

**EAST RUTHERFORD BOARD OF EDUCATION
PUBLIC HEARING AND PUBLIC MEETING AGENDA**

**April 23, 2020
6:00 PM - REMOTELY**

NOTE: Be advised that the Board may recess into executive session at any time during the meeting.

CALL TO ORDER – *By President Bulger at 6:05 p.m.*

OPENING STATEMENT – *President Bulger*

The New Jersey Open Public Meetings Law was enacted to ensure the right of the public to have advance notice of and to attend the meetings of public bodies at which any business affecting their interests is discussed or acted upon.

In accordance with the provisions of the Act, the East Rutherford Board of Education has caused notice of this meeting by having the date, time and place thereof provided to The Record and South Bergenite Newspapers to have published and posted in the vestibule of the Borough Hall and Public Library.

Copies of agendas are available prior to said meetings in the Board of Education office and are posted on the East Rutherford School website – www.erboe.net

SALUTE TO FLAG & MOMENT OF SILENCE

PLEASE REMAIN STANDING FOR A MOMENT OF SILENCE IN HONOR OF THE MEMBERS OF OUR POLICE DEPARTMENT, FIRE DEPARTMENT, FIRST RESPONDERS AND OUR ARMED FORCES.

ROLL CALL

Board Member	Present	Absent
Mrs. Maria Caruso	X	
Mr. Carlo Maucione	X	
Mrs. Erin Shemeley	X	
Mr. Richard Vartan	X	
Mrs. Rachel Villanova	X	
Mrs. Debbie Zoller	X	
Mr. Jason Bulger	X	

ATTENDANCE:

**Mr. Giovanni A. Giancaspro, Superintendent
Mrs. Lameka Augustin, SBA/Board Secretary
Mr. Thomas Kobin, Board Counsel**

As a courtesy to all in attendance, please silence all cell phones and electronic equipment during this meeting.

Mission Statement:

The East Rutherford Public Schools are committed to the achievement of individual academic excellence by achieving the New Jersey Student Learning Standards (NJSLS) through high quality teaching, learning and community involvement, which results in students being well prepared to meet future educational challenges and to contribute to society. Recognizing the needs of students, the East Rutherford school community strives to teach pupils how to learn effectively and attempt to motivate them to continuous learning throughout life. Students are encouraged to understand themselves, accept their worth, fulfill their potential, and become effective and responsible citizens in a democratic society and in a multicultural world.

SPECIAL PRESENTATION: *Mr. Giancaspro and Mrs. Augustin presented the following;*

Public Hearing on the 2020-2021 Budget:

- **Public Comment:** Opening public comments on 2020-2021 school budget item only. State your name and address for the record. Each person wishing to speak will have three (3) minutes each. Please go to the district website www.erboe.net under “**Announcements**” click on Remote Meeting information.

- *No Members of the Public wished to be heard.*

President Bulger Closes to the Hearing of Citizens:

Time: 6:39 p.m.

SP1. MOTION TO ADOPT THE 2020-2021 SCHOOL BUDGET

Motion SP1: *Jason Bulger*

Second: *Debbie Zoller*

Vote: *All in Favor*

WHEREAS, the Superintendent of Schools recommends to the East Rutherford Board of Education, to adopt the district’s tentative 2020-2021 budget; and

WHEREAS, upon the adoption of the district’s tentative 2020-2021 budget, administration will provide to the New Jersey Department of Education, the district’s tentative 2020-2021 budget and supporting documentation as required by the Commissioner of Education and the County Executive County Superintendent of Schools for their review and approval; and

WHEREAS, the district’s tentative 2020 - 2021 budget was prepared to be consistent with the New Jersey Quality Single Accountability Continuum (NJQSAC) focusing on quality performance indicators in all five areas of school district effectiveness: Operations Management, Instruction and Program, Fiscal Management, Personnel and Governance; and

WHEREAS, the district’s tentative 2020-2021 budget was prepared consistent with the district’s Finance Policy 6220 addressing budget preparation, with primary consideration given to educational priorities identified by the Superintendent of Schools; and

WHEREAS, the district’s tentative 2020-2021 budget is designed to carry out the educational plan in a thorough and efficient manner, to maintain school district facilities, and to honor continuing obligations of the district; and

WHEREAS, the district’s tentative 2020-2021 budget evolved primarily from the needs of the schools as expressed by the two principals and the supervisor of special education, and the district educational program as expressed by the Superintendent of Schools, and is compatible with approved district plans; and

WHEREAS, the tentative 2020-2021 budget was constructed consistent with the School Funding Reform Act of 2008, under which a district could apply for some tax levy adjustments to cover extraordinary conditions such as, for health benefit cost increase above two (2) percent; an enrollment adjustment, and banked cap, the results which would increase local taxes above the two (2) percent cap; and

WHEREAS, the East Rutherford Board of Education tentative 2020-2021 budget will include the use of the health care cost adjustment in the amount of \$0 to offset the various costs associated with the increased cost of health care; and

WHEREAS, the East Rutherford Board of Education preliminary 2020-2021 budget will include the use of the Enrollment adjustment in the amount of \$0 to offset the various costs associated with the increased of students to the district; and

WHEREAS, included in budget line 600, Budget Withdrawal from Capital Reserve - Excess Costs & Other Capital Projects, is \$1,000,000 for McKenzie Gymnasium floor removal and replacement.

