

MINUTES OF THE REGULAR MEETING OF
THE BUTLER BOARD OF EDUCATION HELD
ON THURSDAY, FEBRUARY 28, 2008 IN THE
HIGH SCHOOL LIBRARY, BUTLER, NEW JERSEY

Mr. Kovats, President, called the meeting to order at 7:30 p.m.

PLEDGE TO THE FLAG

Mr. Kovats, President, led the Pledge of Allegiance.

OPEN PUBLIC MEETINGS ACT

Mr. Kovats made the following statement:

The New Jersey Open Public Meetings Law was enacted to insure 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 this Act, the Butler Board of Education has caused notice of this meeting to be published by having the date, time, and place thereof posted in the Borough Hall, communicated to THE SUBURBAN TRENDS and THE DAILY RECORD, and filed with the Borough Clerk on April 26, 2007.

Chapter 8, P.L. 1995 provides for the representation of sending school district board of education members on the receiving school district board of education.

The Bloomingdale Board of Education representative has voting privileges on matters as outlined in Board Policy No. 0141.

ROLL CALL

Members present: Lakawicz, Marion, O'Shea, Puglise, Roche, Soules (Bloomingdale Rep.), and Kovats

Members absent: Knapp, Lee, Luciani

Others present: Dr. René T. Rovtar, Ms. Debra Naley-Minenna, Greg Somjen, Architect, 4 staff members, 1 student, and 21 members of the public

APPROVAL OF MINUTES

On motion of Mr. Marion and seconded by Mrs. O'Shea it was **moved to approve the minutes of the January 24, 2008 Workshop Meeting, the January 24, 2008 Private Session, the January 28, 2008 Regular Meeting, and the January 28, 2008 Private Session** and dispense with the reading of same since each member had received a copy.

On a voice vote the motion carried.

COMMUNICATIONS

- Thank you for Board's expression of sympathy from Susan Lee
- Thank you for Board's expression of sympathy from family of Phyllis Marion
- MCSBA membership meeting on March 13 featuring crisis management presentations
- Cub Scout Pack 101 is gathering boosters as a fundraiser. Board members may advertise as individuals if they so choose.

PRESENTATION

Architect, Greg Somjen, conducted a presentation on the \$3,995,000 athletic field referendum, including explanation of proposal and changes from the one previously presented to the public in September 2007 and the process of submission to Department of Education.

PUBLIC

- Cindy Sokoloff expressed concern over field events for track on turf field.
- Beverly Hamilton, of Jericho Road, questioned total cost to public after issuance of bonds (\$5.5m) and access to track by the public.
- Alex Kalby, of Butler Place, questioned annual tax impact, anticipated to be about \$125 prior to debt service, which will be available prior to September referendum vote.
- Jill Sanders questioned fees associated with different equipment utilized by athletes to stay safe from turf surface and protect it as well.
- Concerns were expressed over wear and tear on turf. The Architect was asked to clarify status.
- Bob Norman expressed concerns over health hazards of turf.
- Cindy Sokoloff brought up the hazard of insecticides for grass fields.
- Concerns were raised about the durability of the track, and possibly the installation of security cameras.
- A student questioned if the Board would move to a topic other than the field referendum. Comments continued.
- An announcement was made that the Girls Basketball Team won the first round of the state playoffs in overtime 54-48.

FINANCE/PURCHASING

*On motion of Mrs. Roche and seconded by Mrs. Lakawicz, it was moved to approve the following motions:

*At the recommendation of the superintendent, move to approve the payment of claims and payroll for the month of **February, 2008** in the amount of **\$1,860,169.03**.

*At the recommendation of the superintendent, move to approve the following **high school /district** purchases, per bids/quotes received or State Contract:

<u>Company</u>	<u>Item</u>	<u>Cost</u>	<u>(State Contract Bid or Quote)</u> <u>Type</u>
Danka Office Imaging Co.	maintenance contract	\$337.21	NJ53604
Custom Apparel	golf uniforms	\$909.00	Quote

On a roll call vote, the motion carried 7-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve **transfers** for the month of **January, 2008**, as presented.

