

**MINUTES OF THE PUBLIC BOARD MEETING  
HELD ON MONDAY, OCTOBER 18, 2010 AT 6:00 P.M.  
IN THE ATRIUM OF THE GEORGE INNESS ANNEX  
141 PARK STREET, MONTCLAIR, NEW JERSEY**

A. STATEMENTS

Let the minutes reflect that adequate notice of this meeting has been approved in the following manner:

1. On Thursday, October 14, 2010 notice of this meeting was faxed to the Montclair Times, the Herald News and the Star-Ledger. The time, date and location of this meeting were accurately set forth therein.
2. On this same date a copy of said notice was filed with the Township Clerk and was posted at the public bulletin board in the first floor main hall of the Board of Education building, 22 Valley Road.
3. Copies have also been mailed to all persons who have requested same at no cost.

B. RESOLUTION FOR EXECUTIVE SESSION

At 6:09 p.m. *Ms. Larson* moved the following resolution:

WHEREAS, pursuant to N.J.S.A. 10:4-12 (b), the Montclair Board of Education may exclude the public from that portion of a public meeting at which the Board discusses any of the matters described at N.J.S.A. 10:4-12 (b) (1) – (9);

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education shall forthwith enter into closed session to discuss the following matters concerning: personnel report, out-of-district placements and legal matters.

BE IT FURTHER RESOLVED that said discussion may be disclosed to the public when the reasons for discussing and acting upon it in closed session no longer exist.

Seconded by *Mrs. Wilson* and approved by a vote of 5-0.

C. EXECUTIVE SESSION

D. RETURN TO OPEN SESSION

At 6:38 p.m. *Mrs. Lombard* moved that the Board shall return from executive session; seconded by Dr. *Allen-McMillan* and approved by a vote of 6-0.

E. The Pledge of Allegiance occurred at 6:40 p.m.

F. ROLL CALL

	PRESENT	ABSENT
Angelica Allen-McMillan	<u>    x    </u>	<u>    </u>
Shirley Grill	<u>    </u>	<u>    x    </u>
Robert Kautz	<u>    x    </u>	<u>    </u>
Robin Kulwin	<u>    x    </u>	<u>    </u>
Leslie Larson	<u>    x    </u>	<u>    </u>
Shelly Lombard	<u>    x    </u>	<u>    </u>
Deborah Wilson	<u>    x    </u>	<u>    </u>
Staff Members	<u>    10    </u>	
Members of the Public	<u>    30    </u>	
Members of the Press	<u>    2    </u>	

*Mrs. Lombard* announced that the order of the agenda will begin with presentations and budget committee reports.

*Derlys Guittierrez*, Board Attorney presented information to the Board about the Settlement with APS Construction.

a. Budget Committees Report

i. Pay to Participate Committee

*Mary Ann Higgins* presented information to the Board about the Pay to Participate program. This program consists of two distinct concepts regarding the structure of a user fee as it pertains to a school district. The first concept is the student activity fee which is a charge that is assessed to all students for the purpose of supporting extracurricular activities including special assemblies. The fee applies to all students regardless of participation. The other concept is the pay to participate fee which is charged to a student based upon the activity. The amount of the fee can vary depending upon the expenses associated with the individual sport or activity.

Comments from Board Members:

*Mrs. Lombard* thanked the volunteers of the Pay to Participate Committee for their hard work and efforts to support the Montclair Board of Education.

*Mr. Kautz* expressed his concerns for the need for more research on written policies before the District begins this program.

Comments from the Public:

*Will Adkins* of 16 Cross Street, asked what percentage of the budget covered athletic activities.

*Regina Garlin* of 57 Harrison Avenue has the board discussed or considered what alternative cost-cutting initiatives the Board will implement if the legislation were passed.

*Sanford Sorkin* 3 Marquette Road expressed his concerns about there being a need for a fee for extracurricular activities when discussing the budget. He indicated that he thinks the budget cuts should not be at the Board's assumption of \$6.7 million but at \$10 million.

ii. Transportation

*Diane Walpole and Tanya Coke* presented information to the Board about cost-saving options for student transportation. Some of those options consist of the following:

Identifying possible 'In Scope' cost-saving measures and assessing their impact on:

- Student health and safety
- The preservation of the magnet system
- The economic and logistical burden on families
- Environmental pollution

Identify possible 'Not in Scope' measures and impact on:

- Athletic transportation costs
- Out of district special education transportation costs

Comments from Board Members:

*Mrs. Lombard* stated that the whole Board will review and discuss the information presented. She thanked the committee for their time and hard work.

