

**MINUTES OF THE PATERSON BOARD OF EDUCATION
WORKSHOP MEETING**

April 8, 2020 – 6:00 p.m.
Remote - Zoom

Presiding: Comm. Kenneth Simmons, President

Present:

Ms. Eileen F. Shafer, Superintendent of Schools
Ms. Susana Peron, Deputy Superintendent
Boris Zaydel, Esq., General Counsel

Comm. Vincent Arrington
Comm. Emanuel Capers
Comm. Oshin Castillo
Comm. Jonathan Hodges

Comm. Manuel Martinez, Vice President
Comm. Joel Ramirez
Comm. Nakima Redmon
Comm. Corey Teague

The Salute to the Flag was led by Comm. Simmons.

Comm. Simmons read the Open Public Meetings Act:

The New Jersey Open Public Meetings Act was enacted to insure the right of the public to have advance notice of, and to attend the meetings of the Paterson Public School District, as well as other public bodies at which any business affecting the interest of the public is discussed or acted upon.

In accordance with the provisions of this law, the Paterson Public School District has caused notice of this meeting:

**Workshop Meeting
April 8, 2020 at 6:00 p.m.
Remote - Zoom
90 Delaware Avenue
Paterson, New Jersey**

to be published by having the date, time and place posted in the office of the City Clerk of the City of Paterson, at the entrance of the Paterson Public School offices, on the district's website, and by sending notice of the meeting to the Arab Voice, El Diario, the Italian Voice, the North Jersey Herald & News, and The Record.

PRESENTATIONS AND COMMUNICATIONS

Superintendent Update on Coronavirus-Novel (COVID-19)

Ms. Shafer: Welcome to this Board meeting, which is in the middle of some very trying times for everyone. Since March 17, the district has been closed. We are providing about 50,000 meals a week and we are doing that at 14 sites. We started out with about 200 volunteers and we're now down to about 70. We'll be streamlining those sites when we come back from break starting on April 20. We're delivering meals twice a week on Monday, for Monday and Tuesday, and then on Wednesday, for Wednesday,

Thursday, and Friday. We have folks out there making sure that we're practicing social distancing. We have markers on the ground in some places. In other places we have cones and other items to make sure folks keep social distancing. We will be going down to eight sites on the 20th. At those sites, students and parents will be able to pick up the next round of paper packets if they don't have devices. Right now, we're in the middle of preparing the high school devices to go out. Yesterday and today, PANTHER Academy got their devices and they have been one-to-one for quite some time now. The week we come back all of the other high schools will be receiving their one-to-one devices. I sent you a packet yesterday of all the information the parents and students are receiving. There is a loan contract that they sign. It's a two-page document. They keep a copy and we keep a copy. There's also a handbook. We're in the middle of preparing all of those devices so that they can be given out right after the break. After the high schools, we're going to look at those middle schools that have one-to-one devices. Unfortunately, it's not all the schools like at the high schools. We are in contact with some CEOs who have expressed interest in working with us to get us some devices, but I haven't heard from them in about four or five days now. The state asked us for a survey because they were also supposed to be helping with devices. For the middle schools right now we need 4,000 devices, about \$1.1 million. The technology department has really stepped up in helping put this together so that we can get the devices into the hands of the students and not continue to use paper packets. For those families who are using paper packets and we have some who don't want to come out in this environment, if they have any type of device all of the instructional packets are on the school websites. They are able to look at them there. The students are able to copy and complete the work if they're using an I-phone. If they have a device, then they're able to do the work on the device. We are looking to get additional devices for the middle school. We've partnered with Altice who has given us 60 days of free WI-FI. Any student who received the high school Chromebooks, if they don't have WI-FI, Altice is already on the device for them. They will have internet plus the device. We did a technology survey and we received 4,600 responses. Based on those responses, 26.5% of the families said that they don't have devices. That's just a sampling. We're moving into round three of the paper packets. They will be distributed when we come back on April 21 and 22. You can see in the report at the bottom of page two where folks can pick up meals and packets, starting April 20 for meals and April 21 for packets. Parents and students are also dropping off completed packets. We're going to make sure they're all labeled and organized by grade and school. We have the company file bank who does all of our records and files. We're going to have them upload the packets to a server per school and then the teachers can go into that and they will be able to extract their student work and correct it. The teachers do not want to come and pick up the packets and we don't have a way to get them to all of the teachers. The best way to do this for the safety of everyone would be to have them uploaded to these servers and then have the teachers be able to extract their student work and grade it. After the break we're putting together and we will have to you what the grades will look like for the remainder of the third marking period. We had two weeks that we were shy of completing the third marking period and then how the work and the packets that folks are doing in Google Classroom how those grades calculated in the fourth marking period. We have a small team of folks who have been working every day, coming in and working long days. I just want to give a shout-out to our facilities department. They have sanitized all of our buildings while we were at firehouses and churches delivering meals. All the schools have been sanitized to the point that we can now use our schools. We're only using the first floor and certain entrances and exits where people are coming in and out for packets and meals. They don't come into the schools. They come up to the actual doorways. We have tables set up and we have a process where there isn't any personal contact for anyone to get meals and the paper packets. Cabinet, facilities, central stores, food service department, and all of us have been

working closely to make sure that all of this works for our students as far as meals and packets so their education continues. The communications department has a website on COVID-19. You can visit it. It has all types of precautions on it and everything that we have done between Robo-calls, videos, and Facebook. Everything that I have done with communications is on that website. I send a newsletter to all administrators and staff in the district every Friday giving them an update as to what happened during the week. The Board gets updated twice a week on Mondays and Wednesdays. We update the parents two or three times a week with Robo-calls, facetime, or some type of video. We're trying to keep communication open. We've set up a call center in four different languages – Arabic, Bengali, Spanish, and English. We have over 600 calls and they are answered within a 24-hour period. We put out press releases and all kinds of posts on Twitter and Instagram. You can see that on page 3 of the report. Schools will be closed until the Governor lifts the executive order. He announced yesterday schools are closed indefinitely. As you recall, the last time he spoke about schools being closed it was going to be April 17. Yesterday he updated that by saying indefinitely. We have been preparing for the long haul, that being inclusive of through the end of June. We will continue to educate our children as well as providing them meals. Some of the pending projects that we're looking at are the rollout of middle school devices, graduation, prom, yearbooks, grading for the third and fourth marking periods, and what the reentry plan would look like when we come back for students and staff. Those are some of the things that we're working on as we move forward. The people that are on the front line are doing a great job. They're here every day and if it wasn't for each one of them, we would not be getting through this in the way that we are. We've heard from a lot of parents, either through the call center, emailing, as well as staff that they appreciate the communication and everything that people are doing, especially when it comes to providing meals for their children. That's where we are at this time.

Comm. Capers: Thank you for that. I just really want to commend you and your staff for the round-the-clock work you've been doing during this crisis with a little bit of time. You guys are doing a great job with the meals and the school packets. You've been meeting here and there and taking calls from parent. I know it's a real crisis. But I do have two questions for you. What is the evaluation of teachers and administrators going to look like through this whole process going towards the end of the year? I know that schools are down or closed indefinitely due to the Governor's order. Are we going to have virtual summer school? Or is summer school going to be cancelled? I don't have a problem with the Chromebooks, but I did look at the email that you guys sent over about Altice about providing free WI-FI. When we signed up for this, they did say there was going to be a free 60-day trial. I know we have a spring break and weekends. I don't know if that's going to be involved in the 60 days. Are those educational days or just 60 days? After the 60 days are up, they're going to be charged \$14 a month to continue service with Cablevision. What is the plan here with that?

