

March 23, 2009
FRANKLIN TOWNSHIP SCHOOL
NEW JERSEY 08868
Board of Education
REGULAR MEETING

I. Call to Order

Open Public Meeting Announcement

"In accordance with requirements of the Open Public Meeting Act, N.J.S.A. 10:4-6 et seq., adequate notices have been given of tonight's meeting in area newspapers, which include the Hunterdon County Democrat and the Express-Times and posted on the bulletin board by the main office of the Franklin Township School, sent to the Township Clerk, and to all Board of Education members on April 28, 2008. Mrs. Wright opened the meeting at 7:30 p.m.

II. Roll Call - Barbara Tudek, Interim SBA/BS

| | | | | | |
|-----------------------|----------|------------|---|------------------|----------|
| J. Campbell, V. Pres. | 7:37p.m. | A. Burdick | Y | D. Cook | 7:39p.m. |
| P. DiGiambattista | Y | N. Reed | Y | L. Vail | 7:36p.m. |
| K. Weiss | Y | T. Wolak | Y | D. Wright, Pres. | Y |

OTHERS PRESENT: Mrs. Barbara Tudek, Dr. James Dwyer, Vito Gagliardi, Jr., esq.

Mrs. Austad gave Mrs. Tudek a letter stating that she will be taping the meeting.

III. Flag Salute

IV. Motion to approve the minutes of the following meetings:

- February 23, 2009 - Executive Session
- March 9, 2009 - Regular Meeting
- March 9, 2009 - Executive Session
- March 16, 2009 - Special Meeting
- March 16, 2009 - Executive Session

Moved Mr. DiGiambattista Second Mrs. Wolak Motion Carried

V. Correspondence

- Thomas O. Johnston, Porzio, Bromberg & Newman, P.C.

VI. Construction Update - Frank Bell & Dave Tillou

Mr. Bell and Mr. Tillou informed the board that they met with contractors on March 6 and with the DCA on March 10. They advised that the DCA has started the plan review process.

VII. Public Comments

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Mr. Dahan asked if the document submitted to the DCA are available to the public.

Mr. Bell said that the document are available for review by the public by appointment.

Mrs. Austad asked if the board plans to make an announcement regarding the recent hearing in Trenton related to the Burdick v. The Franklin Township Board of Education.

Mrs. Wright responded by saying that a statement is forthcoming following Executive Session.

VIII. Consent Agenda

The matters listed below have been referred to the Board for reading and studying and are to be considered routine. They will be enacted with one motion. If separate

discussion is desired, an item may be removed by Board assent.

A. EDUCATION

No Consent Items

B. PERSONNEL

1. **Approve** the following professional day requests:
 - Explorations in Ecology, April 9, 2009, registration, \$80.00, mileage reimbursement, \$33.57- 1 staff member
 - New Jersey Association of School Social Workers Annual Institute, April 20, 2009, registration, \$125.00, mileage reimbursement, \$34.10
2. **Approve** the following course applications as per the successor contract between the Quakertown Education Association and the Franklin Township Board of Education:
 - Carolyn Johnson, Dealing with ADHD-Type Behavior in the Classroom, The College of New Jersey, Summer 2009
 - Pamela Watkinson, Dealing with ADHD-Type Behavior in the Classroom, The College of New Jersey, Summer 2009 (enclosures)

C. FACILITIES

1. **Approve** the following use of facilities requests:
 - Booster Club (PTA), Basketball Tournament, Gym and Music Room, April 3, 2009, 5:00 - 9:30 p.m.
 - Class of 2009 (PTA), Blood Drive, Gym, April 30, 2009, 3:10 - 9:00 p.m.
 - Middle School Fundraising Committee, Room 12, March 26, 2009, 7-9 p.m. (enclosures)

D. BUSINESS

1. **Motion** to approve the March 2009 bill list in the amount of \$558,867.83 which includes \$3,448.92 in the capital projects account.

(enclosure)

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E. POLICY

No consent items

F. OTHER MATTERS

No consent items

G. Motion to approve the above stated consent agenda items.

Motion by Mr. Campbell seconded by Mr. Weiss

| | | | | | |
|-----------------------|---|------------|---|------------------|---|
| J. Campbell, V. Pres. | Y | A. Burdick | Y | D. Cook | Y |
| P. DiGiambattista | Y | N. Reed | Y | L. Vail | Y |
| K. Weiss | Y | *T. Wolak | Y | D. Wright, Pres. | Y |

* Mrs. Wolak abstained on the Middle School Fundraising Committee item C. under Facilities.