On a roll call vote, the motion carried 6-0.

*On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve a contract with **The Substitute Service, LLC**, for substitute services for the 2008-2009 school year, at \$6,839.08 per year.

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve the following **high school/district** purchases, per bids/quotes received or State Contract:

<u>Company</u>	<u>Item</u>	<u>Cost</u>	<u>(State Contract Bid or Quote)</u> <u>Type</u>
Water Tech Irrigation	Installation of Sprinkler System on James C. Smith Field	\$14,860	Quote
Gym Source	2 treadmills	\$ 6,725	Quote
Gym Source	2 ellipticals	\$ 5,490	Quote
Sports Time	spring sport duffle bags	\$ 225	Quote

On a roll call vote, the motion carried 7-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve the following **elementary/grant*/student activities** purchases, per bids/quotes received or State Contract:

<u>Company</u>	<u>Item</u>	<u>Cost</u>	<u>(State Contract Bid or Quote)</u> <u>Type</u>
Excelsior	musical-stage crew supplies	32.68	Quote
Home Depot	musical-stage crew supplies	764.24	Quote

On a roll call vote, the motion carried 6-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve a contract with **ATV, Inc.** in the amount of \$8,990.00, per quotes received, to supply and install cooling unit and related electrical work for the High School server room within the high school referendum project #0630-020-03-0942.

On a roll call vote, the motion carried 6-0.

TECHNOLOGY

On motion of Mr. Puglise and seconded by Mrs. O’Shea, at the recommendation of the superintendent, it was moved to approve the following **elementary/grant*/student activities** purchases, per bids/quotes received or State Contract:

<u>Company</u>	<u>Item</u>	<u>Cost</u>	<u>(State Contract Bid or Quote)</u> <u>Type</u>
DELL	7 computers/1 projector/ Misc. tech	\$8,547.23	NJA81247

On a roll call vote, the motion carried 6-0.

PERSONNEL/EMPLOYEE RELATIONS

On motion of Mrs. Lakawicz and seconded by Mrs. Roche, at the recommendation of the superintendent, it was moved to approve the following **elementary/middle school salary level adjustment(s)** as per Board Policy, effective February 1, 2008, per salary guides in the 2005-2008 negotiated contract:

Edward Lavorgna	English Teacher	Richard Butler School
From: BA+20	Step 13	\$72,685 + 3,334 Longevity = \$76,019
To: MA+30	Step 13	\$78,225 + 3,334 Longevity = \$81,559
Michele C. Hennig	2nd Grade Teacher	Aaron Decker School
From: BA+20	Step 4	\$50,410
To: MA+16	Step 4	\$53,410

On a roll call vote, the motion carried 6-0.

*On motion of Mrs. Lakawicz and seconded by Mr. Marion, it was moved to approve the following motions:

*At the recommendation of the superintendent, move to approve the following **athletic volunteer(s)** for the 2007-2008 school year as follows:

Bob Lipinski

Assistant Softball Coach

*At the recommendation of the superintendent, move to approve the following employees as **athletic event worker(s) for the 2007-2008** school year, with remuneration set as follows: Ticket takers - \$35.00/event; Ticket sales - \$45.00/event; Clock/Varsity - \$45.00/event; Clock/JV/Freshman - \$40.00/event; Clock/RBS - \$40.00/event; Announcer - \$45.00/event; Crowd Control - \$40.00/event; Chain Crew - \$40.00/event:

Erin Morgese

*At the recommendation of the superintendent, move to accept the resignation of **Robyn Vetter, Choreographer** for the spring musical 2008.

*At the recommendation of the superintendent, move to approve the appointment of the following **Spring Musical Staff** for the 2007-2008 school year.