WHEREAS, the total cost of this project has not been determined yet because the district is in the pre-development stage, does represent expenditures for construction elements or projects that are in addition to the facilities efficiency standards determined by the Commissioner as necessary to achieve the Core Curriculum Content Standards; and

WHEREAS, included in budget line 580, Budgeted Fund Balance and line 630, withdraw from Maintenance Reserves, is \$207,375 and \$75,000 retrospectively; and

WHEREAS, the district's tentative 2020-2021 budget being submitted to the Department of Education consists of general fund tax levy that should be raised for General Funds in the amount of \$16,444,637.31 for the ensuing 2020-2021 school year; and

WHEREAS, the district's tentative 2020-2021 budget being submitted to the Department of Education also consists of debt service fund tax levy that should be raised for Debt Service Funds in the amount of \$ for the ensuing 2020-2021 school year; and

WHEREAS, the following diagram provides a breakdown of the 2020-2021 budget by fund:

	Budget	Local Tax Levy
General Fund	\$18,980,293	\$16,444,637
Special Revenue Fund	289,881	0
Debt Service Fund	699,979	699,979
Total Base Budget	\$19,970,153	

NOW, THEREFORE BE IT RESOLVED, that the East Rutherford Board of Education hereby adopts the district's tentative 2020-2021 budget and affixes/determines that the amount of money necessary to be appropriated for the use of the public schools for the 2020-2021 school year shall not exceed \$18,980,293 in General Fund which the General Fund local tax levy shall not exceed \$16,444,637 inclusive of the \$0 for the health care cost adjustment and enrollment adjustment of \$0; and

BE IT FURTHER RESOLVED, that the amount of money necessary to be appropriated for the use of the public schools for the 2020-2021 school year shall not exceed \$699,979 in the Debt Service Fund which the Debt Service Fund local tax levy shall not exceed \$699,979; and

BE IT FURTHER RESOLVED, the Board approves the use of the health care cost adjustment in the amount of \$0, use of the enrollment adjustment of \$0, use of \$75,000 in maintenance reserves; use of \$1,000,000 in capital reserves and the use of \$207,375 in general surplus; and

BE IT FURTHER RESOLVED, the district accepts the \$809,860 in State Aid inclusive of the \$32,079 assessment for Debt Service on the SDA funding plus an additional amount of \$140,000 estimated for Extraordinary Special Education Aid for the 2020-2021 budget year; and

BE IT FURTHER RESOLVED, that the Superintendent of Schools hereby certifies that the 2020-2021 budget submitted does present a balanced budget with an adequate amount of funds to provide for a thorough and efficient education; and

BE IT FURTHER RESOLVED, that pursuant to N.J.A.C. 6A:23A:5.2(a), the board establishes for travel, public relations and each type of professional service, a maximum level of spending for the ensuing school year included in the 2020-2021 budget as follows:

Service	Not to Exceed
Legal	\$ 85,000
Auditing	40,000
Architect	75,000
Election	50,000
Other Administrative Services	80,000
Extraordinary Services	65,000
Professional Development	30,000
Travel	35,000

BE IT FURTHER RESOLVED, that the Administration needs to notify the Board if there arises a need to exceed said maximums, excluding travel related expenditure, upon which the Board may adopt a dollar increase in the maximum amount through formal Board action; and

BE IT FURTHER RESOLVED, that the district had previously established a maximum amount for travel and related expenditures for the 2019-2020 budget year in the amount of \$35,000 which the district has spent/encumbered \$11,784.79 to date; and

BE IT FURTHER RESOLVED, that the Superintendent of Schools shall hereby forward to the Commissioner of Education the budget statement, budget statement certification, form A4F (Certification and Report of School Taxes, 2020-2021 school year), supporting documentation, as required by statute and code and make any necessary adjustments to the budget in order to receive approval from the County Offices in order to advertise for public hearing the 2020-2021 budget.

BE IT FURTHER RESOLVED, that the Superintendent of Schools and the School Business Administrator/Board Secretary be authorized to implement the 2020-2021 district budget.