*Mrs. Wilson* thanked the committee for all of their hard work and dedication to oversee this work. She thanked Dana Sullivan and Leonard Romano for their support in providing information to assist the committee.

Comments from the Public:

*Debbie Hadley Villareal* expressed her concerns about the impact that transportation has on the middle school student.

*Allison Bower* of 194 Inwood Avenue asked if the total savings include combinations of transportation options noted on the presentation.

*Leeta Jordan*, 216 Fernwood Avenue thanked the Board for creating a committee to look at the transportation issues in the district.

*Jan Hoffman* expressed her concern about there being a huge cultural problem in teaching children to walk to school.

At 8:45 p.m. the Board took a five minute recess.

At 8:55 p.m. the Board returned to the meeting.

#### G. MINUTES

*Ms. Larson* moved to approve the following minutes:

Workshop Board Meeting held on Monday, October 4, 2010

Seconded by *Mrs. Wilson* and approved by a vote of 6-0 with 0 abstentions.

#### H. SUPERINTENDENT'S REPORT

*Dr. Alvarez* He thanked the MFEE and the Montclair School's Rock for an incredible evening to support schools.

*Dr. Alvarez* congratulated the girl's field hockey team for winning the Essex County Tournament.

##### 1. Violence and Vandalism Report

*Dr. Alvarez* stated that every year the District is required to send a Violence and Vandalism Report to the State. He stated that data is consistent from year to year. There were about 51 instances reported last year and a slight increase for the 2009-2010 school year. He added that the cost of vandalism is down at \$267.00 last year. Data will be on the District's website and the State's website for further information.

##### 2. Staffing Report

*Dr. Patterson* presented information to the Board about the Staffing Report. He stated that the report is part of an annual cycle of information provided to the board on many issues connected with the staffing process that include the following:

- The determination of current student enrollment that drives projections for next year and therefore staffing for that year,
- The programs and class sizes determined in the budget annually by the board,

- The staffing allocations, non-renewals and renewals based upon the adopted budget for the following year.

I. BOARD OF EDUCATION REPORTS

Committee Reports

b. Communications Committee

*Mrs. Kulwin* stated that they just got things together community wide.

c. Curriculum Committee

None.

d. Facilities and Enrollment Advisory Committee

The Board will review the policy after the Revenue Committee presents their information.

e. Personnel Committee

None.

f. Special Needs Committee

None.

J. COMMENTS

1. PTA

*Sally Coughlin*, Co-President of the PTA indicated that they are working with the Work Family Connection to try to get them to administer the after school enrichment programs.

2. MEA

None.

## K. COMMENTS FROM THE PUBLIC – AGENDA ITEMS

None.

## L. GENERAL RESOLUTIONS

Resolution re: Approval of School Field Trips

*Ms. Larson* 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:

DATE OF TRIP	SCHOOL	Grade	Teacher	DESTINATION	COST	PURPOSE
11-11-10	MHS	9-12	Wingren	Rutgers Model United Nations, New Brunswick	\$220	The students will participate in a Model United Nations where they will write resolutions, deliver speeches and debate
11-23-10	MHS	10-12	McLaughlin	Camp Mason, Hardwick NJ	\$80	Annual CGI retreat to promote community, leadership& responsibility & extend our community service
11-16-10	MHS	11-12	Ryan	UMDNJ, Scotch Plains, NJ	0	Students participate in hands on activities in dentistry including making dental molds, dental assisting
11-30-10	MHS	11-12	Ryan	Jacob Javits Convention Ctr, NY	0	Students participate in a professional dental convention and interact with people in all fields of dentistry
11-10-10	MHS	9-12	Nagorka	MSU Ceramic Studio	\$3	Learn about Japanese Firing method, the science of clay, share team building experience
10-20-10	Glenfield	6	Springfield	Alstede Farms, Chester, NJ	\$28	Science extension activity demonstrating plant cycles and seasons
3-15-10	Glenfield	8	Kondreck	Montclair Art Museum	\$12	The museum is hosting an exhibit "Warhol & Cars, American Icon" that is a wonderful introduction to Warhol a cultural & artistic legacy.
11-10-10	Glenfield	6	McGinnis	Mtc Human Needs Food Pantry, MTC	0	Annual Food Hunger Walk-Students will be taking donated food and money to the Human Needs Pantry
10-22-10	Glenfield	6-7	Dominick	Watchung Mountain Reservation, Mountainside, NJ	\$10	Initial bonding trip to introduce grade 6 to grade 7
10-29-10	Renaissance	8	Hittel	Liberty Science Ctr,	\$20	The study of science through various