Ms. Shafer: As far as the evaluation process goes, we just received guidance from the DOE. Keep in mind that everyone is in the same boat here. The DOE is putting out guidance frequently around certain areas. They came out yesterday with guidance around the SGOs and the state assessments. Of course, the state assessments can't count because there is no state assessment. The SGOs will not count for this year in the teacher evaluation. That is the only guidance that they came out with at this point. We're waiting to hear what they're going to say about non-tenured and tenured evaluations. All districts would be in the same position that if you needed three for non-tenured you probably completed two, and if you needed two for tenured, you probably completed one. We're waiting to hear from the DOE on that. As far as summer school goes, my main concern right now is the academic status of our students. They're

missing a third of the year. If we were able to come back and it was after June, would we be able to have some type of summer program where we would review where the students are and see what we can do. It's a very short time period to do something, but we're planning it now. Once we have a reentry plan, it's going to be either we reenter in the summer or in September. It all depends on when the Governor lifts the executive order. I can't tell you whether we'll have summer school or not, but we will have a plan that will include it and one that will not.

Comm. Capers: Would that plan include a virtual summer school as well?

Ms. Shafer: It may. As for the rollout of the Chromebooks, we knew that Altice was 60 days. We're also looking into other vendors that Altice, knowing whether or not the executive order is lifted, they may also extend it to 90 days. We just don't know at this point. If the kids are going to have devices, we need to get them WI-FI. We'll be ahead of the 60 days with an additional plan.

Comm. Simmons: I talked to Comm. Castillo and this is going to be a conversation in I&P. Let's let the I&P committee have that conversation and then we'll have that committee report out to the Board.

Comm. Capers: About the WI-FI?

Comm. Simmons: About the whole plan going forward.

Ms. Shafer: It's the reentry plan.

Comm. Castillo: We're going to talk about the summer program and how we're moving with the Chromebooks. That will be at the next committee meeting, so I'll be able to report on that.

Comm. Hodges: When will that be?

Comm. Castillo: We usually meet at the beginning of the month, but clearly these are different times. I'm going to schedule something with Ms. Peron. I'm going to give them a few days after spring break so we can meet and have a conversation. Cheryl will be putting that out rather quickly. We won't wait until May.

Comm. Simmons: Before we move to public portion, there is a typo on the agenda with regard to the bond ordinance. The hearing for the bond ordinance will be advertised prior to the next regular meeting. That will be advertised prior and then we will handle that hearing at that meeting. Tonight, we do have some of these items on for first reading, but the hearing will take place after that.

PUBLIC COMMENTS, HEARING ON BOND ORDINANCE FOR ENERGY SAVINGS IMPROVEMENT PROGRAM PHASE II PLAN AND POLICIES FOR SECOND READING

It was moved by Comm. Martinez, seconded by Comm. Castillo that the Public Comments portion of the meeting be opened. On roll call all members voted in the affirmative. The motion carried.

Ms. Rosie Grant: Good evening, Commissioners, Madam Superintendent, staff, and community members. I want to start by commending the Superintendent on the phenomenal work that Paterson Public Schools is doing on getting our kids fed. As you

know, I brought that concern to you before we closed. 50,000 meals in a week is phenomenal and I know that a lot of our kids are dependent on the food they get from the Paterson Public Schools. We've been working at Paterson Education Fund with our partners and we had an offer for some devices to go home. We are placing those through a community partner who has contact with the community because they are also feeding sites. They will hand them out to their families. I know an additional 30 is a small drop in the bucket compared to the need, but we are outreaching to see if we can bring additional devices for homes. We are also working to provide internet connectivity with other community partners so it will supplement what the district is providing on the devices and to the middle and high school students. I want to share one social media because we switched a lot of our work to social media and to the internet. Someone was looking for help with their homework packages and it got 10,800 views, 1,600 engagements where people actually clicked on the link, and 211 shares. This demonstrates to us that the parents and kids are thirsty for information. I know that the teachers are working hard to make sure they're supporting their kids. So whatever you can do is highly appreciated. We've also connected with community arts educators out of Zoom. A lot of the people in our community are still working to provide music and art lessons by Zoom and they're putting out things for people to do at home with their kids both to support the parents and the children. Thank you for all you're doing. Thank you for all the volunteers who are doing the work on social media. Whenever we get back together, we hope that Paterson kids will show some enrichment having been out for this long period of time. We're also hoping that we'll still run a summer program. We expect it won't be in person, but we're going to do STEAM online with the kids. Thank you for this opportunity.

Ms. Farhanna Sayegh: I want to commend all the hard work. I know this is a hard situation for everyone. I'd love to understand if we can explore having Microsoft teams the way the New York City Public School System is doing. There have been some issues with Zoom, but I was wondering if there was a way we could jump into remote teaching relatively quickly. Is there a plan for it? Are there any details to be shared with regards to that?

Comm. Martinez: Typically, we wait until the end of public portion for the Superintendent to address any concerns. I would imagine we're going to stick to the same criteria.

Comm. Simmons: We're going to stick to the same criteria. If you just stick around until the end of public portion, the Superintendent will answer any questions.

Ms. Laquesha Obong: When they did the second round of packets I was working. When I took off work to go pick it up, I wasn't aware that they also wanted us to drop off the older packets. I saw another alternative way for parents to obtain packets, which was to get it offline, but I didn't see an alternative way for parents to send that packets back that the students had already finished for the parents who missed that three-day spot. I heard you mention in the meeting that the packets were going to be uploaded. Is there going to be penalization for that first round of packets that I didn't get to drop off in the box?

Comm. Simmons: Hang on until the end of public portion and the Superintendent will address your question.

Ms. Obong: Okay. Thank you.

Ms. Cristina Concepcion: My name is Cristina and I want to commend all you guys for the wonderful job you're doing for the City of Paterson kids. My concern is for Ms. Shafer to answer a question for me. Before the schools were closed my daughter was under bedside instruction. My daughter has bedside instruction because of medical reasons and is as needed. I'm a single mother whose daughter is disabled and whose son has medical problems. I take care of both of my parents who are disabled. My daughter's bedside teacher was the one giving me the packages because I cannot leave my home due to my daughter taking medications that suppress her immune system. With this virus I can bring something back home. The doctor informed me that I have to stay home and cannot leave my house at all. If I do leave my home, I literally undress in my back porch not to bring anything back home to my daughter because of the medications she's on. My daughter's bedside teacher is a wonderful teacher. She has given me through text messages and FaceTime my daughter's work for me. She is in contact with all my daughter's teachers. I would like to ask Ms. Shafer if my daughter's tutor can continue helping me with my child. Everyone in my household did get sick, but not with the COVID virus. We all tested positive for Influenza-A. My daughter was able to get up. She was bedbound because of her immune system, but was able to start walking. Influenza-A attacked her body really bad. As a parent I cried every day seeing the pain my daughter was in because of the flu. If you can please help me and keep that same teacher helping my daughter with her schoolwork, and if you can please send the packets through FaceTime or email, I would appreciate it. Continue letting this teacher help me and my family. She also has a personal aide, Ms. Williams, who is one of the volunteers giving out food for the children who need it. Ms. Williams called me and I appreciate her for everything she does. Ms. Shafer, please let this teacher continue helping my child during this time. Thank you.

Comm. Simmons: Hang on to the end and the Superintendent will answer your question and figure out how they can get in contact with you.

It was moved by Comm. Martinez, seconded by Comm. Hodges that the Public Comments portion of the meeting be closed. On roll call all members voted in the affirmative. The motion carried.