ROLL CALL VOTE: SP1:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	X				
Rachel Villanova	X				
Debbie Zoller	X				
Jason Bulger	X				

RECONVENE TO THE REGULAR ORDER OF BUSINESS – by *President Bulger at 6:43 p.m.*

OPEN TO THE PUBLIC FOR COMMENTS ON AGENDA ITEMS ONLY

President Bulger Opens to the Hearing of Citizens:
Time: 6:43 p.m.

Opening public comments on agenda items only. State your name and address for the record. Each person wishing to speak will have three (3) minutes each. After the board completes the business portion of the meeting, there will be a second public comment section which anyone wishing to speak will be given the opportunity to do so.

➤ *No Members of the Public wished to be heard.*

President Bulger Closes to the Hearing of Citizens:
Time: 6:43 p.m.

CORRESPONDENCE TO MEMBERS OF THE BOARD OF EDUCATION

None

ADOPTION OF PRIOR BOARD MEETING MINUTES

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves the minutes of the following meeting dates as electronic copies were distributed to each board member:

Motion: *Jason Bulger*
Second: *Debbie Zoller*
All in Favor: Aye

March 19, 2020 Special Meeting Minutes

March 26, 2020 Public Meeting Minutes

March 26, 2020 Executive Meeting Minutes

REPORTS/PRESENTATIONS TO THE BOARD

- **School Business Administrator’s Report – Mrs. Lameka Augustin**
 - *The Finance and Physical Facilities Committee reports from April 06, 2020 were distributed to the Board Members. The resolutions that are being presented tonight are supported by the full Board, there were no comments on these items.*

- **Superintendent’s Report – Mr. Giovanni A. Giancaspro**

Distributed to Board Members.

- **Environmental Safety Management Corporation-Dr. Richard M. Lynch, Ph.D., CIH**
 - *Reported and reviewed April 15th report of test results and New Jersey Health Department Guidelines.*
 - *President Bulger asked the Board if they had any questions regarding his presentation, none were heard.*

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motions:

- S1) Fire and Emergency Drill Report**
- S2) Enrollment Report**
- S3) Harassment, Intimidation and Bullying Report**
- S4) Resolution Affirming the Superintendent’s Decision Relating to an Alleged Harassment, Intimidation, and Bullying Incident (Report Dated March 4, 2020), Pursuant to N.J.S.A. 18A:37-15(b)(6)(e)**

Motions S1 – S4: *Jason Bulger*

Second: *Debbie Zoller*

Vote: *All in Favor*

S1. APPROVAL OF FIRE AND EMERGENCY DRILL REPORT

SCHOOL	TYPE OF DRILL	DATE	TIME
Faust School	Fire Drill	N/A	N/A
Faust Annex	Fire Drill	N/A	N/A
Faust School & Annex	Lockdown Drill	N/A	N/A
McKenzie School	Fire Drill	N/A	N/A
McKenzie School	Lockdown Drill	N/A	N/A

S2. APPROVAL OF ENROLLMENT REPORT

SCHOOL	TOTAL ENROLLMENT
Faust	302
McKenzie	460
Special Services – In District	119
Special Services – Out of District	11
Tuition Students	1
Home Instruction	1

S3. APPROVAL OF HARASSMENT, INTIMIDATION AND BULLYING MONTHLY REPORT

SCHOOL	NUMBER OF ALLEGED INCIDENTS	NUMBER OF VERIFIED INCIDENTS
Faust	0	0
McKenzie	0	0

S4. RESOLUTION AFFIRMING THE SUPERINTENDENT’S DECISION RELATING TO AN ALLEGED HARASSMENT, INTIMIDATION AND BULLYING INCIDENT (REPORT DATED MARCH 4, 2020), PURSUANT TO N.J.S.A. 18A:37-15(b)(6)(e)

WHEREAS, on March 4, 2020, there was a report of harassment, intimidation and bullying (“HIB”); and

WHEREAS, the East Rutherford School District (“District”) conducted an investigation of the alleged incidents pursuant to the Anti-Bullying Bill of Rights Act, N.J.S.A. 18A:37-13.2, et seq., and Board Policy 5512; and

WHEREAS, at the East Rutherford Board of Education (“Board”) meeting on March 26, 2020, the Superintendent reported the results of the investigation, services provided and discipline imposed, if any; and

WHEREAS, within 5 school days after the results of the investigation were reported to the Board, information about the investigation was provided to the parents/custodians of the students involved; and

WHEREAS, no parent/custodian requested a hearing before the Board.

NOW, THEREFORE, BE IT RESOLVED by the Board that:

The aforesaid recitals are incorporated herein as though fully set forth at length.

