

PENNSAUKEN TOWNSHIP PUBLIC SCHOOLS
Board of Education Administration Building
1695 Hylton Road, Pennsauken, New Jersey 08110

BOARD OF EDUCATION SPECIAL MEETING
Thursday, July 5, 2018
6:00 P.M.

CALL TO ORDER

Advanced written notice of this meeting of the Pennsauken Township Board of Education was transmitted to the Courier Post and the Burlington County Times. Notice transmitted in the legal notice section of the Courier Post and the Burlington County Times stating the time, date, location and that formal action may be taken at that time. Notice was also posted with the Township Clerk.

As President, I declare this to be a legal meeting of the Board of Education.

ROLL CALL

Board Member	Present	Absent
President: Mr. Perry	X	
Vice President: Ms. Johnson		X
Mr. Bortnowski		X
Ms. Duffy		X
Mr. Hurley	X	
Mrs. James	X	
Mr. Trost	X	
Mr. Viera	X	
Mrs. Young	X	

Also in attendance:

	Present	Absent
Superintendent of Schools: Dr. Tarchichi	X	
School Business Administrator/Board Secretary: Ms. Boston	X	
Director of Elementary Education: Mr. Logan		X
Assistant School Business Administrator: Mr. Ogunkanmi		X
Board Solicitor: Mr. Li		X

FLAG SALUTE

- Moment of Silence

ITEMS FOR BOARD OF EDUCATION APPROVAL

PERSONNEL

1. RECOMMEND the Pennsauken Board of Education ratify and approve the following staff members to work the Pennsauken Summer Enrichment program. Grades K – 3 will be held at Fine Elementary School. Grades 4 – 8 will be held at the Intermediate School. Grades 9 – 12, Trades Camp & Speed and Strength Camp will be held at the High School. The Summer Enrichment program will commence on Monday, July 2, 2018 and conclude on Thursday, August 9, 2018. Parents must provide transportation.

Last Name	First Name	Summer Enrichment Title	Summer Enrichment Location	Cost	Account #
Franchi	John	Teacher (Instrumental Music)	PHS	\$44/hour	11-422-100-101-050-031-98

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

APPROVE SPECIAL MEETING AGENDA ITEMS: 1

MOTION BY: Mrs. Young

SECOND BY: Mrs. James

MOTION: Carried

BUSINESS & FINANCE

2. BILL LIST

RECOMMEND the Pennsauken Board of Education approve payment of bills for the month of July 2018 that are duly signed and authorized in a total amount of dollars.

DEPARTMENT	TOTAL
JULY 2018 GENERAL FUND BILL LIST	\$651,076.15
TOTAL	\$651,076.15

3. RECOMMEND the Pennsauken Board of Education approve the following resolution confirming the issuance, sale and award of the school district's bonds; prescribing the form of said bonds; setting forth certain covenants as to the use of the proceeds of said bonds; and taking certain actions related thereto

BACKGROUND

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 Township of Pennsauken, in the County of Camden, New Jersey ("Board" when referring to the governing body and "School District" when referring to the legal entity governed by the Board), on February 8, 2018 and approved by the voters of the School District at the special election held on March 13, 2018, the School District is authorized to issue school bonds in the aggregate principal amount of up to \$35,669,905 to finance the capital improvements set forth in the Proposal ("Project"); and

WHEREAS, pursuant to a resolution duly adopted by the Board on May 14, 2018 ("Authorizing Resolution"), the Board authorized, *inter alia*, the issuance and sale of up to \$35,669,000 aggregate principal amount of School Bonds, Series 2018 ("Bonds"), of the School District to permanently finance the costs of the Project; and

WHEREAS, pursuant to the Authorizing Resolution:

- (i) A notice of sale and summary notice of sale relating to the Bonds

(collectively, the "Notices of Sale") were published in The Bond Buyer and The Courier Post, respectively, on June 19, 2018, in accordance with Section 36 of the School Bond Law, *N.J.S.A.* 18A:24-36; and

(ii) A Preliminary Official Statement, dated June 19, 2018 ("Preliminary Official Statement"), for the purchase of the Bonds was prepared in connection with the Bonds and distributed to prospective underwriters of the Bonds and others having an interest therein; and

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

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF PENNSAUKEN, IN THE COUNTY OF CAMDEN, NEW JERSEY, PURSUANT TO THE SCHOOL BOND LAW, AS FOLLOWS:

Section 1. Pursuant to the Authorizing Resolution, the issuance and sale of the Bonds for the Project are hereby ratified and confirmed.

