

MORRIS SCHOOL DISTRICT
MORRISTOWN HIGH SCHOOL, LEARNING COMMONS

REGULAR BUSINESS MEETING

February 25, 2019 – 6:00 P.M

CALL TO ORDER STATEMENT
ROLL CALL

OPEN PUBLIC MEETING

Mrs. Nancy Bangiola
Mrs. Meredith Davidson
Dr. Peter Gallerstein
Ms. Linda K. Murphy
Mr. Vij Pawar
Ms. Lisa Pollak
Mr. Leonard Posey
Mrs. Ann Rhines
Ms. Melissa Spiotta
Ms. Lucia Galdi

MORRIS PLAINS REPRESENTATIVE

STUDENT REPRESENTATIVES

Ms. Lia Vargas
Ms. Katherine Baskin

CLOSED SESSION
Litigation, Negotiation, Personnel and Student Matters

6:00 P.M.

OPEN SESSION

7:30 P.M.

PLEDGE OF ALLEGIANCE

SUPERINTENDENT’S REPORT

District Priority Update: SEL
Future City Presentation Winners: FMS

PRESIDENT’S REPORT

PUBLIC COMMENT

1 Hour (3 minutes per person)

COMMITTEE REPORTS

BUSINESS AGENDA
Communications

All correspondence to the board must be
addressed through the board secretary. Copies
are available in the Board
Secretary’s Office

Minutes
Policy
Educational Matters
Pupil Service
Human Resources
Business Matters
NEW BUSINESS BROUGHT BEFORE THE BOARD
CLOSED SESSION
ADJOURNMENT

EXECUTIVE SESSION

Motion #1 AUTHORIZING EXECUTIVE SESSION

WHEREAS, while the Sen. Byron M. Baer Open Public Meetings Act (N.J.S.A. 10:4-6 et seq.) requires all meetings of the Morris School District Board of Education to be held in public, N.J.S.A. 10:4-12(b) sets forth nine (9) types of matters that may lawfully be discussed in "Executive Session," without the public being permitted to attend, and

WHEREAS, the Board has determined that three (3) issues are permitted by N.J.S.A. 10:4-12(b) to be discussed without the public in attendance and shall be discussed during an Executive Session to be held on February 25, 2019 at 6:30 P.M., and

WHEREAS, the nine (9) exceptions to open public meetings set forth in N.J.S.A. 10:4-12(b) are listed below, and next to each exception is a box which will be marked when the issues to be privately discussed fall within that exception, and after each exception is a space where additional information that will disclose as much information about the discussion as possible without undermining the purpose of the exception shall be written:

☒ "(1) Any matter which, by express provision of Federal law, State statute or rule of court shall be rendered confidential or excluded from public discussion." The nature of the matter, described as specifically as possible without undermining the need for confidentiality are: Student Matters (HIB) and Residency

☐ "(2) Any matter in which the release of information would impair a right to receive funds from the federal government." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is:

☐ "(3) Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is:

☐ "(4) Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body." The collective bargaining contract(s) discussed are between (1) the Board and the Supervisory Support Staff Association and between (2) the Board and the Morris School District Administrators Association.

☐ "(5) Any matter involving the purchase lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is:

☐ "(6) Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is:

☐ "(7) Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer." The parties to and docket numbers of each item of litigation and/or the parties to each contract discussed are and the nature of the discussion, described as specifically as possible without undermining the need for confidentiality is:

☒ "(8) Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting." Subject to the balancing of the public's interest and the employee's privacy rights under South Jersey Publishing Co. v. New Jersey Expressway Authority, 124 N.J. 478 (1991), the employee(s) and nature of the discussion, described as specifically as possible without undermining the need for confidentiality are:

☐ "(9) Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility." The nature of the matter, described as specifically as possible without undermining the need for confidentiality is:

WHEREAS, the length of the Executive Session is estimated to be sixty (60) minutes after which the public meeting of the Board shall (select one) ☐ reconvene and immediately adjourn or ☒ reconvene and proceed with business where formal action will be taken.

NOW, THEREFORE, BE IT RESOLVED that the Morris School District Board of Education will go into Executive Session for only the above stated reasons; and

BE IT FURTHER RESOLVED that the Board hereby declares that its discussion of the aforementioned subject(s) will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure.

MINUTES

Motion #1 that upon the recommendation of the Superintendent, the Board of Education, approve executive session minutes from the regular business meeting of:

January 28, 2019

Motion #2 that upon the recommendation of the Superintendent, the Board of Education, approve minutes from the regular business meeting of:

January 28, 2019

Motion #3 that upon the recommendation of the Superintendent, the Board of Education, approve minutes from the special board meeting of:

February 11, 2019

POLICY

FIRST READING

Motion #1 that upon the recommendation of the Superintendent, the Board of Education
approve for first reading the following new/revised bylaws/policies/regulations:

P2431	Athletic Competition
P3232	Tutoring Services
P5111	Eligibility of Resident/Nonresident Pupils (M)
P6150	Tuition Income

2431 ATHLETIC COMPETITION (M)

M

The Board of Education recognizes the value of a **program of** athletic competition **for both boys and girls** as an integral part of the total school experience. Game activities and practice sessions provide opportunities to learn the values of competition and good sportsmanship.

~~Programs of athletic competition, both intrascholastic and interscholastic, offer students the opportunity to exercise and test their athletic abilities in a context greater and more varied than that offered by the class or school or school district alone, and an opportunity for career and educational development.~~

For the purpose of this Policy, ~~programs of~~ athletic programs ~~competition~~ include all activities relating to competitive sports contests, games, events, or sports exhibitions involving individual students or teams of students when such events occur within or between schools within this district or with any schools outside this district. The programs of athletic competition shall include, but are not limited to, high school interscholastic athletic programs, middle school interscholastic athletic programs where school teams or squads play teams or squads from other school districts, and/or intramural athletic programs within a school or among schools in the district and any cheerleading program or activity in the school district.

Eligibility Standards

A student who wishes to participate in an **program of** athletic competition program must submit, on a form provided by the district, the signed consent of his/her parent(s) or legal guardian(s). The consent of the parent(s) or legal guardian(s) of a student who wishes to participate in a program of athletic competition will include an acknowledgment of the physical hazards that may be encountered in the activity.