1. The Superintendent’s decision concerning the March 4, 2020, report of HIB is hereby affirmed.

CURRICULUM COMMITTEE (*Chairperson; Carlo Maucione, Erin Shemeley, Rachel Villanova*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motions:

- C1) Approval of Annual Contract Agreements for Student Services – No Action
- C2) Approval of Transportation Requests – No Action
- C3) Approval of Shared Services Agreement – Bergen County Technical Schools
- C4) Approval of Coordinated Transportation Services – South Bergen Jointure Commission 2020-21

C1. APPROVAL OF ANNUAL CONTRACT AGREEMENTS FOR STUDENT SERVICES

None

C2. APPROVAL OF FIELD TRIP/TRANSPORTATION REQUESTS FOR STUDENTS

None

C3.

C4. APPROVAL OF SHARED TECHNOLOGY SERVICES AGREEMENT – BERGEN COUNTY TECHNICAL SCHOOLS

WHEREAS, the Uniform Shared Service and Consolidation Act authorizes public entities to enter into contract with each other to subcontract any service which one of the parties to the agreement is empowered to render within its own jurisdiction including services incidental to the primary purpose of any of the participating entities; and

WHEREAS, Bergen County Technical Schools and the East Rutherford Board of Education are of the opinion that the services of the site technician services can be more efficiently and economically provided to each party through a joint agreement for the subcontract of such services; and

WHEREAS, the parties or desirous of entering into a shared-service agreement which would authorize the subcontracting of the services of a site technician services by Bergen County Technical Schools to provide site technician services to East Rutherford Board of Education;

NOW THEREFORE BE IT RESOLVED, upon the recommendation of the Superintendent, to approve the Shared Services Agreement between Bergen County Technical Schools and the East Rutherford Board of Education for the period July 01, 2020 through June 30, 2021 at a cost of \$88,600 for the Level 2 Technician and an additional amount of \$18,000 for the services of the technology support services; and

BE IT FURTHER RESOLVED, that the agreement will provide the following:

1. Bergen County Technical Schools agrees to provide the services of a Level 2 Technician to the East Rutherford Board of Education. The Level 2 Technician shall provide the following services for the East Rutherford Board of Education for 40 hours per week for the duration of this agreement:
 - a. Overall technician support services, including the troubleshooting, diagnosis and correction of any and all problems with the East Rutherford's hardware and software systems and components;
 - b. The setup, installation, breakdown and configuration of East Rutherford's computers hardware and software systems and components
 - c. General network administration services.
2. Bergen County Technical Schools further agrees to provide on an average of one day per week for the duration of this agreement, technology support services to the East Rutherford Board of Education utilizing experience professional Information Technology Technicians in conjunction with an online helpdesk. Areas of service shall include:
 - c. Server Administration (Advanced)
 - d. Server Setup and Reconfiguration (Advanced)
 - e. Network Management (Advanced)
 - f. Security Assessment (Advanced)
 - g. Website Management (Advanced)
 - h. Hardware and Software Support(Advanced)
 - i. Printer Maintenance (Advanced)
 - j. Email Administration (Advanced)
 - k. Technology Inventory (Advanced)
 - l. Scheduled Staff Training (Advanced)
 - m. Phone and Cellular Support
 - n. Coordinate E-Rate Program with Consultant
 - o. Student Information System back-end support

BE IT FURTHER RESOLVED, that the proposed agreement is on file in the East Rutherford Board of Education offices and is hereby approved with such changes as the Superintendent, School Business Administrator and Board Attorney deem necessary to effectuate the purposes of this resolution.

C4. APPROVAL OF COORDINATED TRANSPORTATION SERVICES WITH THE SOUTH BERGEN JOINTURE COMMISSION FOR 2020 – 2021 SCHOOL YEAR

BE IT RESOLVED, upon the recommendation of the Superintendent, that the East Rutherford Board of Education does hereby approve an agreement with the South Bergen Jointure Commission, an approved Coordinated Transportation Services Agency, for the purposes of transporting students in accordance with Chapter 53, P.L.1997, for the time period 2020-2021 school year. The services to be provided include, but are not limited to, the Coordinated Transportation of nonpublic, out of district special education, vocational and summer programs.

BE IT FURTHER RESOLVED, that the East Rutherford Board of Education agrees to abide by the Transportation Services Agreement as published by the South Bergen Jointure Commission.

ROLL CALL VOTE: C1 – C4:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	M				
Erin Shemeley	X				
Richard Vartan	X				
Rachel Villanova	S				
Debbie Zoller	X				
Jason Bulger	X				

PERSONNEL COMMITTEE (*Chairperson; Maria Caruso, Jason Bulger, Debbie Zoller*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motions:

- P1) Personnel Actions
- P2) Travel Expenditures
- P3) Leave of Absence
- P4) Approve Insight Workforce Solutions Substitute List

P1. APPROVE FOLLOWING PERSONNEL ACTIONS

No New Business

P2. APPROVAL OF TRAVEL EXPENDITURES

No New Business

P3. LEAVE OF ABSENCE

No New Business

P4. APPROVAL OF INSIGHT WORKFORCE SOLUTIONS SUBSTITUTE TEACHER LIST

Motion to approve, upon the recommendation of the Superintendent, the Insight Workforce Solutions substitute teacher list as on file in the Superintendent’s Office for **April 2020**.

