

**ROCKAWAY BOROUGH BOARD OF EDUCATION
ROCKAWAY, NEW JERSEY
Regular Public Meeting
Thomas Jefferson Cafeteria
October 8, 2013**

ROCKAWAY BOROUGH SCHOOL'S MISSION STATEMENT:

The mission of the Rockaway Borough School District, a caring and diverse community, is to propel the success of each student by creating an environment that fosters self-confidence and encourages creativity through quality instruction and educational opportunities aligned with the New Jersey Core Curriculum Content Standards.

I. Call to Order and Flag Salute

The meeting was called to order at 7:30 p.m. by Board President, Eileen Haynes.

II. Notice of Announcement

In accordance with the Open Public Meetings Act, the Rockaway Borough Board of Education has provided adequate written notice of the time, date and place of this meeting to the Daily Record and The Citizen.

III. Roll Call

Board Members Present: Laura Lugo, Debra McNally, Tim Rogers, Vice-President, Christa Smith and Board President, Eileen Haynes.

Board Member Absent: N/A

Administration Present: Interim Superintendent of Schools, Dennis Mack, Lincoln School Principal, Phyllis Alpaugh, Thomas Jefferson School Principal, Mark Schwarz and School Business Administrator/Board Secretary, Joseph P. Hurley Jr.

IV. Discussion Items

1. Budget 2014-2015 – Mr. Hurley informed the Board that is he is beginning the budget process and asked if there is anything they would like in the 2014-2015 budget. Ms. McNally asked Mr. Hurley to look into keyless entry systems.
2. Lincoln Facilities Update – Mr. discussed the punch list for the door project.
3. ABA Rates/Contract – Mr. Mack and Mr. Hurley discussed increasing Jeanette Murphy's hourly rate for ABA Services, by \$5.00 per hour. The Board agreed.
4. Policy/Regulation P5512/R5512 – Mr. Mack discussed the changes to the policy and regulation to the Board.

V. Comments from the Public

Ms. Rich asked when the teachers will get keys for the classroom doors at Lincoln. Mr. Hurley said they will receive them after the punch list is done.

VI. Recommendations

1. Recommend approval of the minutes from the September 10, 2013 and September 17, 2013 Board of Education meeting.

2. Recommend approval of the manifest of bills from the Finance Committee as follows:

October _____

The regular register is on file in the Office of the School Business Administrator/Board Secretary.

3. Recommend approval of the attached list of budget transfers dated September 18, 2013 to October 15, 2013.
4. Recommend approval of the Certification of Major Account and Line Item Status.
5. Recommend approval of the Board Secretary and Treasurer's Reports dated September 30, 2013.
6. Recommend approval of the September 30, 2013 Cafeteria Reconciliation and Cafeteria Checking Account Report.
7. Recommend approval of the attached Professional Development/Travel Expenditure requests.
8. Recommend approval of the attached list of field trip requests.

VII. Committee Reports

A. Finance

Be it resolved by the Rockaway Borough Board of Education to approve Finance items 1-6.

The motion was approved in a unanimous roll call vote. (Smith/Rogers)

1. Be it resolved by the Rockaway Borough Board of Education to approve a Child Study Team Request to authorize Tara Keegan to provide Wilson Learning instruction for 2013/2014 school year as per Individual Education Plans for student #122 (2 hours per week retroactive to 9/16/2013). The hourly rate of \$35.98 is subject to change pending negotiations.
2. Be it resolved by the Rockaway Borough Board of Education to approve 123 ABA to conduct behavioral intake for student #34, not to exceed 10 hours at \$125/hour (\$1250). Additional direct behavioral services are not to exceed 4 hours per month at \$75/hour for the 13/14 school year (\$3000).
3. Be it resolved by the Rockaway Borough Board of Education to approve check #19156, made payable to the Rockaway Borough Agency Account in the amount of \$239,232.06.
4. WHEREAS, the Alliance For Competitive Energy Services (hereinafter referred to as "ACES"), an alliance composed of the New Jersey School Boards Association (hereinafter referred to as "NJSBA"), the New Jersey Association of School Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from electric power suppliers for electric generation services through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS in accordance with the "Public School Contracts Law", N.J.S.A.

