2015
Science	A/P	P/I	I	P/I (6-12)	E (6-12)
K-12				E (K-5)	A/P (K-5)
Math	A/P	P/I	I	P/I	E (K-5 & 9-12)
K-12					A/P (6-8)
Language Arts	A/P	P/I	I	P/I	Е
K-12					
Social Studies	A	P	I	Е	E (6-12)
K-12					A/P (K-5)
World Languages	E/A	P	I	Е	E (6-12)
K-12					A/P (K-5)
Physical Education & Comprehensive Health	E/A	P	I	Е	A
K-12					
21st Century Life and Careers K-12	E/A	P	I	Е	A
Visual and Performing Arts	P	P	I	Е	A
K-12					
Technology Literacy	P	P	I	Е	A/P
K-12					

Curriculum Plan Indicators:

A-Assess

P-Plan/Pilot

I-Implement

E-Evaluate

21ST Century Life and Careers are interdisciplinary and incorporated in each curriculum content area

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	x			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	X			

16. Resolution Re: Appointment of Engineer for 2014-2015 Fiscal Year

Robin Kulwin moved to approve the following resolution:

RESOLVED, that the engineering firm of Energy for America, Inc. is hereby appointed as Engineer of Record for the Montclair Board of Education at a fee of 8.25% of the actual bid in accordance with N.J.S.A. 18A:18A-5a(1). The Board reserves the right to solicit proposals from other engineers.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	х			
David Deutsch	х			
Robin Kulwin	х			

Leslie Larson	х		
Shelly Lombard	Х		
Anne Mernin	X		
Jessica de Koninck	х		

Seconded by Shelly Lombard and approved by a vote of 7 to 0.

17. Resolution Re: Membership in the New Jersey State Interscholastic Athletic Association for 2014-2015 School Year

Robin Kulwin moved to approve the following resolution:

WHEREAS, Montclair High School in the Montclair Public Schools, Essex County, State of New Jersey, is authorized by the Montclair Board of Education to enroll as a member of the New Jersey State Interscholastic Athletic Association, a non-profit association of the public and parochial high schools of the State of New Jersey, and

WHEREAS, Montclair High School is authorized to participate in the approved interschool athletic activities sponsored by the NJSIAA,

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education hereby adopts the provisions of the Constitution, By-laws, Rules and Regulations of the NJSIAA as rules of this Board of Education and further agrees to enforce and abide by such rules.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			

David Deutsch	Х		
Robin Kulwin	х		
Leslie Larson	х		
Shelly Lombard	Х		
Anne Mernin	Х		
Jessica de Koninck	х		

Seconded by Shelly Lombard and approved by a vote of 7 to 0.

18. Resolution Re: Appointment of Legal Counsel

Shelly Lombard moved to approve the following resolution:

WHEREAS, N.J.S.A. 18A:18A-5 permits appointment of Professional Services by Board of Education resolution without publicly advertising for bids;

NOW THEREFORE BE IT RESOLVED that the firm of Weiner Lesniak, LLP is appointed as legal counsel to the Montclair Board of Education until the next reorganizational meeting of the Board at the following rates: \$150/hour for attorney; \$75/hour for paralegal. The Board reserves the right to utilize counsel for special matters as determined by the majority vote of the Board.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			x	
David Deutsch	Х			
Robin Kulwin	x			

Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin		X		
Jessica de Koninck			х	

19. Resolution Re: Designation of Newspapers for Legal Advertisement

Shelly Lombard moved to approve the following resolution:

RESOLVED, that the Montclair Times, Herald News, and Star Ledger be designated as newspapers for the purpose of legal advertisements, effective immediately and until the next reorganizational meeting of the Board.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	x			
Leslie Larson	x			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Anne Mernin and approved by a vote of 7 to 0.

20. Resolution Re: Appointment of Custodian of School Records

Shelly Lombard moved to approve the following resolution:

- WHEREAS, the New Jersey Open Public Records Act (OPRA) (N.J.S.A. 47:1A-1) states that government records must be readily accessible for inspection, copying, or examination by its citizens, with certain exception, for the protection of the public, and
- WHEREAS, the OPRA requires the Board of Education to designate an official to serve as the custodian of district records,
- NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education appoints

 Brian Fleischer, Chief Operating Officer/Board Secretary, and Penny

 MacCormack, Superintendent of Schools, as the Custodians of Records,

 and
- BE IT FINALLY RESOLVED that the Montclair Board of Education authorizes the Custodian of Records to charge fees for copies in accordance with statutes as follows:

Letter Sized Pages .05 per page

Legal Sized Pages .07 per page

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	х			
Leslie Larson	Х			
Shelly Lombard	х			
Anne Mernin	X			

Jessica de Koninck	Х		

Seconded by Anne Mernin and approved by a vote of 7 to 0.

