

SHREWSBURY BOROUGH SCHOOL DISTRICT
November 15, 2022 - Regular Meeting, 6:30 PM
Media Center, 20 Obre Place, Shrewsbury, NJ 07702

MINUTES

1. Opening Procedures

1.0 Call to order – 6:34 p.m.

1.1 Flag salute

1.2 Opening Statement

1.3 “Public notice of this was emailed to the Asbury Park Press on December 23, 2021 in accordance with the Open Public Meetings Act PL 1975 CH 231, effective January 16, 1976. Notice has been posted in the Fern Ross entrance and Bell Foyer entrance to Shrewsbury Borough School. A copy of this notice is also on file in the office of the Borough Clerk. The public notice also included that the meeting will be using a virtual platform.”

1.4 Roll Call:

Ms. Groom (President)

Ms. Barber

Ms. Hemel

Mr. Ngo

Ms. Gourley-Thompson (Vice President)

Mr. Galvin

Mr. Jannuzzi

Absent:

Ms. Hepburn-Goldberg

Ms. Montgomery

Also Present:

Mr. MacConnell, Superintendent

Ms. Case, Business Administrator

C. Levenson, Board Attorney

1.5 Mission Statement:

The mission of the Shrewsbury Borough School District, a system built on successful cooperation among family, school and community, is to prepare all students to achieve excellence and to become responsible citizens through rigorous educational programs consistent with the New Jersey Core Curriculum Content State Standards and which respect individual differences and diversity. Students will be prepared to meet the challenges presented in the regional high school and the world beyond.

2.0 Executive Session I

2.1 It was motioned by Mr. Jannuzzi, seconded by Ms. Hemel to move into Closed Executive Session I at 6:37 p.m. to discuss confidential personnel matters or Board Business and/or matters of attorney/client privilege and/or matters of litigation and/or negotiations or contractual matters

from which the public may be excluded. Minutes of this meeting will be made available to the public when the need for confidentiality no longer exists.

	AYE	NAY	ABSTAIN	ABSENT	COMMENTS
Ms. Barber	X				
Mr. Galvin	X				
Ms. Hemel	X				
Ms. Hepburn-Goldberg				X	
Mr. Jannuzzi	X				
Ms. Montgomery				X	
Mr. Ngo	X				
Ms. Gourley-Thompson	X				
Ms. Groom	X				

On a voice vote, six (6) members voted yes, two (2) members were absent

2.2 It was motioned by Ms. Gourley-Thompson, seconded by Ms. Barbarto reconvene into public session at 7:05 p.m.

	AYE	NAY	ABSTAIN	ABSENT	COMMENTS
Ms. Barber	X				
Mr. Galvin	X				
Ms. Hemel	X				
Ms. Hepburn-Goldberg				X	
Mr. Jannuzzi	X				
Ms. Montgomery				X	
Mr. Ngo	X				
Ms. Gourley-Thompson	X				
Ms. Groom	X				

On a voice vote, seven (7) members voted yes, two (2) members were absent

3.0 Correspondence to the Board - None

4.0 Public Participation - Agenda Items Only - None

The Board of Education recognizes the value of public comment on matters of interest to the school community. Individuals wishing to speak **must state their name and address**. Comments are limited to three minutes' duration, but an individual may speak a second time after all others who wish to speak on the topic have been heard. All statements should be directed to the Board

President and no participant may address or question Board members individually. All speakers are requested to express themselves in a civil manner, with due respect for the dignity and privacy of others whose legal rights may be affected. Please note: While it is not the Board's intention to stifle comment on matters of legitimate concern, the public should be aware that if their statements violate the rights of others under the law of defamation or invasion of privacy, they may face personal liability to the injured party. If speakers are uncertain of the legal ramifications of their comments, the Board urges them to seek guidance beforehand from their own legal advisor.