ROLL CALL VOTE: P1-P4:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	M				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	X				
Rachel Villanova	X				
Debbie Zoller	S				
Jason Bulger	X				

PHYSICAL FACILITIES COMMITTEE (*Chairperson; Erin Shemeley, Maria Caruso, Carlo Maucione*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approve motion:
PF1) Award Contract to TBD for the McKenzie School Roof Project

PF1. AWARD CONTRACT TO-TBD- FOR THE MCKENZIE SCHOOL ROOF PROJECT

Tabled for Executive Session.

WHEREAS, the East Rutherford Board of Education has identified a need for a roof replacement at the McKenzie School, and

WHEREAS, the East Rutherford Board of Education advertised the request for bids on March 26, 2020 in the Bergen Record; and

WHEREAS, the East Rutherford Board of Education required a mandatory walkthrough on March 31, 2020 at 11:00 a.m.; and

WHEREAS, the East Rutherford Board of Education had a bid opening on April 21, at 11:00 a.m. receiving and opening (9) bid packages as listed below:

WHEREAS, _____ provided a low bid of \$ _____, however, their bid package had all required items; and

NOW THEREFORE BE IT RESOLVED, the East Rutherford Board of Education awards the McKenzie School Roof Project to _____, NJ ____ in an amount not to exceed \$ _____; and

BE IT FURTHER RESOLVED, The Board President, Superintendent, School Business Administrator/Board Secretary, and Board Counsel are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution.

COMMUNITY RELATIONS COMMITTEE (*Chairperson; Richard Vartan, Rachel Villanova, Debbie Zoller*)

Richard Vartan asked the Board if they needed to go into Executive Session to discuss CR3., Tom Kobin replied if there were any questions regarding the award, the Board could vote and then rescind out of Executive Session. The Board had no questions.

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motion:

CR1) Second Reading – Bylaws, Policies and Regulations

CR2) Teachers Appreciation Week Acknowledgement

CR3) Award Contract for Before and After Care Program for 2020-2021 School Year

CR1. APPROVE SECOND READING OF REVISED BYLAWS, POLICIES AND REGULATIONS

Approve the second reading of the following mandated/revised bylaws, policies and regulations of the East Rutherford Board of Education:

- Policy #0152 – Board Officers – Bylaw
- Policy #1581 – Domestic Violence (M) (Revised)
- Regulation #1581 – Domestic Violence (M) (New)
- Policy #2422 – Health and Physical Education (M) (Revised)
- Policy #3421.13 – Postnatal Accommodations (New)
- Policy #4421.13 – Postnatal Accommodations (New)
- Policy and Regulation #5330 – Administration of Medication (M) (Revised)
- Policy #7243 – Supervision of Construction (M) (Revised)
- Policy #8210 – School Year (Revised)
- Policy #8220 – School Day (M) (Revised)
- Regulation #8220 – School Closings (Revised)
- Policy #8462 – Reporting Potentially Missing or Abused Children (M) (Revised)

CR2. TEACHERS APPRECIATION WEEK ACKNOWLEDGEMENT

BE IT RESOLVED, that the East Rutherford Board of Education approve the following resolution proclaiming the week of May 4, 2020 as Teacher Appreciation Week.

WHEREAS, America’s greatest strength has always been an educated citizenry, and

WHEREAS, that educated citizenry is directly attributable to our system of free and universal public education that provides an educational opportunity for all students, and

WHEREAS, the foundation upon which that system of public schooling rests is the classroom teacher, and

WHEREAS, the classroom teacher is challenged daily to reach out to every student regardless of ability, interest in learning, social or economic background, physical, mental or emotional handicap, race, religion, creed or ethnic origin, to provide assistance and guidance necessary for full intellectual development; and

WHEREAS, the classroom teacher is key to the intellectual and occupational preparation of our individual citizens, who collectively determine the quality of life in America and in our communities; and

WHEREAS, the work of the classroom teacher immeasurably affects the future lives of all students; and

WHEREAS, the classroom teacher deserved the deepest respect and admiration of the citizens of our communities;

NOW THEREFORE BE IT RESOLVED, that the East Rutherford Board of Education hereby proclaims “Teacher Appreciation Week” May 4, 2020 for the purpose of providing public recognition and appreciation for the dedication and contributions of the classroom teacher, not only to our communities as a whole, but to each of us individually as citizens.