Student participation in a **athletic** programs ~~of athletic competition~~ shall be governed by the following eligibility standards:

1. To be eligible for participation in the interscholastic athletic program of a New Jersey State Interscholastic Athletic Association (NJSIAA) member school, all high school students must meet, at a minimum, all the eligibility requirements of the Constitution, Bylaws, and Rules and Regulations of the NJSIAA. Home schooled children are not eligible to participate in the high school interscholastic athletic program of this district.
2. A student in grades 6 through 8 is eligible for participation in school district sponsored athletic programs ~~of athletic of athletic competition~~ if he/she passed all courses required for promotion or graduation in the preceding ~~semester-year~~. **Home schooled children are not eligible to participate in school district sponsored programs of athletic competition of this district.**
3. A student in any grade must maintain a satisfactory record of attendance to be eligible for participation in school district sponsored **athletic** programs ~~of athletic competition~~. An attendance record is unsatisfactory if the number of unexcused absences exceed 16 school days in the school year prior to the

student commencing participation in school district sponsored programs of athletic competition. **In the event a high school student athlete exceeds unexcused absences, there will be a conference between the Assistant Principal, Athletic Director and student.**

4. A student in any grade who fails to observe school rules for student conduct may forfeit his/her eligibility for participation in school district sponsored **athletic** programs ~~of athletic competition.~~

Notice of the school district's eligibility requirements shall be available to students.

Required Examinations – Interscholastic or Intramural Team or Squad

Students enrolled in grades six to twelve must receive a medical examination, in accordance with the provisions of N.J.S.A. 18A:40-41.7, prior to participation on a school-sponsored interscholastic or intramural team or squad and any cheerleading program or activity.

The examination shall be conducted within 365 days prior to the first day of official practice in an athletic season ~~with examinations being conducted at the medical home of the student.~~ **For students grades 9 – 12, parents/legal guardians may choose to have the examination conducted by either the school physician or by their own private physician at t**The “medical home” which is defined as a health care provider pursuant to N.J.A.C. 6A:16-1.3 ~~and that provider's practice site chosen by the student's parent for the provision of health care. If a student does not have a medical home, the school district shall provide the examination at the school physician's office or other comparably equipped facility. The parent may choose either the school physician or their own private physician to provide this medical examination.~~ The medical examination required prior to participation shall be in accordance with the requirements as outlined in N.J.A.C. 6A:16-2.2(h)1 and Regulation 2431.2 and shall be documented using the Preparticipation Physical Evaluation form required by the Department of Education.

The school district shall distribute the Commissioner of Education developed Sudden Cardiac Arrest pamphlet to all students participating in or desiring to participate in an athletic activity, as defined in N.J.S.A. 18A:40-41.e., and the student's parents/legal guardians shall comply with the requirements of N.J.S.A. 18A:40-41.d each year and prior to participation by the student in an athletic activity.

The school district shall annually distribute the Commissioner of Education-developed Educational Fact Sheet relative to use and misuse of opioid drugs for sports related injuries to parents/ legal guardians of students who participate in athletic activities and comply with the requirements of N.J.S.A 18A:40-41.10.

Information concerning a student's HIV/AIDS status shall not be required as part of the medical examination or health history pursuant to N.J.S.A. 26:5C-1 et seq. The health findings of this medical examination shall be maintained as part of the student's health record.

Emergency Procedures

Athletic coaches shall be trained in first aid to include sports-related concussion and head injuries, the use of a defibrillator, the identification of student athletes who are injured or disabled in the course of any athletic program or activity, and any other first aid procedures or other health related trainings required by law or the Superintendent.

The Superintendent shall prepare and present to the Board for its approval procedures for the emergency treatment of injuries and disabilities that occur in the course of any athletic program or activity. Emergency procedures shall be reviewed not less than once in each school year and shall be disseminated to appropriate staff members.

Interscholastic Standards

The Board shall approve annually a program of interscholastic athletics and shall require that all facilities utilized in that program, whether or not the property of this Board, properly safeguard both players and spectators and are kept free from hazardous conditions.

The Board adopts the Constitution, Bylaws, Rules, and Regulations of the New Jersey State Interscholastic Athletic Association as Board policy and shall review such rules on a regular basis to ascertain they continue to be in conformity with the objectives of this Board.

The Superintendent shall annually prepare, approve, and present to the Board for its consideration a program of interscholastic athletics that includes a complete schedule of athletic events and **may shall** inform the Board of changes in that schedule.

N.J.S.A. 2C:21-11

N.J.S.A. 18A:11-3 et seq. ; **18A :40-41 : 18A :40-41.10**

N.J.A.C. 6A:7-1.7(**d**); 6A:16-1.**34**; 6A:16-2.1 et seq.

Revised: **25 February 2019**, 3 April, 2017, 17 June, 2013, 24 September, 2012, 12 January, 2009

3232 TUTORING SERVICES

School staff members routinely provide time beyond their assigned responsibilities to pupils who need additional help in their academic programs. This additional help is provided by a staff member on school grounds during their free time during their workday or immediately before or after school hours. The time a staff member provides additional help to a pupil is an extension of their assigned school district responsibilities and a staff member may not charge a fee for providing this additional help to pupils.

However, the Board of Education recognizes a school staff member may be privately contracted to provide tutoring services to a pupil in addition to any additional help a pupil receives before, during, and/or after the school day. **School staff members shall not provide private tutoring services for a fee or any compensation to any pupil that is currently enrolled in their classes. School staff members may not use any District owned resources such as, but not limited to a computer or other laptop device, consumable or other classroom materials, or assessments.** These tutoring services shall be provided to a pupil under a private agreement between the staff member and the parent/guardian and/or pupil.

School staff must engage in professional conduct and dialogue with parents, students, or other outside tutoring agencies who are contracted by the parents at all times. Only the services agreed upon and goals for the tutoring sessions shall be discussed. Private tutoring or solicitation for services shall not take place on school grounds or through the use of a District issued computer or other laptop device.