21. Resolution Re: Appointment of Integrated Pest Management Coordinator

Shelly Lombard moved to approve the following resolution:

RESOLVED, that Leonard Saponara is hereby appointed as Integrated Pest Management Coordinator for the Montclair Board of Education, to serve in such office until the next organizational meeting of the Board and until their respective successors are duly appointed and qualified. This appointment is made in accordance with N.J.A.C. 7:30.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	х			
Jessica de Koninck	Х			

Seconded by Anne Mernin and approved by a vote of 7 to 0.

22. Resolution Re: Authorization of Petty Cash Funds

Shelly Lombard moved to approve the following resolution:

- WHEREAS, N.J.A.C. 6A:23-2.9 states "Pursuant to the provisions of N.J.S.A.18A:19-B, a district Board of Educationmay establish on July 1 of each year or as needed, a cash fund or funds for the purpose of making immediate payments of comparatively small amounts", and
- NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education authorizes the establishment and maintenance of imprest type petty cash funds as follows:

Business Office \$ 3,000 Adult School \$15,000

- BE IT FURTHER RESOLVED that each disbursement shall be evidenced by an appropriate receipt, and
- BE IT FURTHER RESOLVED that the maximum allowable individual expenditure shall be \$200 for the Business Office. The Adult School fund shall have a maximum allowable individual expenditure of \$200. The Adult School fund shall be authorized to exceed this maximum for the purpose of refunding tuition and payments of trips, and
- BE IT FINALLY RESOLVED that the Board Secretary shall be the custodian of the Business Office fund and the Adult School Executive Director shall be the custodian of the Adult School fund.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	X			
Robin Kulwin	x			
Leslie Larson	X			
Shelly Lombard	X			
Anne Mernin	Х			

Jessica de Koninck	Х		

Seconded by Anne Mernin and approved by a vote of 7 to 0.

23. Resolution Re: Reaffirmation of Existing Board of Education Bylaws and Policies

Shelly Lombard moved to approve the following resolution:

WHEREAS, New Jersey Statutes, Title 18A, pertaining to education, require that

Bylaws and Policies of a Board of Education be reaffirmed regularly at
the time of the reorganization of said Board of Education.

NOW, THEREFORE, BE IT RESOLVED that the existing bylaws and policies of the Montclair Board of Education be, and hereby, are reaffirmed.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	х			
Robin Kulwin	х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

24. Resolution Re: Award of Contracts for Professional Services 2014-2015 Fiscal Year

Shelly Lombard moved to approve the following resolution:

- WHEREAS, N.J.S.A. 18A:18A-5 states in part "Any purchase, contract or agreement...may be made, negotiated and awarded by the Board of Education by resolution at a public meeting without public advertising for bids...,", and
- WHEREAS, the nature of these contract awards generally relate to the provision of professional services,
- WHEREAS, the Montclair Board of Education has in past years received proposals from various firms providing said professional services, has appointed these firms as the appropriate agents for the Montclair Board of Education, and has been satisfied with the performance of these individual firms during the 2014-2015 fiscal year,
- NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education does hereby appoint: Brown & Brown as Insurance Broker for health and dental insurance with a fee of \$100,000; Lincoln National as 403B and 457 tax shelter deferred annuity plans and Bruce Linger as agent at no fee to the district; and John Daly of Wells Fargo Insurance Services to be retained as Insurance Agent with a fee of \$2,000; said appointments being made pursuant to 18A:18A-5(a) 10 "insurance, including the purchase of insurance coverage and consultant services,...", and
- BE IT FURTHER RESOLVED that the Montclair Board of Education does hereby appoint the firm of Edu-Met Interactive Systems Company for the maintenance of computerized software at an annual fee of \$50,045; said appointment being made pursuant to 18A:18A-4.1a, and