Ms. Alicia Ward	Choreographer	\$1,000.00
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*At the recommendation of the superintendent, move to approve the appointment of the following **substitute certified staff** for the 2007-2008 school year, pending certification and criminal history review process:

Lisa Bergstrom

*At the recommendation of the superintendent, move to rescind the appointment of Wayne Guarino as Assistant Baseball Coach, for the 2007-2008 school year.

*At the recommendation of the superintendent, move to approve the appointment of the following to serve as site supervisor for athletic events, at \$40.00 per event:

Daniel Hoeflinger

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Lakawicz and seconded by Mr. Soules, at the recommendation of the superintendent, it was moved to approve the following employees as **athletic event worker(s) for the 2007-2008** school year, with remuneration set as follows: Ticket takers - \$35.00/event; Ticket sales - \$45.00/event; Clock/Varsity - \$45.00/event; Clock/JV/Freshman - \$40.00/event; Clock/RBS - \$40.00/event; Announcer - \$45.00/event; Crowd Control - \$40.00/event; Chain Crew - \$40.00/event.

Jon Calabro

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Lakawicz and seconded by Mr. Soules, at the recommendation of the superintendent, it was moved to approve the appointment of the following **substitute certified staff** for the 2007-2008 school year, pending certification and criminal history review process:

John Darcey

Mary C. Carlson

James J. Sisco

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Lakawicz and seconded by Mr. Marion, at the recommendation of the superintendent, it was moved to accept the resignation of Josh Davey from the position of freshman softball coach for the 2007-2008 school year.

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Lakawicz and seconded by Mr. Soules, at the recommendation of the superintendent, it was moved to approve the appointment of **Athletic coach(s) for the 2007-2008 school year**, as per the salary guide in the 2005-2008 negotiated contract as listed below:

Colin Cummins

Assistant Baseball Coach

Step 1 - \$2,752

Kevin Lukich

Freshman Softball Coach

Step 1 - \$2,752

On a roll call vote, the motion carried 7-0.

*On motion of Mrs. Lakawicz and seconded by Mrs. Roche, at the recommendation of the superintendent, it was moved to approve the appointment of **Sven Lilienthal, A.T.C., Athletic Trainer**, at the High School, BA – Step 8 -- \$56,010, effective April 28, 2008 or sooner if he can be released from his present contract.

On a roll call vote, the motion carried 7-0.

EDUCATION & SPECIAL SERVICES

*On motion of Mrs. Roche and seconded by Mrs. O'Shea, it was moved to approve the following motions:

*At the recommendation of the superintendent, move to approve the following **Out-of-District placement for the 2007-2008 school year**, as recommended by the Child Study Team, as follows:

<u>ID#/District</u>	<u>School</u>	<u>Yearly</u>	<u>Start Date</u>
92780/Bloomington	Lakeland Regional HS	\$46,500prorated	2/4/2008

*At the recommendation of the superintendent, move to approve **home instruction/bedside hours** for the 2007-2008 school year as per Guidance Department, student's physician, or Court Order:

<u>ID#/District</u>	<u>Grade</u>	<u>Effective Date</u>	<u>Hrs/Week</u>	<u>End date</u>
11095/Bloomingtondale	9	2/04/2008	10 hrs/week	4/04/2008
R127/Bloomingtondale	10	2/01/2008	5 hrs/week	4/01/2008
15079/Butler	5	1/27/2008	10 hrs/week	3/27/2008
R123/Butler	11	1/28/2008	6 hrs/week	4/04/2008

*At the recommendation of the superintendent, move to approve the annual school calendar for the 2008-2009 school year, as presented.

On a roll call vote, the motion carried 7-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve the establishment of an inclusive preschool program for the 2008-2009 school year to provide in-district opportunities to allow our preschool disabled students to be mainstreamed. The proposed program will include students between the ages of 3 and 5. The district will maintain a class size congruent with the guidelines. This program is in accordance with N.J.A.C. 6A:14, Special Education and N.J.A.C. 6A:26, Educational Facilities. The implementation of this program will enable the district to eliminate one class of our existing half day preschool disabled program as the students enrolled in that program will now be served in the new inclusive preschool program.