CR3. AWARD CONTRACT FOR BEFORE AND AFTER CARE PROGRAM TO MEADOWLANDS AREA YMCA

WHEREAS, the East Rutherford Board of Education (“Board”) issued a Request for Proposals (“RFP”) for Before and After Care Program for the 2020-2021 school year in accordance with a fair and open process pursuant to the Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.4, et seq., and accountability regulations, N.J.A.C. 6A:23A-5.2(a)(5), which resulted in (3) three responses on April 07, at 10:00 a.m. from the following;

- > **Apollo After School Inc.**
- > **KCE Champions LLC**
- > **Meadowlands Area YMCA**

WHEREAS, the proposals have been evaluated by the Superintendent, and there has been a recommendation to award a contract to Meadowlands Area YMCA (“YMCA”), based on the fact that it meets all the criteria in the RFP, the YMCA has a proven reputation in the area of providing quality Before and After Care Programs, the YMCA had previously provided such services to the Board, the YMCA’s proposed fee payable to the Board (\$27,500) was the highest among the bidders, the YMCA offers the potential for additional programs for East Rutherford students and additional collaborated programs with the Board, and the award of the contract to the YMCA is otherwise in the best interests of the Board; and

WHEREAS, a contract for the Before and After Care Program may be awarded without competitive bidding as a professional service and as an extraordinary, unspecifiable service in accordance with N.J.S.A. 18A:18A-2(g) & (h) and 18A:18A-5(a)(1) & (2).

NOW THEREFORE BE IT RESOLVED, by the Board that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. The Board hereby awards a contract to Meadowlands Area YMCA for the Before and After Care Program dated July 1, 2020 through June 30, 2021 school year, at a contract fee of \$27,500 payable to the Board.
3. The Board President, Board Secretary, and Board Counsel are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution, including the preparation and execution of the final contract consistent with this Resolution.

Notice of this action shall be published in accordance with the Public School Contracts Law.

BE IT FURTHER RESOLVED, that the contract and proposals will be available for public inspection in the Office of the School Business Administrator.

ROLL CALL VOTE: CR1-CR3:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	M				
Rachel Villanova	S				
Debbie Zoller	X				
Jason Bulger	X				

TECHNOLOGY COMMITTEE (*Chairperson; Rachel Villanova, Carlo Maucione, Erin SHEMELEY*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motion:

No New Business

NEGOTIATIONS COMMITTEE ERAA (*Chairperson; Carlo Maucione, Maria Caruso*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motion:

E.R.A.A. – No New Business

NEGOTIATIONS COMMITTEE IUOE (*Chairperson; Erin SHEMELEY, Carlo Maucione*)

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motion:

I.O.U.E. – No New Business

FINANCE COMMITTEE (*Chairperson; Debbie Zoller, Carlo Maucione, Richard Vartan*)

Jason Bulger asked if the Bills List was reviewed by the Committee, the response was yes.

BE IT RESOLVED, upon the recommendation of the Superintendent, the Board hereby approves motions:

F1) Approval of Bill Lists

F2) Acceptance of Monthly Financial Reports – No Action

F3) Approval of Transfers – No Action

F4) Resolution Opposing Delay in Transmission of Quarterly Property Tax Revenue to School

F5) Approval of Continuing Disclosure and Independent Registered Municipal Advisor Services for the 2020-2021 School Year

Approval of Amendment for 2019-2020 Mashio's Food Service Management Contract

F1. APPROVAL OF BILL LISTS

WHEREAS, N.J.S.A. 18A:19, Expenditure of Funds; Audit and Payment of Claims, provides Board of Educations to make payments on claims for goods received and services rendered payable to the order of the person entitled to receive the amount after approval by the board; or in accordance with payrolls duly certified; or debt service or when provided by resolution approval by a person designated by the board; and

WHEREAS, a list of bills is being presented to the board with the recommendation that it be ratified and paid,

WHEREAS, each claim or demand has been fully itemized, verified and audited as required by law in accordance with N.J.S.A. 18A:19-2.

NOW THEREFORE BE IT RESOLVED, that the East Rutherford Board of Education approves the following list of bills for payment; and

BE IT RESOLVED, the list of bills are on file in the Office of the School Business Administrator, and

BE IT FURTHER RESOLVED, that the East Rutherford Board of Education authorizes the School Business Administrator to pay bills if it is determined that a need arises prior to the next board meeting in accordance with Board Policy#6470 – Payment of Claims.