- BE IT FURTHER RESOLVED that the Montclair Board of Education does hereby appoint the firm of Educational Data Services Inc. for the provision and coordination of joint, computerized competitive bidding services at a fee of \$13,280, and
- BE IT FURTHER RESOLVED that the Montclair Board of Education, after careful study and due deliberation does hereby appoint the firm of Unum Provident Corporation to administer our Long Term Disability coverage for the 2014-2015 school year at an estimated annual rate of \$40,000.00,
- BE IT FURTHER RESOLVED that the above mentioned appointments be made for the 2014-2015 fiscal year, and
- BE IT FINALLY RESOLVED that the Chief Operating Officer shall be authorized to issue contracts to such provider agencies as described above.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	Х			
Robin Kulwin	Х			
Leslie Larson	X			
Shelly Lombard	Х			
Anne Mernin	X			
Jessica de Koninck	Х			

25. Resolution Re: Appointment of Public Agency Compliance Officer (P.A.C.O.)

Shelly Lombard moved to approve the following resolution:

RESOLVED, that Brian Fleischer is hereby appointed Public Agency Compliance Officer (P.A.C.O.) for the Montclair Board of Education, to serve in such office until the next organizational meeting of the Board and until his respective successor is duly appointed and qualified. This appointment is made in accordance with N.J.A.C. 17:27-1.1.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0...

26. Resolution Re: Designation of Purchasing Authority

Shelly Lombard moved to approve the following resolution:

WHEREAS, N.J.S.A. 18A:18A:2(b) states that the secretary, business administrator or the business manager of the board of education duly assigned the authority, responsibility and accountability for the purchasing activity of the board of education and having the power to prepare advertisements, to advertise for and receive bids and to award contracts as permitted by this chapter,

NOW THEREFORE BE IT RESOLVED that the Chief Operating Officer be authorized to sign purchase orders, execute contracts, secure quotations and approve the

release of warrants between Board Meetings subject to subsequent ratifications by the Montclair Board of Education.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	х			
David Deutsch	х			
Robin Kulwin	х			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

27. Resolution Re: Designation of District Section 504 Compliance Officer for the 2014-2015 School Year

Shelly Lombard moved to approve the following resolution:

- WHEREAS, the Montclair Board of Education is required to comply with the regulations of Section 504 of the Rehabilitation Act of 1973, Title 34 C.F.R. Part 104; and
- WHEREAS, no student in the Montclair Public Schools shall be denied access to or benefit from any educational program or activity solely on the basis of race, color, creed, religion, sex, ancestry, national origin or handicap; and

WHEREAS, as required by Section 504 of the Rehabilitation Act of 1973, each public school district must appoint an employee that will be responsible for coordinating the districts efforts to comply with this statute,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education designates Linda Mithaug, Director of Pupil Services, to serve as the district's Section 504 Compliance Officer.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

28. Resolution Re: Designation of Signatories for Board of Education Depositories

Shelly Lombard moved to approve the following resolution:

- WHEREAS, New Jersey Statutes designate the President and Secretary as officers of the Board of Education responsible for withdrawals against Board of Education depository accounts,
- NOW, THEREFORE BE IT RESOLVED that the necessary signatures identifying the President of the Board, Secretary of the Board and the Treasurer of School Monies and appropriate documentation required by the Board depositories be completed and forwarded to the banking authorities for the following accounts:
 - A.* Citi Fund Services and State of New Jersey Cash Management Fund General Fund
 - B. Investors Bank Capital Reserve Fund
 - C. Capital One Bank General Fund
 - D. Valley National Bank General Fund
 - E. Capital One Bank Capital Fund
 - F. Valley National Bank Payroll Agency
 - G. Valley National Bank Unemployment Compensation Trust Fund
 - H. TD Bank Health Insurance Escrow Account
 - I. Investors Bank Worker's Compensation Account
 - J. *Investors Bank General Fund
 - K. *Boiling Springs Savings Bank
 - L. Capital One Bank Adult School
 - * For investment purposes only, CDs or M/M. No checking accounts.
- BE IT FURTHER RESOLVED that in the absence of the Board President, the Board Vice President shall be empowered to execute transactions on the aforementioned accounts, and
- BE IT FURTHER RESOLVED that the Treasurer be empowered to execute transactions on the following account:

- A. Valley National Bank Payroll Account
- BE IT FURTHER RESOLVED that the Board Secretary or the Assistant Board Secretary be empowered to execute transactions on the following accounts:
 - A. TD Bank Food Service
 - B. Investors Bank Petty Cash, and
- BE IT FINALLY RESOLVED that the Board Secretary and the Assistant Board Secretary be authorized to furnish the necessary signatures, complete and forward the appropriate documentation required by the Board depositories in order to execute transactions with the aforementioned depositories, effective immediately and until the next reorganizational meeting of the Board.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	X			