On a roll call vote, the motion carried 6-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to approve the following **Out-of-District placement for the 2007-2008 school year**, as recommended by the Child Study Team, as follows:

<u>ID#/District</u>	<u>School</u>	<u>Yearly</u>	<u>Start Date</u>
10010/Butler	Cornerstone Day School Springfield	\$65,000 prorated	03/03/2008

On a roll call vote, the motion carried 6-0.

GENERAL/ACTIVITIES/TRANSPORTATION

*On motion of Mrs. O'Shea and seconded by Mr. Marion, it was moved to approve the following motions:

*At the recommendation of the superintendent, move to approve the following **high school trip(s)** for the 2007-2008 school year:

03-19-2008	Pompton Teen Center, Pompton Lakes Ms. Nussbaum/Hoeflinger	Peer Leadership Grade 10-12
04-16-2008	214 W. 42 St. – Hilton/ <i>Young Frankenstein</i> Mrs. Abdelsalam	Drama/English Grade 9-12
05-10-2008	Nederlander Theatre/ <i>Rent</i> Mrs. Abdelsalam	Drama Grade 9-12

On a roll call vote, the motion carried 7-0.

On motion of Mrs. O'Shea and seconded by Mr. Marion, at the recommendation of the superintendent, it was moved to approve the following **elementary trip(s)** for the 2007-2008 school year:

03-19-2008	Franklin Lakes Methodist Church Mr. Reagan/Mrs. Vladichak	Bridge Grade 5-8
06-05-2008	Native Lands – Green Meadows Ms. Paulison/Elwertowski/Porter/ Staup/Primavera/Ricker/McFadden	Social Studies Grade 2 & 3

On a roll call vote, the motion carried 6-0.

BUILDINGS & GROUNDS

*On motion of Mr. Marion and seconded by Mrs. O'Shea, at the recommendation of the superintendent, it was moved to approve the following application(s) for use of buildings and fields for the 2007-2008 school year:

<u>Use of Buildings</u>			
Date	Group	Event	Place
5-16-2008	Butler Police Assn.	Oldie's Show	BHS Aud.
July 2008 As scheduled	Butler Police Dept.	police training or ADS according to availability	BHS, RBS,
3-8 & 15, 2008	Tri-Boro Little League	Softball/baseball evaluations	RBS Gym
<u>Use of Fields</u>			
4-26 & 27, 2008	Route 23 Auto Mall	off-site parking for car show	RBS & BHS parking lots
As scheduled	Tri-Boro Little League	games & practices	ADS, Hempsted & J.C. Smith

As scheduled	Butler Jr. Soccer	games & practices	ADS and Field Hockey
As scheduled	B & B Troopers	games & practices	Hempsted
As scheduled	Butler & Bloomingdale Baseball A's	games & practices	Hempsted
Sunday mornings As scheduled	Butler Braves adult league	games & practices	Hempsted
As scheduled	Butler Stars	games & practices	J.C. Smith

On a roll call vote, the motion carried 7-0.

POLICY

*On motion of Mrs. Lakawicz and seconded by Mrs. O'Shea, it was moved to approve the following motions:

*At the recommendation of the superintendent, approve the revisions to policy number 5512, Harassment, Intimidation, Bullying and Hazing, on a second reading. Adoption of this policy will also include the rescinding of policy 5512.01, "Harassment, Bullying and Intimidation which has been fully incorporated into Policy 5512.

*At the recommendation of the superintendent, move to approve the revisions to policy number 4420, Benefits, on a first reading.

*At the recommendation of the superintendent, move to approve the revisions to policy number 8600, Transportation, on a first reading.

On a roll call vote, the motion carried 7-0.