General Fund	\$171,196.30
Food Service Fund	\$0.00
Special Activity Fund	\$0.00
Payroll Fund 3/30/20 – 4/9/20	\$1,012,613.60
TOTAL OF FUNDS	\$1,183,809.90

F2. ACCEPTANCE OF THE FINANCIAL REPORTS – None

F1. APPROVAL OF TRANSFERS – None

F2. RESOLUTION OPPOSING DELAY IN TRANSMISSION OF QUARTERLY PROPERTY TAX REVENUE TO SCHOOL

WHEREAS, Assembly Bill 3902, currently pending in the State Legislature, would authorize the Department of Community Affairs to permit municipalities to delay the quarterly transmission of property tax revenues to school districts during gubernatorial-declared emergencies; and

WHEREAS, New Jersey's public schools are highly dependent on property tax revenue to support education programs; and

WHEREAS, on average, local property taxes constitute close to 60% of public school revenue, with the percentage even greater in a significant number of districts; and

WHEREAS, a delay in payments from municipalities would result in a financial crisis for school districts, seriously disrupting the educational process—and bringing it to a halt; and

WHEREAS, although public school buildings are closed during the current health emergency, the education of our students is taking place through remote learning and home instruction; and
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WHEREAS, continued timely transmission of school property taxes is critical for the education process to continue without interruption; and

WHEREAS, even though municipalities are designated as the authorities to collect property taxes, these taxes are levied for specific purposes—e.g., municipal, school, county, fire district—and these obligations must continue to be met; and

WHEREAS, as currently written, A-3902, which is intended to ease a financial burden on municipalities, would place a severe strain on school districts and the students and families that they serve; and

WHEREAS, the East Rutherford Board of Education recognizes the impact of the current public health emergency on the state and local governments, as well as local school districts, but believes this legislation would worsen the situation for our communities.

NOW, THEREFORE, BE IT RESOLVED that the East Rutherford Board of Education urges the State Senate and the Governor to oppose A-3902; and be it further

RESOLVED, that this resolution be delivered to Governor Phil Murphy, State Senate President Stephen M. Sweeney, Assembly Speaker Craig Coughlin; and the 36 Legislative District’s representatives in the state Senate and General Assembly; and be it further

RESOLVED, that copies of this resolution be sent to the New Jersey School Boards Association.

F5. APPROVAL OF A CONTRACT WITH PHOENIX ADVISORS LLC FOR CONTINUING DISCLOSURE AND INDEPENDENT REGISTERED MUNICIPAL ADVISOR SERVICES FOR THE 2020-2021 SCHOOL YEAR

WHEREAS, the East Rutherford Board of Education (“Board”) requires professional services related to its various continuing disclosure obligations related to bonds and notes issued, or to be issued; and

WHEREAS, the Board may also have the need for advisory services in connection with the issuance of bonds, notes, leases and other aspects of financial management; and

WHEREAS, Phoenix Advisors, LLC, 625 Farnsworth Avenue, Bordentown, NJ 08505, is experienced, registered, licensed and provides these professional services; and

WHEREAS, Phoenix Advisor’s proposed fees for continuing disclosure services is as follows:

- Continuing Disclosure Services: \$1,000 annual fee
- Set up fees for each new debt issue: \$200 (if Phoenix is the municipal advisor)
\$450 (if Phoenix is not the municipal advisor)
- \$250 for each event filing required by Securities and Exchange Commission rule, where Phoenix was not involved in the underlying transaction; and

WHEREAS, Phoenix Advisor’s proposed fees to act as an independent registered municipal advisor on the Board’s behalf would be determined if and when the need arises; and

WHEREAS, the Board wishes to appoint Phoenix Advisors to provide continuing disclosure services and, as needed financial advisory services, for a one (1) year term at a contract cap of \$2,500, in accordance with the contract on file in the Business Administrator’s office; and

WHEREAS, a contract for said services may be awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 18A:18A-2(h) and 18A:18A-5(a)(i) of the Public School Contracts Law, and because the amount of the contract does not exceed the bidding threshold.

NOW, THEREFORE, BE IT RESOLVED by the Board, that:

1. The aforesaid recitals are incorporated herein as though fully set forth at length.
2. A one-year contract between the Board and Phoenix Advisors in form on file in the Business Administrators office is hereby authorized and approved.
3. The Board President, Superintendent, Business Administrator/Board Secretary, and Board Counsel be and they are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution, including the execution of the referenced agreement.

F6. APPROVAL OF AMENDMENT FOR THE 2019-2020 MASHIO'S FOOD SERVICE MANAGEMENT COMPANY CONTRACT

WHEREAS, an Emergency Meal Service has taken place between East Rutherford Schools and Mashio's Food Services Inc., commencing on March 16, 2020 and not to extend past June 30, 2020.

WHEREAS, the East Rutherford Schools has chosen to operate under the Seamless Summer Option program in accordance with the New Jersey Department of Agriculture Food and Nutrition Program which allows for serving of reimbursable meals during an emergency school closing.