				Jersey City, NJ		exhibits
1-29-11	Renaissance	6	Susswein	Clary Anderson Arena	0	Physical education component of our Expo demonstration of performance assessments for MP2
1-21-11	Renaissance	6	Susswein	Museum of Natural History, NY	\$12	To explore African & Asian peoples exhibits as related to Humanities Studies
12-17-10	Renaissance	6	Susswein	Hillside Community Food Bank, Hillside	0	To participate in community service as part of our Friday curriculum
10-29-10	Renaissance	7	Garzon	Pax Amicus Theater, Budd Lake, NJ	\$18	Language Arts Enrichment
10-22-10	Renaissance	7	Garzon	Harriman State Park, NY	0	Environmental studies-evaluate features of our eco system
11-19-10	Renaissance	6	Susswein	United Nations, NY	\$12	To explore the work of the UN in conflict mediation as studied in SS and LA
5-13-11	Mt. Hebron	7-8	LaRosa	Mystic Seaport, CT	\$80	Science, SS & Math connections/Black Hand/Blue Sea/Native Americans/Invertebrates
10-28-10	Hillside	5	Frankle	Liberty Science Ctr, Jersey City	\$15	Science/SS/Math/LA
10-21-10	Hillside	3	Hart	Heaven Hill Farm, Vernon NJ	\$6	The students will be introduced to a working farm as well as plant/animal life
10-9-10	Hillside	4-5	D'Amico	MSU	0	Drums of Thunder will perform for halftime show for homecoming football game
10-20-10	Hillside	3	Siebert	Alstede Farms, Chester, NJ	\$15	To introduce the students to a working farm and to the introduction of plant and animal life
11-19-10	Bullock	1	Synnott	Tenaflly Nature Center, Tenaflly	\$8.25	Students will explore the local forest to learn about the ecology of the plants and animals that live there
11-19-10	DLC	PreK	Asaro	Essex County Environmental Ctr. Roseland, NJ	\$6.50	Field Trip
12-17-10	Bradford	4	Bangs	MSU	\$12	Literature Performing Arts and ties with the University Partnership
11-3-10	Bradford	5	Freeh	Bronx Zoo, NY	\$10	Trip will provide an opportunity to observe animals prior to related written assignment for science unity on animals
11-10-10	Watchung	5	Arnold	Fairview Lake YMCA Camps	\$50	Environmental outdoor education
11-17-10	Watchung	1	Altieri	Mayo Center for Performing Arts, Morristown, NJ	\$15	Link literature with creative writing stories in 1 <sup>st</sup> grade, building upon imaginations
5-17-11	Watchung	K	Olson	Tenaflly Nature Ctr, Tenaflly, NJ	\$10	We are learning about insects and our natural habitat.
10-22-10	Nishuane	K	Adams	Fairfield Farms, Fairfield, NJ	\$15	To provide a hands on farm experience for children to add depth to their

						knowledge of pumpkin growth
11-16-10	Edgemont	3	Fagan	Cloisters Museum, NY	\$11	To see medieval art to relate to our study of medieval Europe
11-17-10	Edgemont	1	Hart	Community Theater @ Mayo Ctr,k Morristown, NJ	\$10	As follow up to summer reading assignment students will view a performance and interpret basic elements of theater

BE IT FINALLY RESOLVED that the field trips are approved in accordance with the New Jersey Department of Education Accountability Regulations.