The Board of Education assumes no responsibility, liability, or obligations for the selection of the private tutor or the quality of the private tutoring services.

Adopted: 15 July 2013

5111 ELIGIBILITY OF RESIDENT/NONRESIDENT PUPILS (M)

The Board of Education shall admit to its schools, free of charge, persons over five and under twenty years of age, pursuant to N.J.S.A. 18A:38-1, or such younger or older student as is otherwise entitled by law to a free public education.

Eligibility to Attend School

The Board shall admit students eligible to attend school free of charge that are domiciled within the district as defined in N.J.A.C. 6A:22-3.1

A child who is domiciled within the school district and resides with a parent or **legal** guardian who is a member of the New Jersey National Guard or a member of the reserve component of the armed forces of the United States who is ordered into active military service in a time of war or national emergency shall be permitted to remain enrolled in the school district in which the child is domiciled at the time of the parent or **legal** guardian being ordered into active military service, regardless of where the child resides during the period of active duty. Following the return of the child's parent or guardian from active military service, the child's eligibility to remain enrolled in the school district pursuant to N.J.S.A. 38-3.1 shall cease at the end of the current school year unless the child is domiciled in the school district.

The Board shall also admit any student that is kept in the home of a person other than the student's parent or **legal** guardian, where the person is domiciled in the school district and is supporting the student without remuneration as if the student were his or her own child in accordance with N.J.A.C. 6A:22-3.2. A student is only eligible to attend school in the district pursuant to N.J.A.C. 6A:22-3.2 if the student's parent or **legal** guardian files, together with documentation to support its validity, a sworn statement that he or she is not capable of supporting or providing care for the student due to family or economic hardship and the student is not residing with the other person solely for the purpose of receiving a free public education. In addition, the person keeping the student must file, if so required by the Board of Education, a sworn statement that he or she: is domiciled within the school district; is supporting the child without remuneration and intends to do so for a time longer than the school term; will assume all personal obligations for the student relative to school requirements; and provides a copy of his or her lease if a tenant, ~~or~~ a sworn landlord's statement if residing as a tenant without a written lease, or a mortgage or tax bill if an owner. Pursuant to N.J.S.A. 18A:38-1.(c), any person who fraudulently allows a child of another person to use his or her residence and is not the primary financial supporter of that child and any person who fraudulently claims to have given up custody of his or her child to a person in another district commits a disorderly persons offense.

A student is eligible to attend school in this school district free of charge pursuant to N.J.S.A. 18A:38-1.(b) if the student is kept in the home of a person domiciled in the school district, who is not the parent or **legal** guardian and the parent or guardian is a member of the New Jersey National Guard or the reserve component of the United States armed forces and has been ordered into active military service in the United States armed forces in time of war or national emergency. Eligibility under this provision shall cease at the end of the current school year during which the parent or guardian returns from active military duty.

A student is eligible to attend school in this school district free of charge pursuant to N.J.S.A. 18A:38-1.(d) if the student's parent or **legal** guardian temporarily resides within the school

district and elects to have the student attend the school district of temporary residence, notwithstanding the existence of a domicile elsewhere. When required by the Board of Education, the parent or guardian shall demonstrate the temporary residence is not solely for purposes of a student attending the school district of temporary residence. When one of a student's parents or **legal** guardians temporarily resides in the school district while the other is domiciled or temporarily resides elsewhere, eligibility to attend school shall be determined in accordance with the criteria of N.J.A.C. 6A:22-3.1(a)1.i.

A student is eligible to attend this school district free of charge:

1. If the student's parent or **legal** guardian moves to another school district as the result of being homeless, subject to the provisions of N.J.A.C. 6A:17-2 - Education of Homeless Children;
2. If the student is placed by court order or by a society, agency, or institution in the home of a school district resident pursuant to N.J.S.A. 18A:38-2;
3. If the student previously resided in the school district and if the parent or **legal** guardian is a member of the New Jersey National Guard or the United States reserves and has been ordered to active service in time of war or national emergency, resulting in the relocation of the student out of the school district, pursuant to N.J.S.A. 18A:38-3.(b). The school district shall not be obligated for transportation costs; and
4. If the student resides on Federal property within the State pursuant to N.J.S.A. 18A:38-7.7 et seq.

Notwithstanding the provisions of N.J.S.A. 18A:38-1 or any other law, rule, or regulation to the contrary, a student who moves out of the school district as a result of domestic violence, sexual abuse, or other family crises shall be permitted to remain enrolled in the school district for the remainder of the school year in pursuant to N.J.S.A. 18A:38-1.1 and in accordance with the provisions of N.J.A.C. 6A:22-3.2(h). If the student remains enrolled in the school district for the remainder of the school year, the school district shall provide transportation services to the student, provided the student lives remote from school, and the State shall reimburse the school district for the cost of the transportation services. Nothing in N.J.S.A. 18A:38-1.1 shall be construed to affect the rights of homeless students pursuant to N.J.S.A. 18A:7B-12, N.J.S.A. 18A:7B-12.1, or any other applicable State or Federal law.

A student's eligibility to attend this school shall not be affected by the physical condition of an applicant's housing; or his or her compliance with local housing ordinances; or terms of lease.

Except as set forth in N.J.A.C. 6A:22-3.3(b)1, immigration/visa status shall not affect eligibility to attend school and the school district shall not condition enrollment in the school district on immigration status. A student's immigration/visa status and their eligibility to attend school shall be in accordance with N.J.A.C. 6A:22-3.3(b) and Regulation 5111.

Proof of Eligibility

The Board of Education shall accept a combination of forms of documentation from persons attempting to demonstrate a student's eligibility for enrollment in the school district in accordance with the provisions of N.J.A.C. 6A:22-3.4. The Board of Education shall consider the totality of information and documentation offered by an applicant, and shall not deny enrollment based on failure to provide a particular form or subset of documents without regard to other evidence presented.