5.0 Superintendent's Report - Mr. MacConnell - See video

It was motioned by Mr. Jannuzzi, seconded by Ms. Groom to approve items 5.1 through 5.5 to as listed:

5.1 The Superintendent, Board and Faculty Advisors would like to honor the students that participated in the following activities:

- Cross Country
- Boys Soccer
- Girls Soccer
- Cast of Frozen, Jr.

5.2 Recommend that the Board of Education approve the District HIB Report for the month of October 2022.

5.3 Recommend that the Board of Education approve the following District Goal for academic achievement for the 2022 - 2023 school year:

District Goal:

At least 80% of students in grades K-8 will achieve Typical Growth or higher in both Mathematics and English Language Arts using the iReady Diagnostic Assessment as measured in Fall and Spring. At least 30% of students in grades k-8 will achieve Stretch Growth in both Mathematics and English Language Arts using iReady Diagnostic Assessment as measured in Fall and Spring.

5.4 Recommend that the Board of Education approve the July 1, 2021 - June 20, 2022 HIB Self Assessment Report for submission to the Department of Education as required.

5.5 Recommend that the Board of Education approve the submission of the 2023-2024 Application for State School Aid (ASSA).

6.0 Finance & Facilities - Mr. Jannuzzi

It was motioned by Ms. Groom, seconded by Ms. Gourley-Thompson to approve items 6.1 through 6.15 as listed:

Recommend that the Board of Education approve the following minutes as listed:

6.1.1 Regular Meeting Minutes, October 19, 2022

6.1.2 Executive Meeting Minutes, October 19, 2022

6.2 Recommend that the Board of Education approve the following bills:

October 2022 Payroll – 2 nd half	\$ 290,937.35
November 2022 Payroll – 1 st half	\$ 309,096.25
November 2022 Bills & Claims	<u>\$ 252,416.11</u>
Total	\$ 852,449.71

6.3 Recommend that the Board of Education approve the following final transfers within the 2022-2023 General Fund as listed in the attached report for August 2022.

6.4 Pursuant to N.J.A.C. § 6A:23A-16.10(c) (3), I certify that as of August 2022, after review of the appropriations section of the monthly financial reports and upon consultation with appropriate district officials, to the best of my knowledge no major account or fund has been overextended in violation of N.J.A.C. § 6A:23A-16.10(c) (3), and that sufficient funds are available to meet the district’s financial obligations for the remainder of the fiscal year.

6.5 Approve the amendment to the existing agreement dated November 9, 2021 and subsequent Spieziele contract dated October 17, 2022, to convert the previously approved percentage of construction fee to a lump sum fee and include additional scope and services. A total fee not to exceed \$1,661,400 for basic services plus reimbursable expenses in accordance with the agreement on file in the office of the School Business Administrator/Board Secretary.

6.6 Recommend that the Board of Education approve DeMonte Therapy to provide student #5772 thirty-three (33) Individual Physical Therapy Sessions at \$100 per session in the amount not to exceed a total of \$3,300 during the 2022-2023 school year.

6.7 Recommend that the Board of Education approve the following student services for the 2022-2023 school year:

Student	Service	Provider	Cost
7103	Occupational Therapy Evaluation	Diane Ames	\$350
7103	Neurodevelopmental Assessment	DPCJ/G&A	\$660
7104	Neurodevelopmental Assessment	DPCJ/G&A	\$660

6.8. Recommend that the Board of Education adopt the 2022-2023 Shrewsbury Borough School District Purchasing Manual.

Rationale: The annually updated Purchasing Manual is provided to assist all Board of Education employees in the proper purchasing practices to be in full compliance with:

- New Jersey Public School Contract Laws Title 18A:18A, et seq.;
- New Jersey Administrative Code N.J.A.C. 5:34 et seq.;
- Board of Education Policy;
- NJ QSAC;
- Local Finance Notices (NJ Division of Local Government Services); and
- Other federal and state laws and codes.