Ms. Shafer: We certainly appreciate all of Ms. Grant's efforts with the PEF. I know Susie and Chris Lewis are also working with her. We certainly appreciate any donations of devices once they go through technology and also for helping us with WI-FI. We would love to have remote teaching so this does not continue to be reviewed, but we need to address a couple of things at this point. Not all of our students have devices or WI-FI. Based on our survey, we're looking at 25% of our students, and that was just from a small sampling. We're looking into it. In addition to that, we have some teachers at home and that presents a problem as well. We need to get through a couple of barriers before we move in that direction to make sure we have a solid plan. We learned from this that we need to speed up our one-to-one devices and our rollout plan and continue professional development with our teachers for some other platforms for remote teaching. To the mother who talked about dropping off the packets, let me say that during this crisis no student will be penalized for what transpires. By that I mean if your packet comes in late, there's no penalty for that. Sometimes students are still working on it. We've had packets go out that are 200 or 300 pages. We've now started sending them out so that students would be able to do the work in a timely manner. No child will have any penalty held against them for turning in packets late or whenever it is that we return. As we move through the marking period, especially the third marking period, a student would get an incomplete and then they would have time to make up that packet and provide that information to us. No students at this time will be penalized for the packets coming in late. If you would like to drop the packet off, you

can always do so at 90 Delaware Avenue. And you can also drop it off at any of the meal distribution sites. When we come back from break on the 21st and 22nd, you will be picking up the next packet. You can certainly drop the packet off then. Just be sure you have on the packet the child's name, school, and grade. For the bedside instruction, I have your phone number here. Let me look into this and then I will get back to you.

RESOLUTIONS FOR A VOTE AT THE WORKSHOP MEETING

Resolution No. 1

Whereas, the Paterson Public School District approves the payment of bills and claims dated April 8, 2020, beginning with check number 222295 and ending with check number 222339 and direct deposit numbers beginning with 563 and ending with 588, and total wires in the sum of \$1,916,026.43, for a total amount of \$9,254,292.63;

Be It Resolved, that each claim or demand has been fully itemized, verified and has been duly audited as required by law in accordance with N.J.S.A. 18A:19-2.

It was moved by Comm. Redmon, seconded by Comm. Martinez that Resolution No. 1 be adopted. On roll call all members voted in the affirmative. The motion carried.

Paterson Board of Education Standing Abstentions

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College

- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 2

SCHOOL ENERGY SAVINGS OBLIGATION REFUNDING BOND ORDINANCE OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY, PROVIDING FOR ENERGY CONSERVATION IMPROVEMENTS, APPROPRIATING NOT TO EXCEED \$20,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$20,000,000 ENERGY SAVINGS OBLIGATION REFUNDING BONDS TO PROVIDE FOR SUCH IMPROVEMENTS.

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning.

WHEREAS the Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "Board of Education" or the "School District") decided to investigate implementation of an energy savings improvement program and hired the firm of NORESKO to conduct energy audits of the school district facilities, and NORESKO conducted the audits and delivered to this Board of Education Energy Audit Reports; and

WHEREAS the Board of Education determined to utilize competitive contracting pursuant to N.J.S.A. 18A:18A-4.1 et seq. for the selection of an energy savings company ("ESCO") to assist the School District with the development and implementation of an energy savings plan; and

WHEREAS the Board hired Energy Systems Group, LLC to serve as its ESCO in accordance with the competitive contracting process, and Energy Systems Group, LLC has worked with the Board to develop an energy savings plan; and

WHEREAS this Board of Education hired Remington & Vernick Engineers to verify the energy savings to be realized through the energy savings plan, and Remington & Vernick Engineers issued a report, verifying the savings, and

WHEREAS the Energy Savings Plan and verification report were submitted to the Board of Public Utilities Office of Clean Energy (the "BPU") for their review; and BPU reviewed and approved or is expected soon to approve the plan; and

WHEREAS by resolution adopted on March 18, 2020, this Board of Education approved the energy savings plan, and the energy savings plan was or soon will be posted on the Board of Education's website and submitted to the Board of Public Utilities for posting on its website, and

WHEREAS the Board of Education has determined that the energy savings generated from reduced energy use from the program will be sufficient to cover the cost of the program's energy conservation measures set forth in the energy savings plan, and, therefore, has determined to implement the plan pursuant to N.J.S.A. 18A:18A-4.6 and to finance the program through the issuance of energy savings obligations authorized as refunding bonds pursuant to N.J.S.A. 18A:18A-4.6(C)(3) and 18A:24-61.1 et seq., now therefore,

BE IT ORDAINED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The School District is hereby authorized to provide for energy conservation measures described in its approved energy savings plan and related work.

Section 2. In order to finance the cost of the improvements described in Section 1 hereof, negotiable school energy savings obligation refunding bonds (the "Bonds") are hereby authorized to be issued, in one or more series, in the aggregate principal amount not to exceed \$20,000,000 pursuant to N.J.S.A. 18A:18A-4.6 (C)(3) and N.J.S.A. 18A:24-61.1 et seq.

Section 3. An aggregate amount not exceeding \$415,000 for items of expense listed in and permitted under N.J.S.A. 18A:24-61.4 has been included in the aggregate principal amount of Bonds authorized herein.

Section 4. A supplemental debt statement has been prepared and filed in the offices of the City Clerk and the Business Administrator/Board Secretary and in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey as required by law. Such statement shows that the gross debt of the City as defined in the Local Bond Law and the school debt of the School District is increased by the amount of the Bond authorization set forth herein.

Section 5. A certified copy of this school energy savings obligation refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Business Administrator/Board Secretary or the Board President of the School District as to the indebtedness to be financed by the issuance of the obligations authorized herein.

Section 6. The Board of Education hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Board of Education hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on its obligations or obligations of its conduit financing issuer, as necessary, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Board of Education hereby declares the intent of the Board of Education to issue or have issued for its benefit obligations in the amount

authorized in Section 1 of this refunding bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purpose described in Section 1 of this refunding bond ordinance. This Section 6 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 7. The Business Administrator/Board Secretary of the Board of Education is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Board of Education and to execute such disclosure document on behalf of the Board of Education or to assist with such filing made by a conduit financing issuer. The Business Administrator/Board Secretary is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Board of Education or conduit financing issuer pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Board of Education or the conduit financing issuer and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Board of Education fails to comply with its undertaking, the Board of Education shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 8. The full faith and credit of the Board of Education are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Board of Education, and the Board of Education shall be obligated to levy ad valorem taxes upon all the taxable real property within the School District for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The Board President, the Superintendent, the Business Administrator/Board Secretary and other appropriate representatives of the School District are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the School District to prepare for the sale and the issuance of the Bonds authorized herein.

Section 10. This bond ordinance shall take effect immediately after final adoption and endorsement of the consent of the Local Finance Board upon a certified copy of this ordinance as finally adopted.

It was moved by Comm. Martinez, seconded by Comm. Redmon that Resolution No. 2 be adopted.

Comm. Arrington: Is this for Phase 1 or Phase 2? Some of the items do say Phase 2.

Comm. Simmons: It's all Phase 2.

Comm. Arrington: Phase 2 is for the high schools?

Comm. Simmons: Is Mr. Mapp here?

Mr. Neil Mapp: Phase 2 will include high schools. There are elementary schools involved, but it will include high schools also.

Comm. Capers: What is the refunding bond ordinance?

Ms. Valerie Moran: It is to utilize self-refunding energy bonds to fund the Phase 2 ESIP program.

Comm. Capers: Who's talking?

Ms. Moran: This is Valerie Moran with the Energy Systems Group.

Comm. Hodges: I'm not quite clear on that either. Have the savings been created that will cover the bond?

Ms. Moran: Yes, that's correct. The self-refunding energy bonds that are utilized to fund an ESIP program are not like your typical obligation bonds that would require a voter referendum. These are self-refunding energy bonds. All they require would be the approval of the Board and they're also going to be backed by the Passaic County Improvement Authority.