The Board of Education shall not condition enrollment on the receipt of information or documents protected from disclosure by law, or pertaining to criteria that are not a legitimate basis for determining eligibility to attend school as outlined in N.J.A.C. 6A:22-3.4(d). The Board of Education may consider, in a manner consistent with Federal law, documents or information referenced in N.J.A.C. 6A:22-3.4(d) or pertinent parts thereof if voluntarily disclosed by the applicant. The Board of Education may not, directly or indirectly, require or request such disclosure as an actual or implied condition of enrollment. However, in the case of a dispute between the school district and the parent or guardian of a student in regard to the student's eligibility to enroll in the school district or to remain enrolled in the school district pursuant to the provisions of N.J.S.A. 18A:38-1, the school district may request from the New Jersey Motor Vehicle Commission the parent or guardian's name and address for use in verifying a student's eligibility for enrollment in the school district.

Registration Forms and Procedures for Initial Assessment

Registration and initial determinations of eligibility will be in accordance with N.J.A.C. 6A:22-4.1. The Board of Education shall use Commissioner-provided registration forms or locally developed forms that are consistent with the forms provided by the Commissioner. A district-level administrator designated by the Superintendent shall be clearly identified to applicants and available to assist persons who experience difficulties with the enrollment process.

Initial eligibility determinations shall be made upon presentation of an enrollment application, and enrollment shall take place immediately except in cases of clear, uncontested denials. Enrollment shall take place immediately when an applicant has provided incomplete, unclear, or questionable information, but the applicant shall be notified that the student will be removed from the school district if defects in the application are not corrected, or an appeal is not filed, in accordance with subsequent notice to be provided pursuant to N.J.A.C. 6A:22-4.2.

When a student appears ineligible based on the information provided in the initial application, the school district shall issue a preliminary written notice of ineligibility, including an explanation of the right to appeal to the Commissioner of Education. Enrollment shall take place immediately if the applicant clearly indicates disagreement with the district's determination and an intent to appeal to the Commissioner of Education. An applicant whose student is enrolled pursuant to this provision shall be notified that the student will be removed, without a hearing before the Board, if no appeal is filed within the twenty-one day period established by N.J.S.A. 18A:38-1.

When enrollment is denied and no intent to appeal is indicated, applicants shall be advised they shall comply with compulsory education laws. When the student is between the ages of six and sixteen, applicants also shall; be asked to complete a written statement indicating the

student will be attending school in another school district or nonpublic school, or receiving instruction elsewhere than at a school pursuant to N.J.S.A. 18A:38-25. In the absence of this written statement, designated staff shall report to the school district of actual domicile or residence, or the Department of Children and Families, a potential instance of “neglect” for the purposes of ensuring compliance with compulsory education law, N.J.S.A. 9:6-1;. Staff shall provide the school district or the Department of Children and Families with the student’s name, the name(s) of the parent/guardian/resident, and the student’s address to the extent known. Staff shall also indicate admission to the school district has been denied based on residency or domicile, and there is no evidence of intent to arrange for the child to attend school or receive instruction elsewhere.

Enrollment or attendance at in the school shall not be conditioned on advance payment of tuition when enrollment is denied and an intent to appeal is indicated, or when enrollment is provisional and subject to further review or information. The Board of Education shall ensure the registration process identifies information suggesting an applicant may be homeless so procedures may be implemented in accordance with N.J.A.C. 6A:17-2, Education of Homeless Children. Enrollment or attendance in the school district shall not be denied based upon the absence of the certified copy of the student’s birth certificate or other proof of a student’s identity as required within thirty days of initial enrollment, pursuant to N.J.S.A. 18A:36-25.1.

Enrollment in the school district shall not be denied based upon absence of student medical information;. However, actual attendance at school may be deferred until the student complies with student immunization rules set forth in; N.J.A.C. 8:57-4..

When enrollment in the school district, attendance at school, or the receipt of educational services in the regular education program appears inappropriate, the student shall not be denied based upon the absence of a student’s prior educational record. However, the applicant shall be advised the student’s initial educational placement may be subject to revision upon the school district’s receipt of records or further assessment of the student.

Notice of Ineligibility

When a student is found ineligible to attend the school district pursuant to N.J.A.C. 6A:22or the student’s initial application is found to be deficient upon subsequent review or investigation, the school district immediately shall provide to the applicant notice that is consistent with Commissioner-provided sample form(s) and meets requirements of N.J.A.C. 6A:22-4 et seq. Notices shall be in writing; in English and in the native language of the applicant; issued by the Superintendent; and directed to the address at which the applicant claims to reside. Notices of ineligibility shall include information as outlined in N.J.A.C. 6A:22-4.2.

Removal of Currently Enrolled Students

Nothing in N.J.A.C. 6A:22-4 et seq. and this Policy shall preclude the Board of Education from identifying through further investigation or periodic requests for revalidation of eligibility, students enrolled in the school district who may be ineligible for continued

attendance due to error in initial assessment, changed circumstances, or newly discovered information.

When a student who is enrolled and attending school based on an initial eligibility determination is later determined to be ineligible for continued attendance, the Superintendent may apply to the Board of Education for the student's removal in accordance with the provisions of N.J.A.C. 6A:22-4.3. No student shall be removed from school unless the parent, **legal** guardian, adult student, or resident keeping an "affidavit student" (as defined in N.J.A.C. 6A:22-1.2) has been informed of his or her entitlement to a hearing before the Board of Education. Once the hearing is held, or if the parent, **legal** guardian, adult student or resident keeping an "affidavit student", does not respond within the designated time frame to the Superintendent's notice or appear for the hearing, the Board of Education shall make a prompt determination of the student's eligibility and shall immediately provide notice in accordance with N.J.A.C. 6A:22-4.2. Hearings required pursuant to N.J.A.C. 6A:22-4.3: may be conducted by the full Board or a Board Committee, at the discretion of the full Board. If the hearing(s) is conducted by a Board Committee, the Committee shall make a recommendation to the full Board for action. No student may be removed except by vote of the Board taken at a meeting duly convened and conducted pursuant to N.J.S.A. 10:4-6 et seq., the Open Public Meetings Act.