Seconded by *Mr. Kautz* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

M. BUSINESS

1. Resolution re; Monthly Budget Reports and Bills and Claims

*Mr. Kautz* moved to approve the following resolution:

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

BE IT FURTHER RESOLVED that the Montclair Board of Education approves the attached Bills and Claims for the month of October, 2010 in the amount of \$3,104,925.97 and Supplemental Bills and Claims list for the month of September, 2010 in the amount of \$1,003,646.35 and the attached Appropriation Adjustments for the month of September, 2010 in the amount of \$290,581.31 and

BE IT FURTHER RESOLVED that the Montclair Board of Education does hereby approve the request for tax levy from the Township of Montclair in the amount of \$10,500,000.00 for the month of October, 2010



BE IT FINALLY RESOLVED that the Montclair Board of Education acknowledges Receipts of the attached Budget Reports for the month of September, 2010, and the Secretary's Report for the month of September, 2010. *(See Attachment A)*

Seconded by *Ms. Larson* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

2. Appointments

Resolution re: Appointment of Member to the Montclair Early Childhood Corporation (MECC)

*Ms. Larson* moved to approve the following resolution:

RESOLVED, that Mr. Sheldon Kugelmass be, and hereby is appointed, to serve as a member to the Montclair Early Childhood Corporation (MECC) for the term 2010-2013, or until the appointment and qualification of his respective successor.

Seconded by *Dr. Allen-McMillan* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

## 3. Resolutions

*Mr. Kautz* moved to approve the following resolutions:

## a. Resolution re: Approval of Salaries for IDEA-Part B Grant for 2010-2011 School Year

BE IT RESOLVED that the Montclair Board of Education hereby approves the following list of salaries charged to the IDEA Part B Grant for the 2010-11 school year:

NAME	TOTAL SALARY	AMOUNT OF SALARY CHARGED TO IDEA	%OF IDEA FUNDS	%OF LOCAL FUNDS
Keith Breiman, CST Supervisor 20-250-200-104	\$122,969	\$122,969	100%	100%
Maureen O'Connell, LDTC 20-250-200-104	\$84,302	\$84,302	100%	100%
Nicole Frasier, Secretary 20-250-200-105	\$51,419	\$30,852	60%	40%
Kettelie Joseph, Secretary 20-250-200-105	\$50,919	\$50,919	100%	100%
Christine Makin, Teacher 20-250-100-101	\$31,759	\$31,759	100%	100%
Dina Jonasz, Pyschologist 20-250-200-104	\$100/HOUR, 15 HOURS/WEEK		100%	100%
Elyse Kehr, LDTC 20-250-200-104	\$100/HOUR 15 HOURS/WEEK		100%	100%
Andrew McNulty, Psychologist 20-250-200-104	\$100/HOUR 15 HOURS/WEEK		100%	100%
Barbara Soriano, Reading Specialist 20-250-100-101	\$75/HOUR, 15 HOUR/WEEK		100%	100%

## b. Resolution re: Approval of Submission of the Revised No Child Left Behind-Title I, FY2011 Application

WHEREAS, the State Department of Education requires Boards of Education to approve application of submission of No Child Left Behind funds,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education approves the submission of the revised No Child Left Behind-Title I, FY2011 application in the amount of \$556,160 as per attached.

c. Resolution re: Approval of Conference and Travel Expenses

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

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

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

<b>CONFERENCE AND TRAVEL EXPENSES</b>					
<u>CONFERENCE</u>	<u>BOARD MEMBER/ EMPLOYEE</u>	<u>SCHOOL/DEPT.</u>	<u>ESTIMATED COST</u>	<u>EDUCATIONAL PURPOSE</u>	<u>LOCATION</u>
2011 National Conference on Education	Frank Alvarez	Central Office	\$2,581.26	The AASA will be together experts in the field of public education to lead discussions on innovative concepts that can improve schools.	Denver, CO
AVID ADL Training	Jean Wuensch	DOI	\$1,491.63	<b>Mandatory training</b> for District Director, Critical to implementation, refinement, and maintenance in a district.	Philadelphia, PA
Essential Time Management	Sonya Rold Nina DeRosa	Bus. Office Supt.'s Office	\$15.00 (for both)	Professional Development	Parsippany, NJ
American Council on the Teaching of Foreign Languages	Janice Dowd	FLAP Grant	\$2,195.00 (Paid by FLAP GRANT)	<b>Mandatory meeting.</b>	Boston, MA