18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the Rockaway Borough Board of Education is a Participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain electric generation services for its own use through one or more contracts to be awarded to electric power suppliers following said bids for electric generation services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through May, 2018 hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for electric generation services on behalf of the ACES Cooperative Pricing System pursuant to the Public School Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale electric market, Participating Members will preauthorize the Lead Agency to award contracts for Electric Generation Service in each service territory to one or more electric power suppliers that submit bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous electric usage and utility provided Basic Generation Service rates; and

WHEREAS, the Lead Agency will only award contracts for said electric generation services to electric power suppliers that submit bids with pricing reasonably estimated to be lower than the utility-provided basic generation service; and

WHEREAS, the District agrees to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period through any electric power supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Public School Contracts Law;

WHEREAS, the Lead Agency will notify the Department of Community Affairs’ Division of Local Government Services by mail prior to the issuance a Request for Bids for electric generation services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.

NOW, therefore, be it

RESOLVED that the District binds itself to the ACES Cooperative Pricing System ##E8801-ACESCPS to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period from the electric power supplier or suppliers awarded a contract for electric generation services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the ACES Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the district to purchase electricity at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the ACES Cooperative Pricing System #E8801-ACESCPS (or any CPS number to be assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the Districts relative to the price charged for basic

generation service by the electric public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that ACES is authorized to continue to bid to obtain electric generation services at any time during the Effective Period on behalf of the ACES Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the NJSBA pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5)), and the Local Public and Public School Contracts Laws Administrative Code (N.J.A.C. 5:34-7.1 *et seq.*) shall be valid until May, 2018 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

5. WHEREAS, the Alliance For Competitive Energy Services (hereinafter referred to as “ACES”), an alliance composed of the New Jersey School Boards Association (hereinafter referred to as “NJSBA”), the New Jersey Association of School Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from natural gas suppliers for retail natural gas supply services including interstate transportation to the local natural gas distribution utility company (Natural Gas Supply Services) through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS in accordance with the “Public School Contracts Law”, N.J.S.A. 18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the Rockaway Borough Board of Education is a Participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain natural gas services for its own use through one or more contracts to be awarded to natural gas suppliers following said bids for natural gas services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through May, 2018, hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for natural gas services on behalf of the ACES Cooperative Pricing System pursuant to the Public School Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale natural gas market, Participating Members will preauthorize the Lead Agency to award contracts for Natural Gas Supply Service in each service territory to one or more natural gas suppliers that submits bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous natural gas usage and utility provided Basic Gas Supply Service rates; and

WHEREAS, the Lead Agency will only award contracts for said Natural Gas Supply Services to natural gas suppliers that submit bids with pricing reasonably estimated to be lower than the utility-provided basic gas supply service; and

WHEREAS, the District agrees to purchase all Natural Gas Supply Services for its own use during the Effective Period through any natural gas supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Public School Contracts Law; and

WHEREAS, the Lead Agency will notify the Department of Community Affairs' Division of Local Government Services by mail prior to the issuance a Request for Bids for natural gas supply services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.
NOW, therefore, be it

RESOLVED that the District binds itself to the ACES Cooperative Pricing System ##E8801-ACESCPS to purchase all natural gas supply services needed for its own use during the Effective Period from the natural gas supplier or suppliers awarded a contract for natural Gas supply services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the ACES Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the district to purchase natural gas at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the ACES Cooperative Pricing System #E8801-ACESCPS (or any CPS number to be assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the districts relative to the price charged for basic gas supply service by the natural gas public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that ACES is authorized to continue to bid to obtain natural gas services at any time during the Effective Period on behalf of the ACES Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the NJSBA pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5)), and the Local Public and Public School Contracts Laws Administrative Code (N.J.A.C. 5:34-7.1 et seq.) shall be valid until May, 2018 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

6. **WHEREAS**, Joseph P. Hurley Jr., is attending the annual New Jersey School Boards Association (NJASBA) Conference on October 22-24, 2013 in Atlantic City, New Jersey; and

WHEREAS, the attendance at stated function was previously approved by the Rockaway Borough Board of Education, as work related and within the scope of the work responsibilities of the attendee and

WHEREAS, the attendance at the function was approved as promoting delivery of instruction or furthering efficient operation of the school district and is deemed fiscally prudent, and