It has been designed to achieve three goals:

- Follow the law and Board policy on purchasing;
- Promote efficiency in the purchasing practices; and
- Achieve savings of money through proper purchasing practices

6.9 Recommend that the Board of Education approve the following obsolete/damaged list of technology equipment (attached) to be discarded for the 2022-2023 school year.

6.10 WHEREAS, there exists a need for legal services for the Shrewsbury Borough School District Board of Education estimated to be in the amount of not to exceed \$15,000, for the 2022-2023 school year; and

WHEREAS, such legal services can be provided only by a licensed attorney, and Kenney, Gross, and Kovats, L.L.P., whose address is 214 Park Avenue, Manalapan, New Jersey 07726 is so recognized as such; and

WHEREAS, the Shrewsbury Borough School District in the County of Monmouth herby appoints Kenny, Gross and Kovats, L.L.P. to serve as Board Attorney; and

WHEREAS, funds in the amount of not to exceed \$15,000 are or will be available for this purpose.

NOW, THEREFORE, BE IT RESOLVED that the Shrewsbury Borough School District Board of Education appoint Kenny, Gross and Kovats, L.L.P. as Board Counsel and that the foregoing appointment is made without competitive bidding as "professional service" under the provisions of the Public Schools Contract Law (N.J.S.A. 18A:18A-5a(1)) since "professional services" contracts are specially excluded from the requirement of bidding, and the awarded service meets the definition of "professional services" pursuant to N.J.S.A. 18A:18A-2h as "services rendered or performed by a person authorized by law to practice a recognized profession and whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training."

Compensation for this contract shall be set at \$160.00 per hour, plus reimbursement for all costs and disbursements reasonably incurred in the performance of his duties.

6.11 Recommend that the Board of Education approve the submission of the Quality Single Accountability Continuum (NJQSAC) District Performance Review (DPR) for the 2022-2023 school year.

6.12 Resolution of the Board of Education of the Borough of Shrewsbury, in the County of Monmouth, New Jersey, authorizing the Issuance and Sale of Bonds of the School District to the Monmouth County Improvement Authority, Pursuant to the Governmental Pooled Loan Program, in the Aggregate Principal Amount of up to \$22,517,820 and determining the form and other details of such bonds

WHEREAS, pursuant to Chapter 24 of Title 18A of the New Jersey Statutes, as amended and supplemented, *N.J.S.A. 18A:24-1 et seq.* ("School Bond Law"), and by virtue of a proposal

("Proposal") adopted by The Board of Education of the Borough of Shrewsbury, in the County of Monmouth, New Jersey ("Board" when referring to the governing body and "School District" when referring to the legal entity governed by the Board) on August 18, 2022, and approved by the voters of the School District at a special election held on October 6, 2022, the School District is authorized to issue school bonds in the aggregate principal amount of up to \$22,517,820 to finance the School District's capital improvements set forth in the Proposal ("Project"); and

WHEREAS, the School District desires at this time to permanently finance the Project with the proceeds of a loan ("Loan") to be made to the School District by the Monmouth County Improvement Authority ("MCIA") in connection with the Governmental Pooled Loan Program ("Program");

WHEREAS, section 26 of the School Bond Law allows for the sale of the Bonds to the MCIA without any public offering, all under the terms and conditions set forth herein and in a Bond Purchase Agreement by and between the School District and the MCIA to be dated as of the date of the sale of such Bonds; and

WHEREAS, pursuant to the School Bond Law, it is the intent of the Board to hereby authorize, approve and direct the issuance and sale of such Bonds, to ratify and confirm certain actions heretofore taken by or on behalf of the School District and to make certain related determinations and authorizations in connection with such issuance and sale.