Comm. Hodges: The savings have been suggested and we're borrowing against those established savings.

Ms. Moran: That's correct. The savings that we're anticipating for Phase 2 of the ESIP program are about \$22 million.

Comm. Hodges: Okay. Thank you.

On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez
• Self

Comm. Ramirez
• Self
• Berkeley College
• City of Paterson

Comm. Redmon
• Self
• Historic Preservation of the City of Paterson
• County of Passaic

Comm. Simmons
• Self
• Family

Comm. Teague
• Self
• YMCA

Resolution No. 3

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 18A:18A-4.6(1)(c)(3) AND: N.J.S.A, 18A:24-61.1 ET SEQ.

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning.

WHEREAS, The Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "Board of Education") desires to make application to the Local Finance Board for its approval of a school energy savings obligation refunding bond ordinance authorizing the issuance of not exceeding \$20,000,000 School Energy Savings Obligation Refunding Bonds pursuant to N.J.S.A. 18A:18A-4.6(1)(c)(3) and N.J.S.A. 18A:24-61.1 et seq. in order to provide for energy conservation improvements for the school district; and

WHEREAS, the Board of Education believes that:

- a) it is in the public interest to accomplish such purpose;
- b) the purpose is for the health, the welfare, the convenience or the betterment of the inhabitants of the school district;
- c) the amounts to be expended for the purpose or the improvements are not unreasonable or exorbitant; and
- d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the school district and will not create an undue financial burden to be placed upon the school district; and

WHEREAS the Board of Education further supports the application of the Passaic County

Improvement Authority to assist the Board of Education with financing;

THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Board of Education's Bond Counsel and Financial Advisor, along with other representatives of the Board of Education and of the Passaic County Improvement Authority, are hereby authorized to prepare such application and to represent the Board of Education in matters pertaining thereto.

Section 2. The Business Administrator/Board Secretary of the Board of Education is hereby directed to prepare and to file a certified copy of the financing documents authorizing the ESO Refunding Bonds with the Local Finance Board as part of such application,

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings and approval as provided by the applicable New Jersey Statutes.

It was moved by Comm. Teague, seconded by Comm. Martinez that Resolution No. 3 be adopted.

Comm. Capers: Who will be submitting this application and leading this whole thing?

Ms. Moran: You have a special team assembled for your ESIP program. You have a financial advisor for the district, which is Phoenix Financial Advisors. Your bond counsel is responsible, along with the financial advisor and the bond counsel, for the county to go through all of the approvals and make the submissions on the Board's behalf. Local finance board in Trenton will have to authorize a hearing and we all sit before them and describe the project. It is our hope that they will approve the project and the financing for the district.

Comm. Capers: And this will be at no extra cost to the district?

Ms. Moran: The cost is included in the refunding bond ordinance of the \$20 million.

Comm. Capers: Thank you.

On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 4

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY APPROVING ITS PHASE II ENERGY SAVINGS PLAN

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning.

WHEREAS The Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "School District") hired NORESKO to perform energy audits of its school facilities for its Phase II Energy Savings Improvement Program in accordance with the Board of Public Utilities Local Government Energy Audit Grant Program and thereafter determined to consider the adoption and implementation of an energy savings improvement program pursuant to N.J.S.A. 18A:18A-4.6 and to seek the assistance of an energy services company through competitive contracting pursuant to N.J.S.A. 18A:18A-4.6(b)(1) and N.J.S.A. 18A:18A-4,1 et seq. for assistance with the development and implementation of an energy savings plan; and

WHEREAS the School District advertised and issued its Request for Proposals (RFP) for Energy Services Company proposals on January 19, 2018, for receipt proposals by March 30, 2018, through competitive contracting in accordance with N.J.S.A. 18A:18A-4.1 et seq. to select an Energy Services Company to help prepare an energy savings plan with the intent to later enter into a contract to implement energy conservation measures selected by the School District and described in the plan; and

WHEREAS, after receipt and review of proposals, this School District selected Energy Systems Group, LLC as its Energy Services Company to assist the School District with its energy savings program, by resolution adopted by the Board of Education on May 16, 2018, in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A-4.1 et seq., and

WHEREAS Energy Systems Group, LLC has worked with the representatives of the School District to develop an energy savings plan and has presented the proposed plan to this School District; and

WHEREAS this School District hired Remington & Vernick Engineers, a qualified independent third party, to verify that the projected energy savings to be realized from the proposed program has been calculated as required by law, Remington & Vernick Engineers has issued its report to this effect, the report and proposed plan have been submitted to the Board of Public Utilities for review, and the Board of Public Utilities has approved the proposed plan; and

WHEREAS, after reviewing the proposed plan, this School District has determined that the energy savings generated from reduced energy use from the Energy Conservation Measures set forth in the energy savings plan will be sufficient to cover the cost of the program's Energy Conservation Measures and that it is in the best interest of the School District to approve, adopt and implement the energy savings plan for the School District pursuant to N.J.S.A. 18A:18A-4.6; now therefore,

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY AS FOLLOWS:

Section 1. The energy savings plan submitted by Energy Systems Group, LLC and developed with the professional staff of this School District, to be dated March 18, 2020, or as otherwise determined by the Business Administrator/Board Secretary (the "Energy Savings Plan"), is hereby approved and adopted as the Energy Savings Plan of this School District.

Section 2. The Business Administrator/Board Secretary is hereby directed to arrange to have the Energy Savings Plan submitted to the Board of Public Utilities for posting on its web site and shall post the Energy Savings Plan on this School District's Website in accordance with N.J.S.A. 18A:18A-4.6(c)(3). Additional action of this School District will be required for approval of a contract with Energy Systems Group, LLC for implementation of the Energy Savings Plan or parts of it and the energy conservation measures to be undertaken and approval of a guaranty offered by Energy Systems Group, LLC.

Section 3. This resolution shall take effect immediately.

It was moved by Comm. Simmons, seconded by Comm. Arrington that Resolution No. 4 be adopted. On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 5

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY APPROVING THE CONTRACT WITH

ENERGY SYSTEMS GROUP, INC. FOR IMPLEMENTATION OF THE DISTRICT'S PHASE II ENERGY SAVINGS PLAN

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning

WHEREAS, The Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "School District") is a political subdivision created by law, and the Board of Education (the "Board of Education") of the School District is charged by law with the responsibility of providing a system of public education within the School District over which it has jurisdiction and has the authority to provide Energy Conservation Measures and Equipment for the School District and financing for it in accordance with the Energy Savings Improvement Program Law, N.J.S.A. 18A:18A-4.6, and as otherwise permitted and authorized by law; and

WHEREAS, this Board of Education hired NORESCO to perform energy audits of its school facilities in accordance with the Board of Public Utilities Local Government Energy Audit Grant Program and thereafter determined to consider the adoption and implementation of an energy savings improvement program pursuant to N.J.S.A. 18A:18A-4.6 and to seek the assistance of an energy services company through competitive contracting pursuant to N.J.S.A. 18A:18A-4.6(b)(1) and N.J.S.A. 18A:18A-4.1 et seq. for assistance with the development and implementation of an energy savings plan; and

WHEREAS, this Board of Education advertised for receipt of proposals through competitive contracting in accordance with N.J.S.A. 18A:18A-4.1 et seq. to select an Energy Services Company in order to prepare an energy savings plan with the intent to later enter into a contract to implement Energy Conservation Measures selected by the Board of Education and described in the plan; and

WHEREAS, after receipt and review of proposals this Board of Education selected Energy Systems Group ("ESG") as the Energy Services Company to assist the Board of Education with its energy savings program in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A 4.1 et seq.; and