Appeal to the Commissioner

An applicant may appeal to the Commissioner of Education the school district's determination that a student is ineligible to attend its schools. Appeals shall be initiated by petition which shall be filed in accordance with N.J.S.A. 18A:38-1 and N.J.A.C. 6A:3-8.1 and shall proceed as a contested case pursuant to N.J.A.C. 6A:3. Pursuant to N.J.S.A. 18A:38-1.b(1), appeals of "affidavit student" eligibility determinations shall be filed by the resident keeping the student.

Assessment and Calculation of Tuition

If no appeal to the Commissioner is filed following notice of an ineligibility determination, the Board of Education may assess tuition for up to one year of a student's ineligible attendance, including the twenty-one day period provided by N.J.S.A. 18A:38-1 for appeal to the Commissioner. Tuition will be assessed and calculated in accordance with N.J.A.C. 6A:22-6.3 et seq. If the responsible party does not pay the tuition assessment, the Board of Education may petition the Commissioner pursuant to N.J.A.C. 6A:3 for an order assessing tuition, enforceable in accordance with N.J.S.A. 2A:58-10 through recording, upon request of the Board of Education pursuant to N.J.A.C. 6A:3-12, on the judgment docket of the Superior Court, Law Division.

If an appeal to the Commissioner is filed and the petitioner does not sustain the burden of demonstrating the student's right to attend the school district, or the petitioner withdraws the appeal, fails to prosecute, or abandons the appeal by any means other than settlement agreeing to waive or reduce tuition, the Commissioner may assess tuition in accordance with the provisions of N.J.A.C. 6A:22-6.2(a). Upon the Commissioner's finding that an appeal has been abandoned, the Board of Education may remove the student from school and seek tuition in accordance with N.J.A.C. 6A:22-6.2.

Nonresident Students

The admission of a nonresident student to school free of charge must be approved by the Board. No student otherwise eligible shall be denied admission on the basis of the student's race, color, creed, religion, national origin, ancestry, age, marital status, affectational or sexual orientation or sex, social or economic status, or disability. The continued enrollment of any nonresident student shall be contingent upon the student's maintenance of good standards of citizenship and discipline.

A nonresident student otherwise eligible for attendance whose parent or **legal** guardian anticipates school district residency and has entered a contract to buy, build, or rent a residence in this school district may be enrolled without payment of tuition for a period of time not greater than 60 days prior to the anticipated date of residency. If any such student does not become a resident of the school district within 60 days after admission to school. **FILL IN....**

Students whose parent or **legal** guardian have moved away from the school district on or after April 1st ~~and twelfth grade students whose parent or guardian have moved away from the school district on or after the opening day of school~~ will be permitted to finish the school year in this school district without payment of tuition.

Children of **full-time** Board of Education employees who do not reside in this school district ~~may be admitted to school in this district without payment of tuition, provided that the educational program of such children can be provided within school district facilities:~~

may attend the Morris School District through the School Choice Program if a student meets the requirements and parameters of the program, specifically open seats at the kindergarten class level.

If children of full-time non-resident Board of Education employees do not enter the Morris School District through the School Choice Program then a child may enter the Morris School District under the following conditions:

- The cost for any and all additional services beyond basic educational services for any child who requires such services will be borne by the parent. In the event that children of nonresident employees require evaluation by the Child Study Team, related services, or specialized equipment, the costs for such evaluations, services, and/or equipment shall be assumed by the nonresident employee. The district shall make every effort to provide agreed-upon evaluations in the most economical manner possible in accordance with provisions set forth in N.J.A.C 6A:14-3.3.**
- This provision does not apply to children of Board of Education employees who are currently enrolled and attending the Morris School District.**

Additionally, employees must make a written request to the superintendent on or before July 15th if they wish for their child to attend the Morris School District.

Transportation must be provided by the parent.

N.J.S.A. 18A:38-1 et seq.; 18A:38-3; 18A:38-3.1

N.J.A.C. 6A:14-3.3; 6A:17-2.1 et seq.; 6A:22-1.1 et seq.

Adopted: August 22, 2016, January 12, 2009

6150 TUITION INCOME

The Board of Education will charge and assess tuition for pupils attending this school district that are not entitled to receive a free public education in this district or from a pupil's sending district for the pupil attending this school district as provided for by State statute.

A receiving public school district Board and a sending public school district Board will establish a written contractual agreement for the ensuing school year with a tentative tuition charge multiplied by the estimated average daily enrollment in accordance with N.J.A.C. 6A:23A-17.1(f). The sending district is required in the contractual agreement to pay ten percent of the tentative tuition charge no later than the first of each month from September through June of the contract year. Adjustments will be made in accordance with N.J.A.C. 6A:23A-17.1(f).

The Board will, with the consent of the Board upon such terms, admit nonresident pupils on a tuition basis pursuant to N.J.S.A. 18A:38-3. If **the student has or is deemed in need of an Individualized Education Plan (IEP), the Board must agree to the language in the IEP regarding programs, related services, and supplemental aids and services. The Morris School District is under no obligation to agree to an IEP created by the sending district and is free to terminate or rescind the relationship if an agreement regarding services is not reached. If there is a disagreement that cannot be resolved by the sending District and the Board, the Board has a right to terminate the school placement providing the sending District with no less than a two week notice.**

The School Business Administrator/Board Secretary shall be responsible for the assessment and collection of tuition.

The Executive County Superintendent in the county in which the receiving district is located should be consulted to mediate disputes that arise from tuition matters as defined in N.J.A.C. 6A:23A-17.1(f)5.

N.J.S.A. 18A:38-3; 18A:38-19; 18A:46-21

N.J.A.C. 6A:23A-17.1

N.J.A.C. 6A:14-7.8

Cross reference: Policy Guide No. 5111

Adopted: 12 January 2009, 17 October 2011

EDUCATIONAL MATTERS

HARASSMENT, INTIMIDATION, AND BULLYING REPORT

Motion #1 that, upon the recommendation of the Superintendent, the Board of Education accept the Harassment, Intimidation, and Bullying report for the period ending, January 28, 2019.