NOW THEREFORE, BE IT RESOLVED BY A TWO-THIRDS VOTE OF THE FULL MEMBERSHIP OF THE BOARD OF EDUCATION OF THE BOROUGH OF SHREWSBURY, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

Section 1. Pursuant to the School Bond Law, the issuance, sale and award of the negotiable general obligation school bonds of the School District, to be designated, substantially, "The Board of Education of the Borough of Shrewsbury, in the County of Monmouth, New Jersey, School Bonds, Series 2022" ("Bonds") to the MCIA, in the principal amount of up to \$22,517,820 for the Project, are hereby authorized and approved. At the next meeting of the Board after the pricing of the Bonds, the Business Administrator/Board Secretary shall report, in writing, to the Board, the principal amount, the rate of interest, the maturities, the dates upon which interest on the Bonds shall be paid.

Section 2. In accordance with the provisions of *N.J.S.A. 18A:24-46*, the School District hereby sells and awards the School District's the Bonds to the MCIA in accordance with the provisions hereof and in accordance with the terms of a Bond Purchase Agreement by and between the School District and the MCIA (the "Bond Purchase Agreement"). The Board President, Board Vice President and the Business Administrator/Board Secretary of the School District are each hereby authorized and directed on behalf of the School District, in consultation with Bond Counsel (as hereinafter defined), to negotiate and approve the terms of such Bond Purchase Agreement, to be dated the date of sale of the Bonds, and to execute and deliver said Bond Purchase Agreement to the MCIA.

Section 3. The Business Administrator/Board Secretary of the School District is hereby authorized and directed to determine, in accordance with the Local Bond Law and pursuant to the terms and

conditions established by the MCIA and the terms and conditions hereof and set forth in the Bond Purchase Agreement, the following items with respect to the Bonds:

(a) The aggregate principal amount of the Bonds to be issued, provided that the total amount of Bonds issued shall not exceed the aggregate principal amount of \$22,517,820 (which may be issued in one or more separate series aggregating said amount);

(b) The maturity dates and principal installments of the Bonds; provided that the term of the Bond shall not exceed the average period of usefulness of the Project;

(c) The date of issuance of the Bonds;

(d) The interest rates of the Bonds;

(e) The purchase price of the Bonds; and

(f) The terms and conditions under which the Bonds shall be subject to redemption prior to their stated maturities.

Section 4. Any determination made by the Business Administrator/Board Secretary pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Bonds by the parties authorized under Section 5(c) hereof.

Section 5. The Board hereby determines that certain terms of the Bonds shall be as follows:

(a) The Bond shall be issued in a single denomination and shall be numbered GO-1 (or such other designation if such Bonds are issued in one or more separate series);

(b) The Bonds shall be issued in fully registered form and shall be payable to the MCIA as to both principal and interest in lawful money of the United States of America; and

(c) The Bonds shall be executed by the manual or facsimile signatures of the Board President or Board Vice President and the Business Administrator/Board Secretary under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested thereto.

Section 6. The Bonds shall be in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the School District to comply with the requirements of the Program, upon the advice of Bond Counsel to the School District (as defined herein).

Section 7. The Bonds shall be a general obligation of the School District. The full faith and credit of the School District are irrevocably pledged to the punctual payment of the principal of and interest on the Bonds and, to the extent payment is not otherwise provided, the School District shall levy *ad valorem* taxes on all taxable real property without limitation as to rate or amount for the payment thereof.

Section 8. The Bonds shall be entitled to the benefits of the New Jersey School Bond Reserve Act, Chapter 72 of the Laws of 1980 of the State of New Jersey, as amended, and shall bear the legend set forth in Section 6 thereof, *N.J.S.A. 18A:56-20*.

Section 9. In order to assist the MCIA in complying with the secondary market disclosure requirements of Rule 15c2-12, the President of the Board, Vice President of the Board, Superintendent of Schools and Business Administrator/Board Secretary are each hereby authorized to execute on behalf of the School District prior to the issuance of the Bonds an agreement providing for the preparation and filing of the necessary reports in accordance with Rule 15c2-12.