WHEREAS, ESG worked with the representatives of the Board of Education to develop an energy savings plan and presented the proposed plan to this Board of Education; and

WHEREAS, this Board of Education hired Remington & Vernick Engineers, a qualified independent third party, to verify that the projected energy savings to be realized from the proposed energy savings plan was calculated as required by law and issued a report to this effect, the report and proposed plan have been submitted to the Board of Public Utilities (BPU), BPU has approved or is expected to approve the plan soon, and, after reviewing the proposed plan, this Board of Education approved and adopted the Plan, subject to BPU approval, and has caused it to be posted on the Board of Education's website and submitted to the Board of Public Utilities for posting on its website; and

WHEREAS, the Board of Education has determined to finance the program through the issuance of energy savings obligation refunding bonds to be issued to the Passaic

County Improvement Authority to finance the Energy Conservation Measures and Equipment, including financing and incidental costs; now therefore

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY as follows:

Section 1. The Board of Education hereby approves a contract with Energy Systems Group, LLC for a price not to exceed \$17,293,500 to provide and install the Energy Conservation Measures described in the School District's Energy Savings Plan approved March 18, 2020, in a form approved by Counsel and subject to BPU approval of the Energy Savings Plan and availability of funding;

Section 2. The Board President, the Superintendent and/or the Business Administrator/Board Secretary are authorized to execute such contract on behalf of the Board of Education; and the signature or signatures thereon are conclusive proof of the required review and approval of the contract.

Section 3. This resolution shall take effect immediately.

It was moved by Comm. Castillo, seconded by Comm. Redmon that Resolution No. 5 be adopted.

Comm. Hodges: Why is there a difference in the amount?

Mr. Mapp: Those are the hard construction costs versus the soft costs of the implementation of the project.

Comm. Capers: Could you repeat that answer? What does BPU stand for?

Mr. Mapp: Board of Public Utilities. The \$17 million represents hard costs for the energy conservation measures for the various school locations.

Comm. Hodges: The costs are \$17 million, but the projected savings are \$22 million? Is that what you're saying?

Mr. Mapp: I'm saying that the \$17 million represents the hard costs.

Comm. Hodges: However, the estimate is that there will be \$22 million saved. Is that correct?

Ms. Moran: The \$17 million is the contract that you're entering into with Energy Systems Group for us to proceed forward with the installation and the procurement of all the energy savings conservation measures. The difference between those two numbers is that the financial advisors wanted to have a certain amount of a buffer within the money that is funded in case the interest rate comes in better than anticipated. Then we're able to add in more projects. The \$20 million is a not-to-exceed number. The additional project cost from the \$17 million to the \$20 million has to do with those fees that Comm. Capers was asking about regarding any type of bond counsel, financial advisors, and all of the costs of issuance. There is a very large cost of issuance on this deal due to the county being involved as well as the school district. All of that is paid through the savings.

Comm. Hodges: Okay. Thank you.

On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 6

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY APPROVING THE GUARANTY OFFERED BY ENERGY SYSTEMS GROUP, INC. IN CONNECTION WITH ITS IMPLEMENTATION OF THE DISTRICT'S PHASE II ENERGY SAVINGS PLAN

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning.

WHEREAS, The Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "School District") is a political subdivision created by law, and the Board of Education (the "Board of Education") of the School District is charged by law with the responsibility of providing a system of public education within the School District over which it has jurisdiction and has the authority to provide Energy Conservation Measures and Equipment for the School District and financing for it in accordance with the Energy Savings Improvement Program Law, N.J.S.A. 18A:18A-4.6 (the ESIP Law), and as otherwise permitted and authorized by law; and

WHEREAS, this Board of Education selected Energy Systems Group ("ESG") as the Energy Services Company to assist the Board of Education with its energy savings program in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A-4.1 et seq.; and

WHEREAS, ESG worked with the representatives of the Board of Education to develop an energy savings plan and presented the proposed plan to this Board of Education; and

WHEREAS, this Board of Education adopted the energy savings plan and approved a contract with ESG for implementation of the plan; and

WHEREAS, ESG has offered a guaranty of the savings to result from the Energy Conservation Measures to be undertaken, which guaranty must be approved by separate board action under the ESIP law, and this Board of Education believes it to be in the best interest of the School District to approve the guaranty offered by ESG; now therefore

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY as follows:

Section 1. The Board of Education hereby approves the energy savings guaranty offered by Energy Systems Group, LLC for measurement and verification costs only for the contract amount of \$58,756 for the first Guaranty Year renewable at the option of the Board of Education for each subsequent year for the same amount plus 3% for escalation, and the contract with Energy Systems Group, LLC, approved by this Board of Education for the implementation of the Energy Savings Plan will include provisions for the guaranty.

Section 2. This resolution shall take effect immediately.

It was moved by Comm. Castillo, seconded by Comm. Ramirez that Resolution No. 6 be adopted. On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 7

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING APPLICATIONS FOR DOE APPROVALS FOR IMPLEMENTATION OF THE DISTRICT'S ENERGY SAVINGS PLAN.

WHEREAS, the Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "School District") is a political subdivision created by law, and the Board of Education (the "Board of Education") of the School District is charged by law with the responsibility of providing a system of public education within the School District over which it has jurisdiction and has the authority to provide Energy Conservation Measures and Equipment for the School District and financing for it in accordance with the Energy Savings Improvement Program Law, N.J.S.A. 18A:18A-4.6, and as otherwise permitted and authorized by law; and

WHEREAS, this Board of Education determined to undertake an energy savings improvement program pursuant to N.J.S.A. 18A:18A-4.6 and to seek the assistance of an energy services company through competitive contracting pursuant to N.J.S.A. 18A:18A-4.6(b)(1) and N.J.S.A. 18A:18A-4.1 et seq. for assistance with the development and implementation of an energy savings plan; and

WHEREAS, this Board of Education selected Energy Systems Group ("ESG") as the Energy Services Company to assist the Board of Education with its energy savings program in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A-4.1 et seq.; and

WHEREAS, ESG worked with the representatives of the Board of Education to develop an energy savings plan, and this Board of Education has adopted the Energy Savings Plan; and

WHEREAS, the Board of Education has approved a contract with Energy Systems Group, Inc. for implementation of the Energy Savings Plan and desires to authorize ESG, together with other School District representatives, to help make applications to the Department of Education for necessary project approvals.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the City of Paterson in the County of Passaic, New Jersey as follows: the Board President, the Superintendent of Schools, the Business Administrator/Board Secretary, Energy Systems Group, LLC as the Energy Services Company or ESCO, and other appropriate representatives of the Board (the "Board Representatives") are hereby authorized to submit any required educational plans and the schematic plans for the Energy Conservation Measures to be installed in the School District's facilities and undertaken in accordance with the School District's Phase 11 Energy Savings Plan, together with such other information as may be required, to the New Jersey Department of Education for approval and to make application to the Commissioner of Education on behalf of the Board for approval of any required educational plans, the schematic plans and the Energy Savings Project and, if necessary, any required amendment to the long-range facilities plan, in accordance with the requirements of N.J.A.C. 6A:26-2.3, 2.1(1), 3.1 and 3.11. The Board Representatives are hereby further authorized and directed to submit the schematic plans and any other required information to the Planning Board and the New Jersey Department of Environmental Protection for review and comment, if necessary; this resolution shall take effect immediately.

It was moved by Comm. Martinez, seconded by Comm. Castillo that Resolution No. 7 be adopted. On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 8

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY APPROVING, AUTHORIZING AND DIRECTING THE EXECUTION OF A SOLAR POWER PURCHASE AGREEMENT WITH SSI DEVCO, LLC. (ADVANCED SOLAR PRODUCTS) IN CONNECTION WITH ITS PHASE II ENERGY SAVINGS IMPROVEMENT PROGRAM

WHEREAS, The Five-Year Strategic Plan, "Paterson- A Promising Tomorrow," goal area #2: Facilities states "To enhance and maximize learning opportunities provided by first-class facilities and technological improvements that prepare students for 21st century learning.