Report of Suspensions:

- BHS – 13 students suspended for on day for failure to serve Saturday detention.
- BHS – 1 student suspended for one day for hitting another student.
- BHS – 1 student suspended for five days for insubordination, unacceptable language, behavior and destruction of school property.
- RBS – 1 student suspended for one day for throwing snowballs.

LIAISON - TOWN COUNCIL & BLOOMINGDALE

Mr. Kovats reported that the Board and Council held a joint meeting on Tuesday, February 26, to discuss pending athletic referendum.

PUBLIC DISCUSSION

- Pat Buntzen questioned policies and told the Board, as a taxpayer, she appreciated the extra work and time the Board put in on the athletic referendum project.
- Sue Kempson stated that the positive voices and supporters of the project were at the Girls' Basketball game.

PRIVATE SESSION

On motion of Mr. Marion and seconded by Mrs. O'Shea, it was moved **at 9:25 p.m. to approve the following resolution:**

WHEREAS, the Board of education must discuss subjects concerning contract negotiations; and

WHEREAS, the aforesaid subject to be discussed are within the exemptions which are permitted to be discussed and acted upon in private session pursuant to P.L. 1975 Chapter 231; it is therefore

RESOLVED, that the aforesaid subjects shall be discussed in executive session by the Board and administrative staff at the conclusion of the public segment of this meeting and information pertinent there to will be made available to the public as soon thereafter as possible and once the reasons for non-disclosure no longer exist.

On a roll call vote the motion carried.

PUBLIC SESSION

On motion of Mr. Marion and seconded by Mrs. Roche, it was moved to **return to Public Session at 9:55 p.m.**

On a roll call vote the motion carried.

The Board has been in executive session for the past 30 minutes for the purpose of discussing contract negotiations. The matters that were discussed will be disclosed to the public as soon as possible once the reasons for non-disclosure no longer exist.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to authorize the Board of Education to enter into an agreement with McManimon & Scotland, L.L.C. as outlined below:

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of School District obligations by the Board of education of the Borough of Butler in the County of Morris (the "Board), a body corporate of the state of New Jersey, including the review of such procedures and the rendering of approving legal options acceptable to the financial community; and

WHEREAS, such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is so recognized by the financial community; and

WHEREAS, funds are or will be available for this purpose:

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE BOROUGH OF BUTLER IN THE COUNTY OF MORRIS AS FOLLOWS:

1. The law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is hereby retained to provide specialized legal service necessary in connection with the authorization and the issuance of obligations by the Board in accordance with the Agreement dated as of February 28, 2008 and submitted to the Board (the "Contract").
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:-5(a)(1), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the Contract shall be placed in the file with the Secretary of the Board.
4. A notice in accordance with the Public School Contracts Law of New Jersey in the form attached hereto shall be published in The Suburban Trends.

The cost for basic services rendered in connection with the preparation for a bond referendum through the review of the record of proceedings in connection herewith shall be a fee of \$2,000.

On a roll call vote, the motion carried 6-0.

On motion of Mrs. Roche and seconded by Mrs. Lakawicz, at the recommendation of the superintendent, it was moved to appoint the firm of **Parette Somjen Architects** to handle the pre-referendum and post-referendum phases of the proposed 2008 Referendum Project as outlined in the proposal dated February 19, 2008. Pre-referendum costs including the filing of all necessary applications and documents with the New Jersey Department of Education and including support for community outreach activities in connection with the referendum shall be \$14,950.00. Post-referendum costs will be \$285,000 and will only be payable in the event that the referendum is passed by the voters on September 23, 2008. The contract may need to be revised if additional costs are necessary to create a split question project.

On a roll call vote, the motion carried 6-0.

ADJOURNMENT

On motion of Mr. Marion and seconded by Mrs. O'Shea, it was moved to **adjourn the meeting to the call of the chair**. Motion carried.

The meeting was adjourned at 10:24 p.m.

Respectfully submitted,

Debra Naley-Minenna,
Board Secretary

*Indicates Bloomingdale votes on motion.