Section 10. The law firm of Archer & Greiner P.C., Red Bank, New Jersey, Bond Counsel to the School District (“Bond Counsel”), the School District Municipal Advisor, the School District Attorney and the School District Auditor are each hereby authorized and directed to perform all actions necessary to consummate the issuance of the Bonds and the Project for which the Bonds are issued, including but not limited to, drafting and arranging for the printing and execution of the Bonds and all applicable documentation necessary to memorialize and consummate the issuance of the Bonds and the undertaking of the Project, preparing all necessary financial information and conducting all necessary studies, searches and analysis in connection with the issuance of the Bonds and the undertaking of the Project. The Board President, Board Vice President, Business Administrator/Board Secretary, School District Attorney and any other School District representative (including Bond Counsel, the School District Municipal Advisor or the School District Auditor) are each hereby authorized and directed to execute and deliver any certificates necessary or desirable in connection with the financial and other information.

Section 11. The Board President, Board Vice President, Business Administrator/Board Secretary, and any other School District representative, are each hereby authorized and directed to (i) execute any certificates or documents necessary or desirable in connection with the sale of the Bonds, including the Bond Purchase Agreement, or the undertaking of the Project and each are hereby further authorized and directed to deliver same to the MCIA upon delivery of the Bonds and the receipt of payment therefor or in accordance with the Program and (ii) perform such other actions as they deem necessary, desirable or convenient, in consultation with Bond Counsel, in relation to the execution and delivery thereof.

Section 12. Upon the adoption hereof, the Business Administrator/Board Secretary shall forward certified copies of this resolution: via email, to (i) John Draikiwicz, Bond Counsel to the MCIA at JDraikiwicz@gibbonslaw.com, and (ii) Alexis B. Batten, Esq., of Archer & Greiner P.C., Red Bank, New Jersey, Bond Counsel to the School District, at abatten@archerlaw.com.

Section 13. This resolution shall take effect immediately.

6.13 The Superintendent recommends that the Shrewsbury Borough School District Board of Education approve the submission of the amendment of the FY 22 ESEA Consolidated Grant:

Grant Program	Amount
Title I-A	\$9,927
Title II-A	\$5,483

6.14. Recommend that the Shrewsbury Borough School District Board of Education approve the following Joint Transportation Route for the 2022/2023 school year with Matawan-Aberdeen Regional School District as the Host District.

Destination: The Shore Center
 # of Days: 180
 Joiner Per Diem: \$181.66
 Effective Dates: 9/6/2022-6/30/2023
 Estimated Cost: \$32,700

6.15. Recommend that the Shrewsbury Borough School District Board of Education approve the Shared Service Agreement between Shrewsbury BOE and the Matawan-Aberdeen Regional School District Board of Education for Business Office/Technology Services as per agreement at the prorated amount of \$235,000 effective August 22, 2022 through June 30, 2023.

7.0 Curriculum and Instruction - Mrs. Montgomery

It was motioned by Ms. Hemel, seconded by Mr. Galvin to approve items 7.1 through 7.2 to include 7.4 which was a Walk In item as listed:

7.1 Recommend that the Board of Education approve the following professional development for the 2022-2023 school year as follows:

Staff Member	Program/Workshop/Training	Date	PD/Travel Cost
Kathleen Fitzpatrick	NJASP Conference	12/2/22	\$137.80
William Clark	MOESC Gifted & Talented Articulation	12/15/22	\$0

7.2 Recommend that the Board of Education approve the following class trips for the 2022-2023 school year:

Class/Group: Grade 7 Students

Destination: *Harriet Tubman and the Underground Railroad* performance at Algonquin Arts Theater, Manasquan, NJ
 Date(s): Thursday, March 9, 2023

Cost of Trip: \$520.00
Cost of Transportation: \$600.00

Class/Group: Grade 2 Students

Destination: Manasquan Reservoir

Date: Tuesday, May 9, 2023

Cost of Trip: \$416.50

Cost of Transportation: \$450.00

8.0 Personnel - Ms. Barber

It was motioned by Ms. Hemel, seconded by Ms. Groom to approve items 8.1 through 8.6 as listed:

8.1 The Superintendent recommends that the Shrewsbury Board of Education rescind the Spanish Club Advisor position for Maria Wissenbach for the 2022-2023 school year, previously approved on 5/26/22.