WHEREAS, The Board of Education of The City of Paterson in the County of Passaic, New Jersey (the "Board" when referring to the governing body and the "School District" when referring to the legal entity and territorial area governed by the Board) has previously selected Energy Systems Group, Inc. (ESG) to serve as its Energy Services Company (ESCO) to assist with the implementation of Phase II of its Energy Savings Improvement Program, which is expected to include provision for a solar power purchase agreement among its proposed energy conservation measures; and

WHEREAS, pursuant to N.J.S.A. 18A:18A-4.1 et seq. and as prescribed by Local Finance Notice 2009-10, dated June 12, 2009, the Board approved the use of competitive contracting in lieu of public bidding for procurement of a solar power purchase agreement and pursuant to that process has determined that it is in the best interest of the School District to select DevCo, LLC. (Advanced Solar Products) as its power purchase agreement provider in accordance with its proposal submitted in response to the District's Request for Proposals in connection with its Phase II Energy Savings Improvement Program; now, therefore,

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC, NEW JERSEY, as follows:

Section 1. This Board of Education hereby approves the award of the proposal submitted by SSI DevCo LLC (Advanced Solar Products) (DevCo) selected pursuant to the Request for Proposals issued on behalf of the School District pursuant to the competitive contracting process as described in the preamble hereto and authorizes the Board President, the Superintendent and/or the Business Administrator/Board Secretary to execute on behalf of the School District the Master Power Purchase Agreement by and between DevCo and the School District together with the integrated and interrelated agreements required thereby, in forms approved by counsel, and to take other steps necessary to enable the School District to implement the power purchase agreement and related agreements. The signature of the authorized representative of the School District on such agreements shall be conclusive evidence of the approval of counsel as set forth herein.

Section 2. This resolution shall take effect immediately.

It was moved by Comm. Simmons, seconded by Comm. Redmon that Resolution No. 8 be adopted. On roll call all members voted in the affirmative. The motion carried.

**Paterson Board of Education
Standing Abstentions**

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches

- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District
- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

Resolution No. 9

RESOLUTION OF THE BOARD OF EDUCATION OF THE CITY OF PATERSON IN THE COUNTY OF PASSAIC. NEW JERSEY AUTHORIZING APPLICATIONS FOR CONSTRUCTION CODE APPROVALS AND BIDDING FOR IMPLEMENTATION OF THE DISTRICT'S ENERGY SAVINGS PLAN.

WHEREAS, the Board of Education of the City of Paterson in the County of Passaic, New Jersey (the "School District") is a political subdivision created by law, and the Board of Education (the "Board of Education") of the School District is charged by law with the responsibility of providing a system of public education within the School District over which it has jurisdiction and has the authority to provide Energy Conservation Measures and Equipment for the School District and financing for it in accordance with the Energy Savings Improvement Program Law, N.J.S.A. 18A:18A-4.6, and as otherwise permitted and authorized by law; and

WHEREAS, this Board of Education determined to undertake an energy savings improvement program pursuant to N.J.S.A. 18A:18A-4.6 (the ESIP Law) and to seek the

assistance of an energy services company through competitive contracting pursuant to N.J.S.A. 18A:18A-4.6(bX1) and N.J.S.A. 18A:18A-4.1 et seq. for assistance with the development and implementation of an energy savings plan; and

WHEREAS, this Board of Education selected Energy Systems Group ("ESG") as the Energy Services Company to assist the Board of Education with its energy savings program in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A-4.1 et seq., and

WHEREAS, ESG worked with the representatives of the Board of Education to develop an energy savings plan, and this Board of Education has adopted the Energy Savings Plan; and

WHEREAS, the Board of Education has approved a contract with Energy Systems Group, Inc. for implementation of the Energy Savings Plan and desires to authorize ESG, together with other School District representatives, to help make applications for construction code approvals and to go to bid for subcontractors as required by the ESIP Law

NOW, THEREFORE, BE IT RESOLVED, by the Board of Education of the City of Paterson in the County of Passaic, New Jersey as follows: the Board President, the Superintendent of Schools, the Business Administrator/Board Secretary, Energy Systems Group, LLC as the Energy Services Company or ESCO, and other appropriate representatives of the Board (the "Board Representatives") are hereby authorized to obtain any necessary Construction Code approvals for the Energy Conservation Measures to be installed in the School District's facilities and undertaken in accordance with the School District's Phase II Energy Savings Plan and to go to bid for its subcontractors for the project, in accordance with the requirements of the Public School Contracts Law, N.J.S.A. 18A:18A-1 et seq. and the ESIP Law; this resolution shall take effect immediately.

It was moved by Comm. Simmons, seconded by Comm. Arrington that Resolution No. 9 be adopted. On roll call all members voted in the affirmative. The motion carried.

Paterson Board of Education Standing Abstentions

Comm. Arrington

- Self
- Family

Comm. Capers

- Self
- 4th and Inches
- Westside Park Group
- Insight
- Jersey Kids

Comm. Castillo

- Self
- City of Paterson
- Transportation
- Downtown Special Improvement District

- Celebrate Paterson

Comm. Hodges

- Self
- City of Paterson

Comm. Martinez

- Self

Comm. Ramirez

- Self
- Berkeley College
- City of Paterson

Comm. Redmon

- Self
- Historic Preservation of the City of Paterson
- County of Passaic

Comm. Simmons

- Self
- Family

Comm. Teague

- Self
- YMCA

GENERAL BUSINESS

Items Requiring a Vote

Instruction and Program

Comm. Castillo: I actually don't see my minutes uploaded. I don't know if I missed them. Most of our conversation was regarding special education and placements. A great deal of our conversation was also about the Chromebooks for the middle schools, what would a rollout look like, and what technology we would need for middle schools. We want to make sure that it's done correctly the first time out. We also understand the importance of our students receiving those Chromebooks. That was the majority of our conversation. I don't know if I missed anything, but I can speak on the minutes for the next meeting and make sure that they're uploaded.

Comm. Hodges: I was unaware of the meeting, so I didn't attend.

Comm. Castillo: It was a conference call meeting.

Comm. Hodges: When?

Comm. Castillo: The first Monday of every month is when we have our meetings. I know Cheryl reached out to everyone about the meeting. Are there any other questions?

Comm. Capers: On the Chromebook rollout, are we giving them new ones? Or is it the Chromebooks that were already at the schools?

Comm. Castillo: The high school rollout is different than the middle schools. The high schools already have them. We were talking about looking for funds for a middle school one.

Comm. Capers: How about the high schools? Do they have Chromebooks that they use at the schools? Are they going to be issued new ones?

Comm. Simmons: They're going to be issued the ones that they use now at the high schools.

Comm. Castillo: Our high school students already use the Chromebooks and everything is already set up.

Comm. Capers: If school is out the rest of the year, how are we going to collect the Chromebooks from the seniors?

Ms. Shafer: Part of the reentry plan is for students to come in who have to clean out lockers. That will definitely be seniors, but any child who has a locker. They're going to have to come back just like seniors are going to have to somehow get the diploma if they have earned it. There will be a number of ways that we will be able to get the Chromebooks back from the seniors.

Comm. Capers: On the education side of things, what is the difference between a kid receiving a Chromebook and a packet? Is it going to be the same work that's uploaded onto Google Classroom?

Comm. Castillo: For the middle school, which is what we're still talking about, we'll have more information for you at the next Board meeting. It will require some training for teachers on doing Google Classrooms. It will require other things like the math and algebra programs that the students can still participate in and the teachers can see what they're doing and where they are.