2018-2019 FIELD TRIPS

Motion #2 that, upon the recommendation of the Superintendent, and the Board Curriculum Committee, the Board of Education approve the following field trips for the 2018-2019 school year: (See attached Educational folder)

2018-2019 OVERNIGHT FIELD TRIP

Motion #3 that, upon the recommendation of the Superintendent, and the Board Curriculum Committee, the Board of Education approve the following overnight field trip for the 2018-2019 school year: (See attached Educational folder)

PK-12 SPECIAL EDUCATION EXTENDED SCHOOL YEAR

Motion #4 that upon the recommendation of the Superintendent and the Board Curriculum Committee, the Board of Education approve the following:

Program:	PreK-12 Special Education Extended School Year
Description:	Provide IEP mandated extended school year services to students with disabilities. (Pending approval of 2019-2020 MSD budget)
Dates:	July 8, 2019-August 9, 2019
Projected Enrollment:	150
Positions:	ESY coordinator, special education teachers, assistant behavioral specialists, teaching assistants, speech language specialists, occupational therapists, physical therapists, secretaries, nurses
Funding:	Local funds

PROFESSIONAL DEVELOPMENT - SHELTERED ENGLISH INSTRUCTION

Motion #5 that, upon the recommendation of the Superintendent, and the Board Curriculum Committee, the Board of Education approve the following Professional Development:

Program:	Professional Development
Description:	Online PD for Sheltered English Instruction certification.
Dates:	February, 2019 - June, 2019
Funding:	Grant funded/Title III

MEF GRANT PLANNING TEAM

Motion #6 that, upon the recommendation of the Superintendent, the Board of Education approve the following MEF Grant Planning Team:

Program:	MEF Grant Planning Team
Description:	Grade 2 Parent Series
Dates:	February, 2019 - June, 2019
Funding:	Local

EXPLANATION

The MEF Grant Planning team will be made up of one teacher representative from each K2 school and Normandy Park. The teachers will work directly with the MEF and a private donor to organize and facilitate a Grade 2 Family Literacy Series for the 2019-20 school year.

2018-2019 CARL D. PERKINS GRANT

Motion #7 that, upon the recommendation of the Superintendent, the Board of Education approve an amendment to the Carl D. Perkins grant originally approved in the amount of \$35,045 at the November 5, 2018 BOE meeting for the 2018-2019 school year.

EXPLANATION

The amendment is reallocating funds based on current needs.

PUPIL SERVICES

OUT OF DISTRICT/HOME INSTRUCTION ROSTER

Motion #1 that, upon the recommendation of the Superintendent, the Board of Education approve placements and instructional services for students with disabilities, including those received by the district and those attending schools for which tuition is charged, for the month of February 2019, as noted in the detailed listing maintained on file in the Board Secretary's office.

EXPLANATION

Students with IEPs whose needs cannot be met in the programs that exist within the district are placed in outside private and public schools approved by the New Jersey Department of Education for students with disabilities. Attendance is monitored monthly in order to ensure students are enrolled as agreed and the state-mandated contract with each school states that two weeks' notice is required for removal of a student. Case managers make at least two visits per school year for each student enrolled in one of these schools, including one visit that involves the convening of an IEP Team to complete an annual review of the student's IEP. In order to preserve confidentiality, all students are identified only by their local and/or state identification numbers in any listing that is maintained outside the Office of Pupil Services.

HUMAN RESOURCES

ESTABLISH POSITION(S) 2018-2019

Motion #1 that, upon the recommendation of the Superintendent, the Board of Education establish the following position(s) for the 2018-2019 school year:

- | | | |
|-----|-----|----------------|
| (1) | 0.3 | LR/PG Aide, SX |
| (2) | 1.0 | ABS, PS |

RESIGNATION(S)/TERMINATION(S)/RETIREMENT(S) 2018-2019

Motion #2 that, upon the recommendation of the Superintendent, the Board of Education approve the resignation(s), termination(s) and/or retirement(s) of the following staff according to the effective date and reason shown:

Graham, Joan 1.0 LDT-C, PS	June 1, 2019 Retirement
Quiles-Rosario, Nexcy 0.3 LR/PG Aide, SX	March 11, 2019 Resignation
Roman, Gustavo 1.0 Maintenance, B&G	February 16, 2019 Resignation
Torres, Gerard 1.0 Health/PE, FMS	February 22, 2019 Resignation (Revised date)

RESIGNATION(S)/TERMINATION(S)/RETIREMENT(S) 2019-2020

Motion #3 that, upon the recommendation of the Superintendent, the Board of Education approve the resignation(s), termination(s) and/or retirement(s) of the following staff according to the effective date and reason shown:

McNally, Barbara 1.0 Science, MHS	December 31, 2019 Retirement
Ramsey-Moore, Debra 1.0 Intervention Teacher, SX	July 1, 2019 Retirement
Russo, Michael 1.0 Music, MHS	July 1, 2019 Retirement
Wood, George A. 1.0 Bus Driver, Transportation	July 1, 2019 Retirement

APPOINTMENT(S) 2018-2019 */**/**

Motion #4 that, upon the recommendation of the Superintendent, the Board of Education approve the appointment of the following to the position/s stated at the annual salary rates and effective date/s shown, and further that the Board of Education approve the submission to the County Superintendent applications for emergency hiring, pending

approval of all Human Resource documents and/or requirements and each applicant's attestation that s/he has not been convicted of any disqualifying crime pursuant to the provisions of N.J.S.A. 18a6-7.1 et seq.; 18:39-17 et seq.; 18A:6-4.13 et seq.:

Ednie, Lisa 1.0 Bus Ed., MHS	\$52,832 BA, Step 1	02/12/19-06/30/19 (Revised dates)	I <u>In place of:</u> Herrick, N. Resigned
Holstein, Barbara 1.0 Bus Driver, Transportation	\$25,200 \$28/hr, 5 hrs/day	03/05/19-06/30/19	Rodriguez, G. Resigned
Rogers, Georgianna 0.5 Bus Aide, Transportation	\$5,400 \$12/hr, 2.5 hrs/day, 180 days	02/26/19-06/30/19	Est. 01/28/19
Rough, Jamie 0.5 ABS, PS	\$12,880 \$20/hr, 3.5 hrs/day, 184 days	02/11/19-06/30/19	Titus-Thermitus, C.. Reassigned
van Frank, Jennifer 1.0 Communications and Community Relations Coordinator	\$69,000 (revised dates)	02/11/19-06/30/19	Est. 01/28/19