WHEREAS, the travel and related expenses particular to attendance at this function will be in compliance with state travel payment guidelines established by the Department of Treasury and the federal Office of Management and Budget;

THEREFORE BE IT RESOLVED, that upon the recommendation of the Superintendent, the Rockaway Borough Board of Education approves the attendance of Joseph P. Hurley Jr. at the annual New Jersey School Boards Association (NJSBA) Conference on October 22-24, 2013 in Atlantic City, New Jersey; and

THEREFORE, BE IT FURTHER RESOLVED, that the total cost of the related travel expense will not exceed \$150 for conference registration, \$184 for lodging, \$165 for meals and incidental expenses and \$87.57 for mileage reimbursement for the duration of the conference.”

B. Policy

Be it resolved by the Rockaway Borough Board of Education to approve Policy Item # 1.
No action was taken on Policy Item #1.

1. Be it resolved by the Rockaway Borough Board of Education to accept the Superintendent’s Harassment, Intimidation and Bullying report dated October 8, 2013 for incident numbers TJ-_____ - TJ-_____.

C. Personnel

Be it resolved by the Rockaway Borough Board of Education to approve Personnel Item # 1.

The motion was approved in a unanimous roll call vote. (Rogers/Smith)

1. Be it resolved by the Rockaway Borough Board of Education to approve the following people as substitute teachers for the remainder of the 2013-2014 school year at a rate of \$80.00 per day:

Linda Dodd
Stephanie Sadineni

Christina Bielski
Michael DePaul

D. Curriculum

Be it resolved by the Rockaway Borough Board of Education to approve Addendum Item 1.

The motion was approved in a unanimous roll call vote. (McNally/Lugo)

1. Be is resolved by the Rockaway Borough Board of Education to approve for psychiatric evaluation for student #175 with Dr. Platt, Cedar Grove NJ. Cost not to exceed \$690.

VIII. Old Business

Mr. Rogers read a letter from the Board Negotiator about the progress of negotiations.

IX. New Business

Mr. Hurley informed the Board that the wires for the change of class bells were cut. Mr. Patamia had traced the cut line to one of the doors where C&M was working. Mr. Hurley said he called in Simplex to get the issue resolved and that he will bill C&M for the repair.

X. Comments from the Public

Ms. Rich asked for a copy of the letter Mr. Rogers read.

XI. Executive Session

“The next topic on the agenda relates to personnel, which constitutes an exception to the Open Public Meetings Act.”

Therefore, the Board is permitted to have a private discussion and I will entertain a motion in that regard:

I move that the Board enter into executive session for the purpose of discussing personnel, the nature of which will be made public when the need for confidentiality no longer exists. At the conclusion of this discussion, the Board may reconvene in public session and action may be taken.

The motion was approved at 7:54pm in a unanimous roll call vote. (McNally/Smith)

XII. Motion to return to Open Session

A motion was approved to return to open session at 8:10pm. (McNally/Smith)

XIII. Motion to Adjourn

There being no further business before the Board, a motion was approved at 8:11 p.m. to adjourn for the evening. (McNally/Lugo)

Respectfully submitted,

Joseph P. Hurley Jr.
School Business Administrator/
Board Secretary

**ROCKAWAY BOROUGH BOARD OF EDUCATION
ROCKAWAY, NEW JERSEY
THOMAS JEFFERSON SCHOOL
MINUTES OF CLOSED SESSION
October 8, 2013**

I. Motion to Enter Closed Session

“The next topic on the agenda relates to personnel, which constitutes an exception to the Open Public Meetings Act.”

Therefore, the Board is permitted to have a private discussion and I will entertain a motion in that regard:

I move that the Board enter into executive session for the purpose of discussing personnel, the nature of which will be made public when the need for confidentiality no longer exists. At the conclusion of this discussion, the Board may reconvene in public session and action may be taken.

The motion was approved at 7:54pm in a unanimous roll call vote. (McNally/Smith)

II. Discussion

The Board discussed opening Ms. Alpaugh’s contract for the 2013-2014 school year and adding in \$3,000 for tuition reimbursement for payment of the NJEXCEL program.

III. Motion to Return to Open Session

A motion was approved to return to open session at 8:10pm. (McNally/Smith)

Respectfully submitted,

Joseph P. Hurley Jr.
Business Administrator/Board Secretary