CONFERENCE AND TRAVEL EXPENSES					
CONFERENCE	BOARD MEMBER/ EMPLOYEE	SCHOOL/DEPT.	ESTIMATED COST	EDUCATIONAL PURPOSE	LOCATION
The "Get Permission" Approach to Sensory Mealttime Challenges	Janine McGovern-Lawler	DLC	\$435.00	This course will provide techniques to facilitate improved feeding, oral-motor, social and speech skills.	Long Island, NY
	Diane Specht	DLC	\$435.00		
Everyday Mathematics	Tressie Hall	Bradford	\$190.00	This workshop will provide the foundation and fundamentals of everyday math to service students effectively.	Fairfiel, NJ
NJ EDGE Net	Alan Benezra	Central Office	\$800.00	Meeting with ISP/Network Administrators to discuss topics for the upcoming year.	Plainsboro, NJ
Professional Development Conference for School Counselors	Tracie Morrison	Guidance	\$60.00	To promote resiliency of students and their families through counseling services.	Montclair, NJ

BE IT FINALLY RESOLVED that reimbursement will be made for expenses that are in accordance with Board of Education policy and for which original receipts are submitted to the Business Office.

Seconded by *Mrs. Kulwin* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

Shirley Grill				X
Robert Kautz	X			
Robin Kulwin	X			
Leslie Larson	X			
Shelly Lombard	X			
Deborah Wilson	X			

- d. Resolution Authorizing Settlement of Lawsuit and Claims in the Matter of Centennial Insurance Company V. APS Contractors, Inc., et al. And APS Contractors, Inc. V. Montclair Board of Education, Civil Action NO. 09-01627 (DMC)

*Dr. Allen-McMillan* moved to approve the following resolution:

WHEREAS the Montclair Board of Education entered into an agreement with APS Contractors, Inc. on May 19, 2003 for general construction services in connection with improvements to the Fortunato Field for the Montclair Board of Education in Montclair, New Jersey; and

WHEREAS, a dispute arose among the Board and APS Contractors, Inc. regarding delays on the project and fees owed for services performed relative to the Project; and

WHEREAS, APS Contractors, Inc. filed a Third Party Complaint against the Montclair Board of Education in connection with the underlying litigation between Centennial Insurance Company and APS Contractors, Inc., et al. which is venued in the United States district Court for the District of New Jersey bearing Civil Action No. 09-01627(DMC); and

WHEREAS, APS Contractors, Inc. and the Board are desirous of settling this dispute amicably without further resort to litigation or arbitration; and

WHEREAS, the Montclair Board of Education finds that it is in the best interest of the school district to amicably resolve this dispute with APS Contractors, Inc. without resort to further litigation and to avoid the expenditure of additional funds to defend this litigation; and

WHEREAS, the Board's legal counsel will prepare a Settlement Agreement that will resolve all claims between APS Contractors, Inc. and the Board; and

WHEREAS, the Settlement of this case will also ensure that APS never bids on projects in the Montclair Public School district in the future;

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education hereby authorizes the Board Attorney to enter into a settlement agreement that requires the Board to pay to APS Contractors, Inc. the amount of fifty thousand dollars (\$50,000) in full and final settlement of all present and future claims by APS Contractors, Inc. against the Board in connection with the contract dated May 19, 2003 for the Fortunato Field project; and

BE IT FURTHER RESOLVED that the Board authorizes the Superintendent, the Business Administrator, and the Board Attorney to take whatever steps are necessary to effectuate the purposes of this resolution.

Seconded by *Mr. Kautz* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

4. Contract Awards

*Mrs. Kulwin* moved to approve the following resolutions:

- a. Resolution re: Award of Contract for Professional Services – Century Consultants, 2010-2011 School Year

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 2009-2010 fiscal year,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Montclair Board of Education does hereby appoint the firm of Century Consultants for the maintenance of Starbase, our student attendance program at an annual fee of \$22,900, said appointment being made pursuant to 18A:18A-41a,

BE IT FURTHER RESOLVED that the above mentioned appointment be made for the 2010-2011 fiscal year, and

BE IT FURTHER RESOLVED that Dana Sullivan, School Business Administrator and Andrea Del Guercio Assistant Business Administrator, 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, and

BE IT FINALLY RESOLVED that the School Business Administrator shall be authorized to issue a contract to such provider agency as described above.

b. Resolution re: Award of Contract for Professional Services – UNUM Provident Corporation –2010-2011 Fiscal year

WHEREAS, N.J.S.A. 18A:18A-5 states in part "Any purchase, contract or agreement...may be made, negotiated or 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, and