* Pending probationary period

** Pending completion of paperwork

SUBSTITUTE APPOINTMENTS 2018-2019

Motion #5 that, upon the recommendation of the Superintendent, the Board of Education approve the following name(s) be added to the list of substitutes, and approve all Morris School District Substitute Teachers to also provide service as Teacher Assistant, ABS, and Lunchroom Playground Aide as assigned for the 2018-2019 school year, and further that the Board of Education approve submission to the County Superintendent application for emergency hiring and each applicant's attestation that s/he has not been convicted of any disqualifying crime pursuant to the provisions of N.J.S.A 18A:6-7.1 et seq., 18A:6-4.13 et seq.:

Bus Driver

Cardoza, Melissa (eff. 2/19/19)

Ramirez, Marisol (eff. 2/11/19)

LR/PG Aide

Holstein, Barbara (\$15 pr/hr)

Teacher

Cadden, Allison (eff. 2/5/19)

Carfano, Kristin (eff. 12/1/18)

James, Alma

Szporn, Elizabeth

TRANSFER(S), CHANGE(S) OF ASSIGNMENT, TITLE AND OR/ SALARY 2018-2019

Motion #6 that, upon the recommendation of the Superintendent, the Board of Education approve the change(s) of assignment and/or salary for the following certified staff:

Employee	Former Assignment	New Assignment	Salary	Effective	In Place of
Carfano, Kristin	0.5 ABS, PS	1.0 ABS, PS	\$25,760 \$20/hr, 7 hrs/day, 184 day/year	01/30/19	Est. 02/25/19
Casadevall, Andrew	0.5 ABS, PS	1.0 ABS, PS	\$25,760 \$20/hr, 7 hrs/day, 184 day/year	02/25/19	Est. 02/25/19
Mendonca, Carolina	1.0 Intervention Teacher, WD	1.0 CPIS Teacher, LLC	N/A	02/19/19	Est. 01/28/19

SALARIES - SUPERVISORY SUPPORT STAFF ASSOCIATION 2018-2019

Motion #7 that, upon the recommendation of the Superintendent, the Board of Education approve the revisions to salaries (**revisions in bold**) of the Supervisory Support Staff staff for the 2018-2019 school year as filed with the School Business Administrator/Board Secretary and Human Resources offices.

EXTRA PAY 2018-2019

Motion #8 that, upon the recommendation of the Superintendent, the Board of Education approve the following extra-pay positions for the 2018-2019 school year:

MORRISTOWN HIGH SCHOOL - ATHLETICS					
POSITION	STAFF MEMBER	YR EXP.	SALARY	INC	TOTAL SALARY
ATHLETICS					
Lacrosse					
Head Coach - Girls	Mager, Evan	8	\$6,347		\$6,347

FRELINGHUYSEN MIDDLE SCHOOL - ATHLETICS					
POSITION	STAFF MEMBER	YR EXP.	SALARY	INC	TOTAL SALARY
ATHLETICS					
Lacrosse					
Assistant Coach - Boys	Diego, Salas	1	\$1,673		\$1,673

LEAVE(S) OF ABSENCE 2018-2019

Motion #9 that, upon the recommendation of the Superintendent, the Board of Education approve a leave of absence to the following staff members under the conditions stated and effective dates shown:

Archibald , Noreen 1.0 Grade 4 / 5	06/20/19-06/30/19 * - Maternity 09/09/19-11/03/19 ** - FMLA
Cullim, Colleen 1.0 Bus Driver, Transportation	01/29/19-03/12/19 ** - FMLA
Guglielmetti, Maxim Secretary, AV	05/14/19-6/04/19 * - Maternity 06/05/19-08/27/19 ** - FMLA
Ranawat, Surina 1.0 Science, MHS	06/01/19-06/30/19 * - Maternity

* Accumulated sick leave may be used up to a period of eight weeks (four weeks before and four weeks after the birth of the baby) – with pay/with benefits.

** Without pay/with benefits

COMMUNITY SCHOOL 2018-2019

Motion #10 that, upon the recommendation of the Superintendent, the Board of Education approve the following Sunrise/Sunset staff:

Gitzel, Lie	Assistant	\$13.00/hr
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EXPLANATION: Salaries to be paid out of collected tuitions.

Motion #11 that, upon the recommendation of the Superintendent, the Board of Education approve the following Summer Plus Assistant:

Davis, Edgar	\$15.00/hr
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EXPLANATION: Salaries to be paid out of collected tuitions.

HUMAN RESOURCES/CURRICULUM

PROFESSIONAL DEVELOPMENT - SHELTERED ENGLISH INSTRUCTION

Motion #12 that, upon the recommendation of the Superintendent, and the Board Curriculum Committee, the Board of Education approve the following Professional Development:

Program:	Professional Development
Description:	Online PD for Sheltered English Instruction certification.
Dates:	February, 2019 - June, 2019
Funding:	Grant funded/Title III
Rate:	Stipend - \$375

Baldonado, Lauren (HC)
Bozza, Amy (FMS)
Jones, Robert (AH)
Lewis-Lahey, Anthony (SX)
Mortillo, Noelle (WD)
Oesterle, Victoria (FMS)
Scalera, Mary Lou (AV))
Toye, Crystal (NP)
Varughese, Rachel (FMS)
Wells, Kristen (TJ)

MEF GRANT PLANNING TEAM

Motion #13 that, upon the recommendation of the Superintendent, the Board of Education approve the following MEF Grant Planning Team:

Program:	MEF Grant Planning Team
Description:	Grade 2 Parent Series
Dates:	February, 2019 - June, 2019
Funding:	Local
Rate:	Per contract language