IX. Discussion & Action Agenda

A. EDUCATION: Interim Superintendent's Report - Dr. James Dwyer

1. Informational/Discussion Items:

- a. Enrollment (enclosure)
- b. Kindergarten Registration
- c. 09-10 Budget Submission
- d. Testing
 - 7/8 NJASK - April 28 - May 1, 2009
 - 3/4 NJASK - May 4 - 8, 2009
 - 5/6 NJASK - May 11-14, 2009
 - Grade 2 - NJPASS - To be announced
 - Grade 1 Gates-MacGinitie - To be announced

2. Discussion Item:

- a. 09-10 School Calendar (enclosure)

B. FACILITIES

No action items

C. BUSINESS

1. Financial Reports:

- a. Treasurer's Report and Board Secretary's Reports, (Funds 10, 20, 30, 40 and 50) for January 2009. (enclosure)
- b. Motion to adopt the following resolutions:

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1. Pursuant to N.J.A.C. 6A:23-2.11(c)3 the board secretary 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) for January 2009.
2. Pursuant to N.J.A.C. 6A:23-2.11(c)4 the board of education certifies, after review of the board secretary's and treasurer's January 2009 financial reports, that no major account or fund has been over expended in violation of N.J.A.C. 6A:23-2.11(b) and that sufficient funds are available to meet the district's financial obligations for the remainder of the fiscal year.

Motion by Mr. Campbell seconded by Mr. DiGiambattista

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|-----------------------|---|------------|---|------------------|---|
| J. Campbell, V. Pres. | Y | A. Burdick | Y | D. Cook | Y |
| P. DiGiambattista | Y | N. Reed | Y | L. Vail | Y |
| K. Weiss | Y | T. Wolak | Y | D. Wright, Pres. | Y |

- c. Construction Manager Budget Buyout reconciled with Business Administrator Financial Report.

2. Action Items:

- a. **Motion** to approve the school physician contract with Delaware Valley Family Health Center for the 2009-10 school year as per the attached contract.

Moved Mr. Campbell Second Ms. Cook Motion Carried

- b. **Motion**, upon the recommendation of the Board Attorney, to pay David Tillou, Construction Manager, for the invoice submitted in the adjusted amount of \$22,000.

Motion by Mr. Campbell seconded by Mr. DiGiambattista to table item b.

| | | | | | |
|-----------------------|---|------------|---|------------------|---|
| J. Campbell, V. Pres. | N | A. Burdick | Y | D. Cook | Y |
| P. DiGiambattista | Y | N. Reed | Y | L. Vail | Y |
| K. Weiss | N | T. Wolak | Y | D. Wright, Pres. | Y |

Motion by Mr. Campbell seconded by Mr. DiGiambattista following Executive Session

| | | | | | |
|-----------------------|---|------------|---|------------------|---|
| J. Campbell, V. Pres. | Y | A. Burdick | N | D. Cook | Y |
| P. DiGiambattista | Y | N. Reed | N | L. Vail | Y |
| K. Weiss | Y | T. Wolak | N | D. Wright, Pres. | Y |

D. TRANSPORTATION

No action items

E. BOARD MATTERS

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1. Informational Items:

- a. Results - Drawing for position on the ballot - March 13, 2009 at 10:00 a.m.
 - Samuel Philip Duckworth
 - Mark P. Poltricitisky
 - James Campbell
 - Lawrence Wright
 - James J. Foran
 - Christopher Piparo
 - Terry Schultz
 - C. Susan Larson

- b. Please note that all Board members are required to complete and submit their Financial Disclosure Forms to Barbara Tudek by April 30, 2009.

F. POLICY

1. Action Item:

- a. **Motion** to approve a first reading of the following revised policies:
 - 3000/3010 - Concepts and Roles in Business and Non Instructional Operations; Goals and Objectives
 - 3100 - Budget Planning Preparation and Adoption
 - 3320 - Purchasing Procedures Under Public School Contracts Law
 - 3440 - Inventories
 - 3453 - School Activity Funds
 - 3510 - Operation and Maintenance of Plant
 - 3515 - Smoking Prohibition
 - 3516 - School Safety
 - 3541.1 - Transportation Routes and Services
 - 3542.1 - Local Wellness/Nutrition
 - 3542.44 - Purchasing
 - 4111 - Recruitment, Selection and Hiring
 - 4111.1/4111.2 - Nondiscrimination/Affirmative Action
 - 4112.4/4212.4 - Employee Health
 - 4112.6 - Personnel Records
 - 4113/4114 - Assignment
 - 4115 - Supervision
 - 4116 - Evaluation
 - 4117.41 - Nonrenewal
 - 4119.21/4219.21 - Conflict of Interest
 - 4122 - Student Teachers/Interns
 - 4211 - Recruitment, Selection and Hiring
 - 4212.6 - Personnel Records
 - 4215 - Supervision
 - 4231/4231.1 - Staff Development; Inservice Education/Visitations/Conferences