WHEREAS, the Montclair Board of Education is in need of professional services to administer our Long Term Disability coverage,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education, after careful study and due deliberation does hereby appoint the firm of Unum Provident Corporation, 100 Walnut Avenue, Fifth Floor, Clark, New Jersey, 07066 to administer our Long Term Disability coverage for the 2010-2011 school year at an estimated annual rate of \$33,000.00,

BE IT FINALLY RESOLVED that the School Business Administrator shall be authorized to issue a contract to Unum Provident Corporation.

c. Resolution re: Award of Contract of Essex County College –2010-2011 School Year

WHEREAS, N.J.S.A. 18A:6-63 states in part "Commissions may enter into contracts with other public and private agencies for the provision of approved services and programs to participating public schools, and

WHEREAS, the Montclair Board of Education is desirous of a college program to serve the educational needs of high school pupils in the district, and

WHEREAS, the Essex County College has a program to provide such service,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education, after careful study and due deliberation, does hereby approve a program for eighteen (18) students to attend the Essex County College effective September 1, 2010, in the amount of \$2,500 per student, and

BE IT FINALLY RESOLVED that the School Business Administrator shall be authorized to issue a purchase order in the amount of \$45,000 to the Essex County College.

Seconded by *Dr. Allen-Mc Millan* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

Leslie Larson	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Shelly Lombard	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Deborah Wilson	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>

d. Resolution re: Award of Contract for West Milford Public Schools – 2010-2011

*Mr. Kautz* moved to approve the following resolution:

WHEREAS, N.J.S.A. 18A:6-63 states in part "Commissions may enter into contracts with other public and private agencies for the provision of approved services and programs to participating public schools, and

WHEREAS, the last address of a homeless student was Montclair, New Jersey, and

WHEREAS, this student now resides in West Milford, New Jersey, and

WHEREAS, the cost to transport the homeless student exceeds the cost of tuition at the West Milford Public Schools,

NOW, THEREFORE, BE IT RESOLVED that the Montclair Board of Education, after careful study and due deliberation, does hereby approve the contract for one (1) homeless student between the West Milford Public Schools and the Montclair Board of Education effective September 1, 2010, in the amount of \$13,078.80 per student, and

BE IT FINALLY RESOLVED that the School Business Administrator shall be authorized to issue a purchase order in the amount of \$13,078.80 to the West Milford Public Schools, 46 Highlander Drive, West Milford, New Jersey, 07480.

Seconded by *Mrs. Kulwin* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Shirley Grill	<u>          </u>	<u>          </u>	<u>          </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Robin Kulwin	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Leslie Larson	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Shelly Lombard	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>
Deborah Wilson	<u>  x  </u>	<u>          </u>	<u>          </u>	<u>          </u>



## 5. Change Orders

*Dr. Allen-McMillan* moved to approve the following:

- a. Approval of Change Order #1 for Multi-Purpose Room Roof Replacement at Bradford School

Topic: Supplies, equipment and services anticipated to be in excess of \$29,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10.

Background Information: In accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on May 19, 2010, for Multi-Purpose Room Roof Replacement at Bradford School. The contract was awarded to Northeast Roof Maintenance, Inc., 649 Catherine Street, Perth Amboy, New Jersey, 08861, in the total amount of \$112,500.00 (base bid of \$110,000.00 plus alternate #1 for \$2,500.00).

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education approves change order #1 in the amount of \$520.00 to cut and re-caulk vertical building joint at link addition as required by field conditions.

- b. Approval of Change Order #1 for Stage Fire Curtain System Replacement at Glenfield and Hillside Schools

Topic: Supplies, equipment and services anticipated to be in excess of \$29,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10.

Background Information: In accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on May 5, 2010, for Stage Fire Curtain System Replacement at Glenfield and Hillside Schools. The contract was awarded to Drill Construction Company, Inc., 80 Main Street, Suite 570, West Orange, New Jersey, 07052, in the total amount of \$97,800.

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education approved change order #1 for \$6,825.00 as follows:

As Required by Field Conditions: Add Alt 1 - Replace Glenfield School Fire Safety Curtain is accepted in Contractor's Bid amount for an extra in the amount of:

\$6,825.00

- c. Approval of Change Order ##2 for Masonry Parapet, Wood Cornice, and Roof Replacement at Watchung School

Topic: Supplies, equipment and services anticipated to be in excess of \$29,000 are subject to the bidding requirements of New Jersey Statutes 18A:18A-4 or are to be purchased under a State of New Jersey contract through the provisions of N.J.S. 18A:18A-10.