8.2 The Superintendent recommends that the Shrewsbury Board of Education approve Yolanda Roeder as the Spanish Club Advisor at an extracurricular rate of \$1,425 for the 2022-2023 school year.

8.3 The Superintendent recommends that the Shrewsbury Board of Education approve Joe Cherry for perfect attendance during the 2021-2022 school year.

8.4 The Superintendent recommends that the Shrewsbury Board of Education rescind the Wrestling Coach position for Stuart White for the 2022-2023 school year, previously approved on 9/15/22.

8.5 The Superintendent recommends that the Shrewsbury Board of Education approve the substitute custodial rate at \$18.00 an hour from 11/16/22-6/30/23.

8.6 The Superintendent recommends that the Shrewsbury Board of Education approve Thomas Carraher as a FT Instructional Aide starting December 8, 2022 through June 30, 2023 at the rate of \$15.08 per hour.

9.0 Policy - Mr. Ngo

9.1 Committee Report: The Policy Committee did not meet this month.

10.0 SCHOOL & COMMUNITY RELATIONS - Ms. Hepburn-Goldberg

- No updates
- Tree lighting to come

11.0 VOTE/ROLL CALL ON AGENDA ITEMS

	AYE	NAY	ABSTAIN	ABSENT	COMMENTS
Ms. Barber	X				
Mr. Galvin	X				
Ms. Hemel	X				
Ms. Hepburn-Goldberg				X	
Mr. Jannuzzi	X				
Ms. Montgomery				X	
Mr. Ngo	X				
Ms. Gourley-Thompson	X				
Ms. Groom	X				

12.0 UNFINISHED BUSINESS

- Ms. Gourley-Thompson - Update on Alliance Committee (Nov 17, 22)
- Red Ribbon Week of Respect
- Next meeting Dec 12, 2022

13.0 PUBLIC PARTICIPATION - ALL TOPICS - see video

14.0 BOARD PRESIDENT’S REPORT - Ms. Groom

14.1. Executive Session II

14.2 It was motioned by Ms. Gourley-Thompson, seconded by Mr. Jannuzzi to move into Closed Executive Session II at 7:41 pm to discuss confidential personnel matters or Board Business and/or matters of attorney/client privilege and/or matters of litigation and/or negotiations or contractual matters from which the public may be excluded. Minutes of this meeting will be made available to the public when the need for confidentiality no longer exists. Action will not be taken

	AYE	NAY	ABSTAIN	ABSENT	COMMENTS
Ms. Barber	X				
Mr. Galvin	X				
Ms. Hemel	X				
Ms. Hepburn-Goldberg	X				
Mr. Jannuzzi	X				
Ms. Montgomery	X				
Mr. Ngo	X				
Ms. Gourley-Thompson	X				
Ms. Groom	X				

It was motioned by Ms. Groom, seconded by Ms. Hemel to reconvene into public session at 8:17 p.m.

15.0 Adjournment

It was motioned by Ms. Hemel, seconded by Mr. Galvin to adjourn the meeting at 8:20 p.m.

	AYE	NAY	ABSTAIN	ABSENT	COMMENTS
Ms. Barber	X				
Mr. Galvin	X				
Ms. Hemel	X				
Ms. Hepburn-Goldberg				X	
Mr. Jannuzzi	X				
Ms. Montgomery				X	
Mr. Ngo	X				
Ms. Gourley-Thompson	X				
Ms. Groom	X				