29. Resolution Re: Approval of Banks as Board Depositor for Student Activity Accounts and Designation of Signatories

Minutes/ Public Board Meeting Monday, May 19, 2014, Page 34

Shelly Lombard moved to approve the following resolution:

WHEREAS, New Jersey Statutes requires that the Board of Education approve the Board

depositories and signatories,

NOW, THEREFORE, BE IT RESOLVED that the Board approves the banks on the attached list

as depositories for the School Internal Accounts and that the authorized

personnel are empowered to execute transactions as per Attachment A,

BE IT FINALLY RESOLVED that the Secretary be authorized to furnish the necessary

signatures, complete and forward the appropriate documentation required

by the Board depositories in order to execute transactions with the

aforementioned depository, effective immediately and until the next

reorganizational meeting of the Board.

Attachment A

Bradford School: TD BANK Edgemont School: VALLEY NATIONAL BANK

Naomi Kirkman Cheryl Hopper

Jackie Dorman Lori Mascellino

Nadine Heron-Fortune Nancy Otskey

Glenfield School: VALLEY NATIONAL BANK High School & Athletics: VALLEY NATIONAL

BANK

Joseph Putrino James Earle

Mary Nippes Jeffrey Gannon

Trish Macaluso Sue Varlese

Kim Covello

<u>Hillside School</u>: VALLEY NATIONAL BANK <u>Mt. Hebron</u>: VALLEY NATIONAL BANK

Michael Chiles Jill Sack

Patrick Krenn Cheryl Cottle

Stacey Best Major Jennings

Nishuane School: VALLEY NATIONAL BANK

Northeast School: VALLEY NATIONAL BANK

Jill McLaughlin Cenithia Bilal

Joan Ruggiero Teresa Matthews

Jeanne Heimlich

<u>The Charles H. Bullock School</u>: VALLEY NATIONAL <u>Renaissance School</u>: BANK OF AMERICA

BANK

Nami Kuwabara Barbara Weller

Susan Becker Degra Aulderman

Marty Turlin

<u>Watchung School</u>: VALLEY NATIONAL BANK <u>Adult School</u>: CAPITAL ONE BANK

Joseph Schmidt Suzy Kass

Elizabeth Thomas Jeani Silberman

Margaret Morrison Nancy lannace

30. Resolution Re: Request for Tax Levy from Township of Montclair Shelly Lombard moved to approve the following resolution:

NOW THEREFORE BE IT RESOLVED that the Montclair Board of Education does hereby approve the request for tax levy from the Township of Montclair for the school year 2014-2015 the amount of \$101,492,086 as per the attached schedule.

2014-2015

Date	Amount			
7/18/2014	\$	3,000,000		
8/13/2014	\$	2,992,086		
8/27/2014	\$	4,000,000		
9/11/2014	\$	4,500,000		
9/26/2014	\$	4,500,000		
10/13/2014	\$	4,500,000		
10/29/2014	\$	4,500,000		
11/12/2014	\$	5,000,000		
11/24/2014	\$	4,500,000		
12/11/2014	\$	4,500,000		
12/19/2014	\$	5,000,000		
1/13/2015	\$	4,500,000		
1/28/2015	\$	4,500,000		
2/11/2015	\$	4,500,000		
2/25/2015	\$	4,500,000		
3/11/2015	\$	4,500,000		
3/27/2015	\$	4,500,000		
4/10/2015	\$	5,000,000		
4/27/2015	\$	4,500,000		
5/13/2015	\$	4,500,000		

	\$ 101,492,086	
6/26/2015	\$ 4,500,000	
6/11/2015	\$ 4,500,000	
5/27/2015	\$ 4,500,000	

	AYE	NAY	ABSTAIN	ABSENT
David Cummings			х	

David Deutsch	Х		
Robin Kulwin	х		
Leslie Larson	х		
Shelly Lombard	x		
Anne Mernin	Х		
Jessica de Koninck	х		

Seconded by Anne Mernin and approved by a vote of 6-0-1.

31. Resolution Re: Reaffirmation of Existing Board of Education Textbooks

Shelly Lombard moved to approve the following resolution:

WHEREAS, N.J.S.A. 18A:34-1, requires that a Board of Education approve and adopt all textbooks,

NOW, THEREFORE, BE IT RESOLVED that the new and existing textbooks of the Montclair Board of Education be, and hereby, are readopted, effective immediately and until such time as modified by the Board of Education.