Background Information: In accordance with Public School Contract Law, specifications were prepared for the Board of Education by Richard Rigolo, Architect for the Montclair Board of Education, advertised, and sealed bids received on June 17, 2010, for Masonry Parapet, Wood Cornice, & Roof Replacement at Watchung School. The contract was awarded to Drill Construction Company, Inc., 80 Main Street, Suite 570, West Orange, New Jersey, 07052, in the total amount of \$129,900.00.

Superintendent's Recommendations: It is my recommendation that the Montclair Board of Education approves change order #2 for \$1,000.00 as follows:

As Required by Field Conditions: Caulk cracked masonry at corner of gymnasium; two (2) man days of paint chip clean up; credit to delete sign. Negotiated per contractor's email dated 9/15/10 for an extra amount of: \$1,000.00

Seconded by *Ms. Larson* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	x			
Shirley Grill				x
Robert Kautz	x			
Robin Kulwin	x			
Leslie Larson	x			
Shelly Lombard	x			
Deborah Wilson	x			

- 6. Resolution re: Amended Approval of Personnel Report

*Mrs. Kulwin* moved to approve the following resolution:

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

NOW, THEREFORE, BE IT RESOLVED that the Board approves the Amended Personnel Report of October 18, 2010, including the indicated individuals who have been hired under the Emergent Hiring Procedures as required by law.

Seconded by *Ms. Larson* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

7. Resolution re: Approval of the Out-of-District Placements

*Ms. Larson* moved to approve the following resolution:

WHEREAS, the Superintendent recommends that the Board approves the actions contained in the attached Continuation Out-of-District Placements.

BE IT RESOLVED that the Board approves the actions attached in the Continuation Out-of-District Placements of October 18, 2010.

Seconded by *Mr. Kautz* and approved by a roll call vote:

	AYE	NAY	ABSTAIN	ABSENT
Dr. Allen-McMillan	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shirley Grill	<u>      </u>	<u>      </u>	<u>      </u>	<u>  x  </u>
Robert Kautz	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Robin Kulwin	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Leslie Larson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Shelly Lombard	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Deborah Wilson	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

The following item was tabled.

8. Resolution re: Settlement Agreement to Resolve G.P.'s Educational Program

WHEREAS, the attorney for the Board of Education has forwarded a Settlement Agreement in the matter of N.C. an G.P. on behalf of G.P. vs. the Montclair Board of Education.

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

## N. COMMENTS

### 1. Members of the Public

*Debbie Hadley Villareal* stated that she attended a 3-day conference about Montclair Community Action Summit -Preparing Girls for Math and Science Careers by Athena. It was a very good conference. She said that she hopes to implement some of the action steps gained from the conference in schools.

*Sanfrd Sorkin* of 3 Marquette Road made a request that the Board posted the bill lists on the website so that people in town can see exactly how the money is being spent prior to the meeting where the Board would be open to comments and suggestions. He also made another request that Board find ways to cut the budget significantly to save the community.

*Valerie Sweatt* of 68 Elmwood Avenue asked when the Board will discuss renting the Bullock School for a fee. She also expressed her concerns about all of schools being community schools and that the community should have access to that facility in addition to Glenfield Middle School.

*Mrs. Lombard* stated that the Board will discuss it sometime this year, but no date has been selected as yet.

*Abraham Dickerson* spoke about the health and safety issues presently at the crosswalk at Hillside school. He stated that the Board can be extremely instrumental in having some sensitivity training or email blasts informing parents and teachers.

### 2. Board Members

None.

## O. ANNOUNCEMENT OF FUTURE MEETING DATES

The next meeting of the Board of Education will be held on Monday, October 25, 2010 and will open at 7:00 p.m. in public in the Little Theater of the George Innes Annex, 141 Park Street for the presentation of the Budget Working Group.

P. ADJOURNMENT

At 9:52 p.m. *Mrs. Kulwin* moved to adjourn the meeting; seconded by *Ms. Larson* and approved by a vote of 6-0.

Respectfully submitted,

Dana Sullivan  
Board Secretary