Beinhaker, Marylynn
Mitevski, Amy
Patten, Kelly
Vena, Michelle

SUMMER 2019

ALL SUMMER EMPLOYMENT PENDING FUNDING AND ENROLLMENT

SUMMER ACADEMY PROGRAMS

Motion #14 that, upon the recommendation of the Superintendent, the Board of Education approve the appointment of the following and payment upon submission of approved timesheets for the staff who will be involved with the 2018 summer curriculum programs, projects and employments as listed on the following pages, and further that the Board of Education approve the submission to the County Superintendent applications for emergency hiring and each applicant's attestation that s/he has not been convicted of any disqualifying crime pursuant to the provisions of N.J.S.A. 18a:6-7.1 et seq., 18:39-17 et seq.; 18A:6-4.13 at seq.:

Posting:	#D1
Position:	Special Education Extended School Year Program Coordinator
Program:	PreK-12 Special Education
Dates:	April 1, 2019 – June 26, 2019 July 8, 2019 – August 9, 2019
Stipend:	\$7,000
Funding Source:	Local

McBride, Sean

BUSINESS MATTERS

Financial Reports

- Motion #1 **Financial Reports of the Secretary to the Board of Education**
that the Board of Education approve the following financial reports as on
file in the Business Administrator's office for the month of **December 2018.**

Fund 10 -- General Fund
Fund 20 -- Special Revenue Fund
Fund 30 -- Capital Projects Fund
Fund 40 -- Debt Service Fund

Statement of Cash Balances

that the Board of Education accept the Statement of Cash Balances for the month of
December 2018 which are reconciled with the Board Secretary's Reports by
fund for that month.

- Motion #2 Pursuant to N.J.A.C. 6A:23-2.11 (c) 3, we certify that as of **December 2018** after
review of the Secretary's monthly financial report (appropriations section) and upon
consultation with the appropriate district officials, to the best of our knowledge, no
major account or fund has been over expended in violation of N.J.A.C. 6A:23-2.11(a)
and that sufficient funds are available to meet the district's financial obligations for the
remainder of the fiscal year.
- Motion #3 Pursuant to N.J.A.C. 6A:23-2.11 (c) 4, I certify that as of **December 2018** no
budgetary line item account has been over expended in violation of N.J.A.C.
6A:23-2.11 (b).

_____	<u>February 25, 2019</u>
Business Administrator/Board Secretary	Date

BUDGET TRANSFERS

- Motion #4 that upon the recommendation of the Superintendent, the Board of Education approve
the Budget Transfers as on file in the Business Administrator's Office for the
2018-2019 budget through **December 2018.**

BILLS LIST 2018-2019

- Motion #5 that upon the recommendation of the Superintendent, the Board of Education approve
the attached 2018-2019 bills list for the period ending:

January 31, 2019 (payroll)
February 15, 2019 (payroll)
February 25, 2019

E-RATE CONTRACTING

Motion #6 that upon the recommendation of the Superintendent, the Board of Education award the following contract in connection with the filing of Morris School District's E-Rate Form # 190008171 for the 2019-2020 School Year. The following awards for services and purchases are in accordance with the School and Libraries E-Rate program rules and regulations for 2019-2020:

Networking Equipment – Softnetworks, Whippany, NJ

EXPLANATION

The issuance of purchase orders may be contingent on the Schools & Libraries final Erate award decision as well as the District's' ability to adequately fund the above purchases and projects.

COMPREHENSIVE ANNUAL FINANCIAL REPORT

Motion #7 that upon the recommendation of the Superintendent, the Board of Education acknowledges receipt and approves the 2017-2018 Comprehensive Annual Financial Report and the Auditor's Synopsis and Management Report on Administrative findings with no recommendations.

PAYMENTS

Motion #8 that upon the recommendation of the Superintendent, the Board of Education approve the Final Payment #7 to GPC, Inc. in the amount of \$61,992.76 for work done on the Morristown High School Phase 3B Interior Renovations through December 31, 2018.

EXPLANATION

This was discussed at the January Finance Committee Meeting.

Motion #9 that upon the recommendation of the Superintendent, the Board of Education approve the Final Payment #11 to Daskal, LLC in the amount of \$2,738.44 for work done on the Morristown High School Grandstands through July 30, 2018.

EXPLANATION

This was discussed at the January Finance Committee Meeting.

PROFESSIONAL SERVICES 2018-2019 (Revised)

Motion #10 WHEREAS, there exists a need for professional services for 2018-2019 and funds are available for these purposes.

WHEREAS, the Public School Contracts Law (Chapter 114, Laws of 1977) requires that the Resolution authorizing the award of contracts for professional services without competitive bids be publicly adopted,

NOW THEREFORE BE IT RESOLVED by the Morris School District Board of Education that the following be engaged for professional services as described and in the amount not to exceed as follows:

Seth M. Dorsky, MD, LLC	Psychiatric Evaluations Psychiatric Evaluation with Expedited Report Follow Up Visit	\$1800/evaluation \$2500/evaluation \$325/visit
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EXPLANATION

Motion originally approved on June 25, 2018, Motion #38. The revision is listed in bold.

PROFESSIONAL SERVICES 2018-2019

Motion #11 WHEREAS, there exists a need for professional services for 2018-2019 and funds are available for these purposes.

WHEREAS, the Public School Contracts Law (Chapter 114, Laws of 1977) requires that the Resolution authorizing the award of contracts for professional services without competitive bids be publicly adopted,

NOW THEREFORE BE IT RESOLVED by the Morris School District Board of Education that the following be engaged for professional services as described and in the amount not to exceed as follows:

Lindamood Bell Learning Processes	Screeners Fee Instruction	\$99/screening \$136/hour
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TRAVEL & REIMBURSEMENT

Motion #12 that upon the recommendation of the Superintendent, the Board of Education approve the following resolution:

WHEREAS, employees are attending conferences, conventions, staff training seminars or workshops as depicted on attachment: and

WHEREAS, the attendance at stated functions was previously approved by the chief school administrator as work related and within the scope of the work responsibilities of the attendees; and

WHEREAS, the attendance at the functions was approved as critical to the instructional needs of the school district or furthering the efficient operation of the school district; and

WHEREAS, the travel and related expenses particular to attendance at these functions are in compliance with the state travel payment guidelines established by the Department of Treasury and with guidelines established by the Federal Office of Management and Budget; be it

RESOLVED, that the board approves the travel and related expenses particular to attendance at these functions.