Comm. Capers: How about at the high school?

Comm. Castillo: That will be a topic for our next meeting.

Comm. Simmons: If I got his question correct, is the work going to be different?

Comm. Castillo: Many of our high school students already use Google Classroom, but I believe either Ms. Peron or Ms. Tsimpedes is on and can provide further detail. It's the same work. Instead of their packets, they will be able to find it on their Chromebooks.

Ms. Peron: Yes, the work would be the same. The packets are work that is assigned to the students depending on the course that they have. All of that work would just be uploaded to Google Classroom. It would be better because they can communicate with the teachers and the teachers can see the work in real time and they can be graded. It's of benefit to have a Chromebook.

Comm. Capers: With the high school rollout, I agree it is much better educationally. If the kids didn't hand it in or didn't complete it, will they have an opportunity to track back with the teachers to get a better grade at it because they didn't have the help to guide them or the contact?

Ms. Peron: I think that the answer is yes. Because this is such a new situation, we're not penalizing any students for not handing in anything. We're going to always give them the opportunity to hand in both packets. This gives them a better opportunity to communicate with their teachers because they can email and go on their Google Classroom. They have the ability to go back and forth with the teacher and ask questions. The teachers can upload an instructional video that they take from the resources of the curriculum. Using the Chromebook will give them that opportunity. Even with the student packets we've been discussing in cabinet that a lot of parents haven't handed in their packets because they're leery to go out or they have been spending a lot of time working on them and they're not sure where they're going. We're going to always offer an opportunity for students and parents to hand in their packets, whether it be on Google Classroom or on paper to grade them and catch up. We've planned out the whole year with the packets and now we're going to talk about grading. It is not our intent to penalize any of the students. If they have missed the work, we're always going to give them the opportunity to complete the work.

Comm. Capers: Are you going to be tracking the students? How is oversight going to look? Are teachers tracking the students who are falling behind and not catching up with the work or just not signing in? How would the student schedule look now that they have their Chromebooks? When they wake up in the morning how would that look? If the student doesn't want to sign in during the day, can they do it at night? Do they have that option? Is there a schedule attached to this?

Ms. Peron: We're going to be talking about the way to set up the Google Classroom and the schedule. The work is supposed to be four hours. For students who are special education and require other modifications the teachers will be making those modifications accordingly. In terms of setting out a detailed schedule for the day, that's something we have to discuss with the principals before we roll out the Google Classroom packets. They're still going to be working on packet 3, so we're going to have more conversations around that. Other districts have been offering course schedules and time allotments for students. When learning is remote, it's really up to the student to handle their schedule and finish their work as they go by the day and as they can. That's going to be further discussed.

Comm. Hodges: I've not known a virtual educational program to advance education anywhere in the country. This is a problem, particularly when we have two goals. Number one, we have to not only maintain our current levels, but we also have to improve. We know this is an emergency situation and we don't want to penalize the students. But how do we make sure that there is a substantial number of students benefitting from the current approach? What do we do over the summer? Who decides who goes to summer school and not if we're not going to penalize students for not doing work or not being appropriately advancing or whatever measures you put in place?

Ms. Peron: I said that we were always going to give them the opportunity to finish their work. I don't mean that we're going to just accept whatever they do or whatever they have. We're looking into that. As you know, the DOE has sent in guidelines around assessments. New Jersey has submitted a waiver for assessments. They have been cancelled. There are so many questions that we and the state are dealing with right now in terms of tracking progress, grading, and moving on. Even for graduation they have just told us that the portfolio assessments have been canceled. These are just so many unanswered questions that we're dealing with. We're conferencing with the DOE and the county on all of these topics.

Comm. Hodges: How are we assessing the level of pedagogy that we're delivering to the students during this time? What is the measure of that? Who checks that? Is that the principal's job?

Ms. Shafer: If the reentry is before September, there's going to have to be some type of assessment to see where each student is. We don't want to set them up for failure by moving them up a grade when we know how much work they may have missed. That's first and foremost. Once you find out where they are, if we can get back in the summer or if all of the high school and middle school students now have their Chromebooks, put a program together for them that will be based on getting an opportunity for them to show growth between that assessment and the end of the summer program. It's not ideal, but just as the state is putting waivers in for the state assessment and now the portfolio, I'm sure something is going to be next for the teacher evaluation. We need to make sure we know where the students are. It's not going to be an ideal situation, but give them some type of program during the summer where we can meet them where they are and then have them be able to show growth during that period of time. If it's not during the summer, we're going to have to do some of that when we return in a classroom face-to-face with a teacher. There's going to have to be a period of time that's going to be review from the prior year. Not having the teacher in front of you is a disadvantage.

Comm. Hodges: Right. Who is preparing all these packets, individual teachers? Is a packet going out that's universal?

Ms. Shafer: The first packets were done by the teachers and were given out before the students left. The second packets, which are for the next 10 days, were prepared by the supervisors. The next packets going forward, until we reopen, will be by the classroom teacher of that student.

Comm. Hodges: Who monitors what the teachers are putting out there?

Ms. Shafer: The principals are reviewing them and then we have six different locations where we do the copying and then we have the distribution sites.

Comm. Castillo: There are so many questions that we do have and the district has been working with the Department of Education. We also need to understand the Department of Education doesn't have a lot of these answers just like all state departments right now.

Comm. Hodges: I'm not waiting for them to give us the answers. We're here now and it's our responsibility to push that.

Comm. Castillo: Dr. Hodges, anything that the Superintendent has put into place is because the district has gone above and beyond. I am reminding everyone that we may have further questions that we may not necessarily have all the answers to, like the evaluation of all the teachers and principals. There are some things we just don't know. Not everything, but there are some. As information comes out, we will continue to have committee meetings. The Superintendent so far as done a great job on keeping us informed and will continue to do that.

Comm. Teague: Our most vulnerable right now are special needs students. I know there's something the Superintendent has in mind, but I want to make sure that their progress is being monitored as well so they don't get lost in the shuffle with everything that's going on. Ms. Shafer, is there anything in place so that they can be monitored,

like with the Chromebooks? My son has one from his school. I just want to make sure the special needs students in our district are hitting the best marks that they have in front of them. That's what I'm concerned about.

Ms. Shafer: We've been meeting yesterday and today with Cheryl Coy. I'm going to ask Cheryl to give a brief summary of the resources and the information that was sent out to the special education teachers yesterday and today.

Ms. Cheryl Coy: I sent out an email to teachers with regards to the platform they have to use. It's the same one they were using in school for their students. It has to be an individualized packet for the student based on their academic ability. We also have direct instruction for our autism students, ND, and severe LLD. Direct instruction is the model they use in their classrooms that is aligned as a support for the academic, but based on their functional ability of social development. McGraw Hill has partnered with Tracy from my department and they finally got the resources for them uploaded online. The same materials that the teachers were able to use in the classroom for their students are being used now for the lesson plans moving forward. Teachers are surveying the parents to see which students have devices so that they can communicate with them via Google Classroom and the app. DOE has approved for teleservices to be put in place. We do have some OTPT and speech therapists actually doing, not Zoom, but Google Meets where they're going live with the students. They're trying to keep their curriculum and their services as close to being in the classroom as possible.

Comm. Hodges: I appreciate your comments, Comm. Castillo. My concern is that there is no universal teacher. They all have different levels of expectations for our students. Given this emergency situation, we're already struggling with our ability to produce a work product that's on par. I don't want to see us slip too far below that because of the emergency. I know there's going to be some slippage, but there's an opportunity to enhance what students are offered as well. I want to make sure that we're positioned to do both. Not just give them work products, but give them an educational experience at the same time. That's what I'm concerned about. I do understand that people are handicapped under these very extreme conditions, but that concern still remains.