Section 2. The Bonds shall be dated their date of delivery, with interest payable thereon semi-annually on January 15 and July 15, commencing July 15, 2019, of each year until maturity or earlier redemption.

Section 3. The publication of the Notices of Sale in The Bond Buyer and The Courier Post are each hereby ratified, confirmed, approved and adopted.

Section 4. The preparation of the Preliminary Official Statement and the distribution thereof are hereby ratified, confirmed, approved and adopted.

Section 5. The award of the Bonds by the Business Administrator/Board Secretary to the entity submitting a proposal most beneficial to the School District ("Underwriter") on the terms set forth in the Certificate of Determination and Award, a copy of which is attached hereto and made a part hereof as Exhibit "A", is hereby ratified, confirmed, approved and adopted.

Section 6. The President of the Board, Vice President of the Board, Superintendent of Schools and Business Administrator/Board Secretary are each hereby authorized to approve any amendments or supplements to, and to execute the Official Statement, dated June 26, 2018, in final form. The distribution thereof by the Underwriter to investors and others is hereby authorized and directed.

Section 7. A form of the Bonds, attached hereto and made a part hereof as Exhibit "B", is hereby approved and adopted.

Section 8. All actions heretofore taken and documents prepared or executed by or on behalf of the School District by the President of the Board, Vice President of the Board, Superintendent of Schools, Business Administrator/Board Secretary or by the School District's professional advisors in connection with the issuance, sale and award of the Bonds are hereby ratified, confirmed, approved and adopted.

Section 9. The President of the Board, Vice President of the Board, Superintendent of Schools and the Business Administrator/Board Secretary are each hereby authorized to determine all matters and execute all documents and instruments in connection with the Bonds not determined or otherwise directed to be executed by the School Bond Law, the Authorizing Resolution or by this resolution, and the signatures of the President of the Board, Vice President of the Board, Superintendent of Schools or the Business Administrator/Board Secretary on such documents or instruments shall be conclusive as to such determinations.

Section 10. All resolutions, or parts thereof, inconsistent with this Resolution or with the Authorizing Resolution, are hereby rescinded and repealed to the extent of any such inconsistency.

Section 11. This Resolution shall take effect immediately upon adoption this 5th day of July, 2018.

4. RECOMMEND the Pennsauken Board of Education award the proposal for Construction Management Services RFP#18-09 in which proposals were received, opened and read on May 30, 2018 at 11:00 am for the purpose of seeking experienced and qualified individuals or firms to provide Construction Management Services for the District in connection with the 2018 Bond Referendum Construction Projects, and

WHEREAS proposals for Construction Management Services were received from:

Cumming Corporation, Cranford, NJ
 Greyhawk, Mt. Laurel, NJ
 HAKS Engineers & Land Surveyors, New York, NY
 New Road Construction, Cherry Hill, NJ
 P.W. Moss & Associates, Doylestown, PA
 Remington & Vernick, Haddonfield, NJ

WHEREAS Remington & Vernick was the proposal submitted as the most advantageous, price and other factors considered, in conformance with the specifications and in accordance with the provisions of the Public Schools Contract Law N.J.S.A. 18A:18A-1 et seq.;

THEREFORE, BE IT RESOLVED by the Pennsauken Township Board of Education that the Board award Remington & Vernick, Haddonfield, NJ, for the duration of the construction projects, not exceeding the amount of \$696,404.00, contingent upon sufficient funds, payable from the 2018 – 2019 budget, taken from the Bond Referendum Account.