Moved Mr. Campbell Second Ms. Cook Motion Carried

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b. **Motion** to approve the review of the following policies which require no revisions:

- 3160 - Transfer of Funds Between Line Items/Amendments/Purchases not Budgeted
- 3250 - Income from Fees, Fines, Charges
- 3260/3270 - Sale and Disposal of Books, Equipment and Supplies; Sale, Licensing and Rental of Property
- 3280 - Gifts, Grants, Donations
- 3400 - Accounts
- 3450 - Money in School Buildings
- 3451 - Petty Cash Funds
- 3514 - Equipment
- 3541.33 - Transportation Safety
- 3542.31 - Free or Reduced-Price Lunches/Milk
- 3571.4 - Audit
- 4117.4 - Reduction in Force/Abolishing a Position
- 4119.23 - Employee Substance Abuse/Drug Free Workplace
- 4121 - Certificated Substitute Personnel
- 4123 - Classroom Aides
- 4138/4238 - Nonschool Employment
- 4138.2- Private Tutoring
- 4147/4247 - Employee Safety
- 4151/4251 - Attendance Patterns
- 4151.5 - Jury Duty
- 4200 - Acceptable Use of Computer Network/Computers and Resources by Teaching Staff Members
- 4213/4214 - Assignment; Transfer
- 4216 - Evaluation
- 4219.23 - Employee Substance Abuse
- 4222 - Non Instructional Aides
- 4238 - Nonschool Employment
- 4247 - Employee Safety
- 7110 - Long Range Facilities Planning
- 7115 - Developing Educational Specifications

Moved Mr. Campbell Second Ms. Cook Motion Carried

c. **Motion** to approve the first reading of the following policies:

- 3542 - Food Service
- 4118.3/4218.3 - Grievances
- 4142/4242 - Payroll Authorization/Salary Checks and Deductions

Moved Mr. Campbell Second Ms. Cook Motion Carried

G. NEW BUSINESS

Mr. Wright distributed a draft copy of the newsletter to board members to review.

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X. Executive Session

Adopt the Following Resolution

BE IT HEREBY RESOLVED by the Franklin Township Board of Education pursuant to N.J.S.A. 10:4 -13 and 10:4 -12 that said public body hold a closed session on Monday, March 23, 2009 for the purpose of discussing personnel issues, matters relating to the building project, QEA, collective bargaining, and legal issues. It is expected that the discussion undertaken in closed session will be made public at the time official action is taken.

Moved Mrs. Wolak Second Mr. Campbell at 8:00 p.m. Motion Carried

XI. Motion to return to Open Public Session at 8:43 p.m.

Moved Mr. Campbell Second Mr. DiGiambattista Motion Carried

Mr. Garliardi provided the public with and update on the background and results of the *George F. Burdick, Jr. v. Franklin Township Board of Education* litigation. He advised that the attorney's fees to litigate this case have reach approximately \$21,000 and could go as high as \$30,000 upon completion.

XII. PERSONNEL

No action items

XIII. Public Comments

Mrs. Coe said that the PTA is funding a new defibrillator. She inquired about the ban on the use of the carousel on the playground.

Dr. Dwyer responded by stating that there are some safety concerns regarding the playground.

Mrs. Cargill expressed her concern regarding expenditure of money on legal fees rather than on the needs of the students.

Mrs. Gordon asked if there is a conflict of interest since Mrs. Burdick's husband in in litigation with the board.

Mr. Gagliardi stated that Mrs. Burdick recused herself during discussions that relate to her husband's case.

Mr. McPherson inquired about policy 3542 Food Service.

Mrs. Anderson asked how legal fees get paid.

Mr. Gagliardi stated that there is a line item in the budget.

Mrs. Rozycki asked it the girls softball field will be maintained at the same level as the

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boys field.

Dr. Dwyer stated that the landscaping contract will include maintenance to the girls softball field.

Mr. Dahan asked if the board anticipated asking the voters to approve additional funding for the building program.

Mrs. Wright said that the building program is within budget.

Mr. Dahan stated that the board is concentrating on legal issues rather than addressing the building program which the board has wasted over a million dollars to date.

Mrs. Lundgen said that the building program will benefit the students and the million dollars spent will benefit the children when the construction project is completed.

XIV. Motion to Adjourn from the Public Meeting at 9:30 p.m.

Moved Ms. Vail Second Ms. Cook Motion Carried

Certified by:

Respectfully submitted,

Barbara A. Tudek
Interim Business Administrator/Board Secretary