An inventory of the existing textbooks is maintained in the Department of Instruction.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	х			
David Deutsch	х			
Robin Kulwin	x			

Leslie Larson	x		
Shelly Lombard	X		
Anne Mernin	X		
Jessica de Koninck	X		

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

32. Resolution Re: Designation of Transfer Authority

Shelly Lombard moved to approve the following resolution:

- WHEREAS, N.J.S.A. 18A:22-8.1 states that transfer amounts among line items must be approved by resolution; however, a Board can authorize the Superintendent to approve line item transfers between meetings, as necessary,
- BE IT RESOLVED that the Montclair Board of Education approves that the Superintendent be designated to approve line item budget transfers necessary between Board of Education meetings, and that such transfers shall be reported to the Board of Education, ratified and duly recorded in the minutes of the next regular meeting.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	Х			
David Deutsch	Х			
Robin Kulwin	X			
Leslie Larson	X			
Shelly Lombard	X			

Anne Mernin	x		
Jessica de Koninck	Х		

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

33. Resolution Re: Appointment of a Treasurer of School Monies

Shelly Lombard 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.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	x			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Anne Mernin and approved by a vote of 7 to 0.

34. Resolution Re: Approval of 2014-2015 Tuition Rates

Shelly Lombard moved to approve the following resolution:

BE IT RESOLVED that the Montclair Board of Education approves the 2014-2015 Tuition Rates as follows:

Kindergarten	\$ 11,236
Grades 1-5	\$ 13,405
Grades 6-8	\$ 14,753
Grades 9-12	\$ 13,183
Cognitive Mild	\$ 15,639
Learning and/or Language Disabled	\$ 34,957
Behavior Disabled	\$ 9,585
Autism	\$ 43,615
Pre-School Handicapped Full-Time	\$ 8,863

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	X			
Shelly Lombard	X			
Anne Mernin	X			
Jessica de Koninck	X			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

J. COMMENTS FROM THE PUBLIC

The Board will allow 30 minutes for the public to comment on agenda and non-agenda items. Additional time for public comment will be provided after Board resolution votes.

K. BOARD OF EDUCATION REPORTS

- 1. Committee Reports
 - a. Finance, Facilities, and Enrollment Advisory Committee
 - b. Policy and Legal Committee
 - c. Communications Committee
 - d. Personnel Committee
 - e. Curriculum/Special Education Committee

L. ACADEMIC OFFICE

1. Resolution Re: Approval of School Field Trips

Robin Kulwin moved to approve the following resolution:

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:

	School Field Trips								
DATE	SCHOOL	GRD	TEACHER	DESTINATION	COST	PURPOSE	DURING	STATE	
OF							SCHOOL	MANDATED	
TRIP							HRS.	(Amistad,	
								Holocaust,	
								etc.)	
5/29/14	High	10-12	English	Montclair State	\$0	STEM	Yes	No	
	School			University,		Students will	4.5 hrs.		
				Normal Ave.,		participate in a			
				Montclair, NJ		Conference &			
						Colloquia for			
						culmination of			
						the grants			

			(School Field	Trips			
DATE OF TRIP	SCHOOL	GRD	TEACHER	DESTINATION	COST	PURPOSE	DURING SCHOOL HRS.	STATE MANDATED (Amistad, Holocaust, etc.)
						highlights— Grant opportunities to enhance diversity in geosciences.		
5/29/14	Hillside	4	Stout	Montclair Art Museum	\$0	Walking trip— students will learn about important artists in the Montclair community by viewing the George Inness Gallery and a Native American collection of art.	Yes 2 hrs.	No
5/30/14	High School	11-12	Eckert	Rutgers-Scotch Plains, NJ	\$0	Medical Biology students will take an exam to receive college credit for Anatomy and Physiology.	Yes 6 hrs.	No
6/3/14	Bradford	5	Spicer/DeBello/ Mancini	Fairview Lake YMCS, 1035 Fairview Lake Rd., Newton, NJ	\$0	Team building exercises designed to foster collaboration, communication and teamwork.	Yes 8 hrs.	No
6/3/14	Bradford	3	Patel/Gismondi/ Macaluso	Scherman- Hoffman Audubon, 11 Hardscrabble Rd., Bernardsville, NJ	\$14	Culminating activity for students of their year-long bird studies and citizen science project.	Yes 5 hrs.	No
6/4/14	Bradford	Pre- K- 5 Spec. Ed.	Parsons/Ehrman/ O'Sullivan	Funplex, Fairfield, NJ	\$15	The students in the ABA program are working on a variety of skills	Yes 5 hrs.	No

	School Field Trips								
DATE	SCHOOL	GRD	TEACHER	DESTINATION	COST	PURPOSE	DURING	STATE	
OF							SCHOOL	MANDATED	
TRIP							HRS.	(Amistad,	
								Holocaust,	
								etc.)	
						to act appropriately and engage with others in the community. They will participate in gross motor and sensory activities.			