Comm. Castillo: I completely agree with you. We want to continue to do everything we can for our students academically and educationally. We want to continue to push them and give them the ability to learn in these times, while at the same time balancing the challenges that the district has, not only with staff but also with technology and internet. There are a lot of questions that we have. I've caught myself asking a million questions that I knew no one necessarily had the answers as of yet. We all tend to do that. I was one of those persons and that's why I was putting it out there as well.

Comm. Hodges: My real focus is getting the administration to ensure that what's being given to the students is of sufficient academic challenge that they don't slip too far behind, though I recognize there is going to be some problem with that regardless.

Comm. Castillo: This is a great opportunity for our next committee meeting to have that conversation. Once we have gotten through the first hurdle, then looking at what the first rollout would look like. Now that we have been in this for a month now, we can maneuver things and see what else we can do.

Operations

Comm. Ramirez: Operations did not meet, but we do have four items that will be presented. They are all transportation-related and were all uploaded to the drive. I'll have Cheryl reach out to see if we want to have a meeting to discuss prior to the regular meeting. Again, there are only four transportation-related items for discussion.

Comm. Capers: Since the school district has been out, I guess different vendors have not been getting paid. Is that a savings for the district as far as transportation and how much?

Comm. Simmons: That's actually a conversation that we talked about in fiscal. I'll get to that once we get to the fiscal report.

Comm. Capers: Okay.

Comm. Ramirez: That concludes my report. Again, there are only four items in transportation to be presented.

Fiscal Management

Comm. Simmons: I just got the minutes today. We talked about a number of things. We talked about the current budget and some savings. We also talked about some increased costs for the current COVID testing. That is actually going to be a cost driver for insurance. In terms of contract services, we talked about possible savings for buses, for security and those things. I know the Superintendent can probably speak better to it. At the meeting we talked about an estimated \$5 million savings. I know that the state is having discussions on whether or not we will have to pay a portion of those contracts. There was discussion about us not paying for services that aren't rendered. We're unsure how that's going to look now because the state has to make the ultimate decision. With the conversations that I've been having at the state level, the department of labor would rather have us pay a portion than to have people on unemployment. I don't know what that would look like for transportation services because the cost of the contacts covers employee salary and pay, and also vehicle maintenance and things like that. Ms. Shafer, did you want to speak to that?

Ms. Shafer: You're exactly right. We have not heard any further guidance. There's been a lot of discussion around it. We did have a County Superintendent meeting last week and there were a lot of discussions from individuals there as well. As you well know, not everyone is in agreement because we want to be sure that they're going to pay the employee. That's number one. Number two, the contract includes a lot of other areas like maintenance and the items that you need on a bus. They really need to come up with some type of formula if they're going to force us to pay. At this point, some districts already made decisions to pay and we have not moved forward at all either way. We are not paying at this point, but unfortunately we may be told what we have to do.

Comm. Hodges: Is the cost for the COVID-19 being borne by our insurance company?

Ms. Shafer: Yes. Some of the individuals that are on the frontline for the district were tested yesterday and today. That was voluntary and it comes through your insurance. We had a handful of volunteers that did not have insurance but they have been helpers. We would have to pay for their test. They're only charging us the lab fee for the test, which is \$175.

Comm. Simmons: We did have some facilities discussions, which included the ESIP Phase 2 portion. Those were the resolutions that we voted on earlier. There were some things discussed about facilities. They're on an as-needed basis, with the exception of the distribution of the packets and food distribution.

Comm. Hodges: What's going to be the status of the long-range facilities plan now that we're not meeting?

Mr. Mapp: We're going forward with those efforts. We met today with the architect to discuss some of the things that he needs. We will be providing those data points so he can move forward with his demographic study of the district. All those activities are still moving forward.

Comm. Capers: Other vendors, like our substitute contract, are those estimated payments as well because we're not using the services?

Ms. Shafer: That was another contract that was also being discussed at the state level. We have not heard or received any further direction on that.

Comm. Capers: Whether or not it's going to be a savings or if we'll have to still pay?

Comm. Simmons: The discussion at the state level is whether or not we're going to be forced to pay those contracts. We don't know.

Comm. Capers: Is there any conversation from the state on when the budget is supposed to be due?

Comm. Simmons: The state is working on a timeline or a new calendar. We're just waiting for guidance from the state.

Comm. Capers: What is their timeline?

Comm. Simmons: We don't know. They haven't created it. They're working on it.

Comm. Capers: What the budget year is going to look like or when everything has to be submitted.

Comm. Simmons: We don't know. We're waiting on it. They're going to give us the guidance.

Comm. Capers: That's what I'm saying. We're waiting for it?

Comm. Simmons: Yes.

Comm. Hodges: The teachers are all employed and we're not making any real savings on their contracts. Is that correct?

Comm. Simmons: Yes.

Comm. Hodges: Are there any additional savings from the school closures?

Ms. Shafer: Right now, Mr. Matthews is looking at all that to see what types of savings there would be. In addition to some of the big contracts, we also need to look at any

requisitions that are out there that can be closed out. He and his team are working on that now. We might have a better picture of that at the next fiscal committee meeting.

Comm. Capers: When is the next fiscal committee meeting?

Comm. Simmons: In a couple of weeks.

Comm. Capers: Is it possible to get those savings earlier?

Ms. Shafer: As soon as we get it from Mr. Matthews and his team. It means reaching out to all the department managers to see what requisitions are not needed. There are thousands of them. We need to look at them and then folks need to determine whether they're going to be needed or not. Maybe part of it was already encumbered. Maybe it's a yearlong program. We have to look at all of it and it's going to take a bit of time.

Comm. Castillo: We're on spring break next week.

Comm. Simmons: Any other questions for fiscal?

Governance

Comm. Martinez: The governance committee is scheduled to meet tomorrow. The minutes from that meeting will be uploaded for the regular meeting.

Personnel

Comm. Redmon: Personnel did not meet. We have no recommendations at this time.

Technology

Comm. Arrington: Technology is meeting on the 21st.

Family and Community Engagement

Comm. Teague: We haven't met yet, but I want to say I'm very proud of Kemper and his team because they have been on the forefront of the food distribution sites. I've had the opportunity to see both of them as well as their team at work. I'm very proud of that department. We'll probably meet soon after all of this is concluded. I just want that on record. I'm very proud of what they're doing.

OTHER BUSINESS

Comm. Simmons: I just want to go on record to say that the Superintendent and her staff have been working diligently during this pandemic. They have been working tirelessly to make sure students are fed and that packets are being created. Even though this has become the new normal and I think it will be this way for a while, they're making sure that while buildings are closed schools are still open. Students are still learning and we have to move forward and make sure that continues. I'm sure I&P will be talking about, and Ms. Shafer alluded to it, what the future looks like. I know those are some of the discussions we have to have. What does the summer look like? What does September look like? How do we move the district and students forward? Ms. Peron also alluded earlier to the fact that it's important that students also do their part. Students have to be committed. I know that it's different. I've taken distance and online learning and it's important that our students are committed. I know that our teachers

have been working hard. I just wanted to get that on record and let everyone know that I'm proud of the way this district has been moving forward. I'm proud of the way the Superintendent and her cabinet have moved initiatives forward even though this is new to everyone. Thank you for your hard work. I know that next week is spring break and you and your team deserve a break just to come back and start all over again the following week. Thank you for that. Are there any other items?

It was moved by Comm. Castillo, seconded by Comm. Arrington that the meeting be adjourned. On roll call all members voted in the affirmative. The motion carried.

The meeting was adjourned at 8:00 p.m.