BE IT RESOLVED, this introduces a change to Maschio's current Food Service Management Company Cost Reimbursable Contract with changes and responsibilities now under the SSO as outlined in the amendment on file in the Business Administrator's Office.

ROLL CALL VOTE: F1-F6:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	S				
Rachel Villanova	X				
Debbie Zoller	M				
Jason Bulger	X				

OLD BUSINESS

No Old Business

NEW BUSINESS

- *Richard Vartan asked to go on record to thank Debbie and John Zoller for their work with the face masks. Jason Bulger stated he whole heartedly agreed.*

OPEN TO THE PUBLIC

President Bulger Opens the Hearing of Citizens:

Time: 7:29 p.m.

Opening this portion of the meeting to public comments on school related issues. State your name and address for the record. Each person wishing to speak will have three (3) minutes each to do so.

No Members of the Public wished to be heard.

President Bulger Closes the Hearing of Citizens:

Time: 7:30 p.m.

ADJOURN TO EXECUTIVE SESSION

Time: 7:30 p.m.

RESOLVED, that in accordance with Section 8 of the Open Public Meetings Act, Chapter 231, P.L., the Board has the authority to adjourn to closed session to discuss matters pertaining to legal, personnel, negotiations, attorney – client privilege, and/or student matters. Said matters will be made available upon a determination by the Board that the disclosure of the minutes will not detrimentally affect any right or interest of the Board. The board expects to return to the business portion of the meeting in approximately 20 minutes. Action will be taken for approval of the Roof Project at McKenzie School.

ROLL CALL VOTE:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	S				
Richard Vartan	X				
Rachel Villanova	X				
Debbie Zoller	M				
Jason Bulger	X				

MOTION TO RETURN TO THE REGULAR ORDER OF BUSINESS

Time: 8:45 p.m.

ROLL CALL VOTE:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	S				
Rachel Villanova	X				
Debbie Zoller	M				
Jason Bulger	X				

FINAL MATTERS TO DISCUSS OR ACT UPON

PF1. AWARD CONTRACT TO PATWOOD ROOFING COMPANY FOR THE MCKENZIE SCHOOL ROOF PROJECT

WHEREAS, the East Rutherford Board of Education has identified a need for a roof replacement at the McKenzie School, and

WHEREAS, the East Rutherford Board of Education advertised the request for bids on March 26, 2020 in the Bergen Record; and

WHEREAS, the East Rutherford Board of Education required a mandatory walkthrough on March 31, 2020 at 11:00 a.m.; and

WHEREAS, the East Rutherford Board of Education had a bid opening on April 21, at 11:00 a.m. receiving and opening (9) bid packages as listed below:

Public Hearing and Public Meeting Minutes

WHEREAS, Patwood Roofing Company provided a low bid of \$411,300.00, however, their bid package had all required items; and

NOW THEREFORE BE IT RESOLVED, the East Rutherford Board of Education awards the McKenzie School Roof Project to Patwood Roofing Company, 3 Peckman Road, Little Falls, NJ 07006 in an amount not to exceed \$411,300.00; and

BE IT FURTHER RESOLVED, The Board President, Superintendent, School Business Administrator/Board Secretary, and Board Counsel are hereby authorized to execute any and all documents and to take any and all actions necessary to complete and realize the intent and purpose of this Resolution.

ROLL CALL VOTE:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X	X			Original Co. did prior roof
Carlo Maucione	X				
Erin Shemeley	M				
Richard Vartan		X			Original Co. did prior roof
Rachel Villanova	X	X			
Debbie Zoller	S				
Jason Bulger	X				

Jason Bulger thanked everyone for sharing their concerns about the roofing contractor. He asked Richard Vartan and Maria Caruso to briefly express their concerns.

Richard Vartan explained the old section and new section not meeting properly, they did get paid anyway. He felt they were not easy to work with. He understands Patwood was doing what they were told too but I still have doubts and reservations about the way the project was handled.

MOTION TO ADJOURN

Time: 8:51 p.m.

ROLL CALL VOTE:

MEMBER	YES	NO	ABSTAIN	ABSENT	REMARKS
Maria Caruso	X				
Carlo Maucione	X				
Erin Shemeley	X				
Richard Vartan	S				
Rachel Villanova	X				
Debbie Zoller	M				
Jason Bulger	X				

ADJOURNMENT

RESOLVED, that the East Rutherford Board of Education adjourns its Public Meeting of April 23, 2020.

MINUTES ARE NOT VERBATIM; The foregoing minutes were prepared by the Board Secretary, Mrs. Lameka Augustin/lb.

Lameka Augustin

NEXT MEETING:

**Public Meeting
May 20, 2020
7:00 P.M.**