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		2 (0870)
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

APPROVE SPECIAL MEETING AGENDA ITEMS: 2 - 4

MOTION BY: Mrs. Young

SECOND BY: Mrs. James

MOTION: Carried

PUBLIC COMMENT

The Pennsauken Township Board of Education recognizes that the schools are the concern of all members of the community. With this in mind, the Board of Education welcomes and solicits input from the public and has allocated a total of twenty (20) minutes for public comments. During board meetings, members of the community are afforded an opportunity to express their views. It does, however, respectfully suggest that citizens attempt to resolve concerns by speaking directly to school administrators before bringing it to the Board. **Further, the Board asks that citizens who choose to speak at a public board meeting be reminded that comments should always be respectful, non-defamatory and should maintain the level of decorum appropriate for a meeting of a public body.** Individuals with an interest in the functions or duties of the Board are invited to speak a maximum of two (2) minutes on any one issue. You are required to give your name and address before speaking.

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

OPEN PUBLIC COMMENT

MOTION BY: Mrs. Young

SECOND BY: Mrs. James

MOTION: Carried

- No Public Comment

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

CLOSE PUBLIC COMMENT

MOTION BY: Mrs. Young

SECOND BY: Mrs. James

MOTION: Carried

EXECUTIVE SESSION OF THE BOARD OF EDUCATION

BE IT RESOLVED by the Board of Education of the Township of Pennsauken that it adjourn to Executive Session as prescribed under the “Sunshine Law”, if necessary, in order to discuss legal issues, contracts and personnel issues. Any discussion held by the Board of Education that need not remain confidential will be made public. Matters under discussion will not be disclosed to the public until the need for confidentiality no longer exists.

WHEREAS, N.J.S.A. 10:4-12 allows for a Public Body to go into closed session during a Public Meeting, and

WHEREAS, the Pennsauken Board of Education has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public; and

WHEREAS, the regular meeting of the Pennsauken Board of Education will reconvene at the conclusion of closed session, at approximately _____ p.m. this evening.

NOW, THEREFORE, BE IT RESOLVED that the Pennsauken Board of Education will convene into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12:

_____A matter which, by express provision of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public. (Provision relied upon: _____)

_____A matter in which the release of information would impair a right to receive funds from the federal government.

_____A matter 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.

_____A collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in a collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body. (Specify contract: _____)

X_____A matter involving the purpose, 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.

_____Tactics and techniques utilized in protecting the safety and property of the public whose disclosure could impair such protection.

_____An investigation of violations or possible violations of the law.

_____A pending or anticipated litigation or contract negotiation in which the public body is or may become a party, or a matter 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. (If pending or anticipated litigation, the matter is: _____)

_____A 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. The nature of discussion is _____ and the employee(s) involved has been provided the required notice and has not requested the discussion be held in open session.

_____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.

AND BE IT FURTHER RESOLVED that the Board of Education hereby declares that its discussion of the aforementioned subject(s) may be made public at a time when the Board Attorney advises the Board of Education that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the School District or any other entity with respect to said discussion; and

BE IT FURTHER RESOLVED that the Board of Education, for the aforementioned reasons, hereby declares that the public is excluded from the portion of the meeting during which the above discussion shall take place and hereby directs the Board Secretary to take the appropriate action to effectuate the terms of this resolution.

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

CLOSE SPECIAL MEETING

MOTION BY: Mrs. Young

SECOND BY: Mr. Hurley

MOTION: Carried

TIME: 6:10 p.m.

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

OPEN SPECIAL MEETING

MOTION BY: Mrs. Young

SECOND BY: Mr Hurley

MOTION: Carried

TIME: 6:20 p.m.

MOTION TO ADJOURN

	YES	NO	ABSTAIN		YES	NO	ABSTAIN
Mr. Bortnowski				Mr. Perry	X		
Ms. Duffy				Mr. Trost	X		
Mr. Hurley	X			Mr. Viera	X		
Mrs. James	X			Mrs. Young	X		
Ms. Johnson							

ADJOURN SPECIAL MEETING

MOTION BY: Mrs. Young

SECOND BY: Mr. Hurley

MOTION: Carried

TIME: 6:25 p.m.