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

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	x			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Jessica de Koninck and approved by a vote of 7 to 0.

M. HUMAN RESOURCES

1. Resolution Re: Fitness for Duty

Robin Kulwin moved to approve the following resolution:

WHEREAS, it was reported that on May 7, 2014, Employee #_104806____ demonstrated conduct that deviated from acceptable mental behavior; and

WHEREAS, Employee #__104806_'s actions on May 7, 2014 are not an isolated event in so much as there are previous documented incidents in which Employee #__104806__ was unable to appropriately modulate her behavior;

NOW THEREFORE BE IT RESOLVED, that the Montclair Board of Education accepts the recommendation of the Superintendent, that Employee #__104806______ be required to undergo a mental fitness for duty examination. This examination will be conducted by a physician of the Board's choosing and will be paid for by the Board of Education, unless Employee #__104806__ elects otherwise.

BE IT FURTHER RESOLVED that Employee #_104806_ shall be advised in writing of this resolution and advised of the date, time and location of the fitness evaluation appointment under separate cover.

BE IT FURTHER RESOLVED that Employee #_104806_ shall remain on paid leave until such time as she is medically cleared to return to duty.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	x			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Jessica de Koninck and approved by a vote of 7 to 0.

2. Resolution Re: Paid Suspension

Robin Kulwin moved to approve the following resolution:

BE IT RESOLVED that the Montclair Board of Education, in accordance with the recommendation of the Superintendent, hereby places Employee #___104963___ on a paid suspension, effective immediately, pending the outcome of an administrative investigation into allegations of improper conduct.

BE IT FURTHER RESOLVED that Employee shall be given notice of this action by the Board Secretary, together with a copy of this Resolution, at the earliest possible time to be transmitted by certified mail, return receipt requested.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	x			
David Deutsch	х			
Robin Kulwin	Х			
Leslie Larson	Х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Shelly Lombard and approved by a vote of 7 to 0.

3. Resolution Re: Approval of Personnel Report

Shelly Lombard 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 May 19, 2014, including the indicated individuals who have been hired under the Emergent Hiring Procedures as required by law.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	x			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

N. OPERATIONS OFFICE

1. Resolution Concerning Group Medical Benefits Vendor

Shelly Lombard moved to approve the following resolution:

Per the recommendation of its group insurance broker-of-record, Brown & Brown Benefit Advisors, Inc., the Board of Education hereby resolves, effective July 1, 2014, to make the following changes to its group medical benefits carrier and vendor, unless Horizon BC/BS agrees by 12:00 p.m., Tuesday, May 20, 2014 to extend under current terms, until September 30, 2014. If they agree to these terms, this resolution will be null and void.

- 1. Terminate its group medical insurance policy with Horizon BCBS of N.J. Group Number 087916.
- 2. Select CIGNA as its group medical benefits administrator and stop-loss carrier, at the fees, rates, benefits, terms, and conditions represented by Brown & Brown Benefit Advisors.
- 3. Designate Brown & Brown Benefit Advisors, Inc., as the Board's broker-of-record for our new CIGNA group medical benefits program. Brown & Brown Benefit Advisors, Inc. is authorized to act on behalf of the Board in all matters related to this program.
 - Brown & Brown Benefit Advisors, Inc.'s responsibilities will include, but are not limited to, negotiating fees, stop loss premium renewal rates, marketing our group medical benefits program, and aiding our staff in the resolution of billing, enrollment, and claim problems.
- 4. All appropriate Board of Education staff are authorized to take such action and affect such documentation as necessary to implement this change.

	AYE	NAY	ABSTAIN	ABSENT
David Cummings	X			
David Deutsch	x			
Robin Kulwin	х			
Leslie Larson	х			
Shelly Lombard	Х			
Anne Mernin	Х			
Jessica de Koninck	Х			

Seconded by Robin Kulwin and approved by a vote of 7 to 0.

O. COMMENTS FROM THE PUBLIC

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

P. ANNOUNCEMENT OF FUTURE MEETING DATES

The next meeting of the Board of Education will be held on Monday, June 2, 2014 and will open at 7:00 p.m. This meeting will be held in the Auditorium of the Montclair High School, 100 Chestnut Street.

Q. ADJOURNMENT