

**NUTLEY BOARD OF EDUCATION**  
**OPEN PUBLIC MEETING**  
**JUNE 8, 2009**

The Nutley Board of Education held a Public Meeting on Monday, June 8, 2009 at the Board Conference Room, 315 Franklin Avenue, Nutley, NJ 07110.

President Casale opened the meeting at 6:00 PM.

**CALL TO  
ORDER**

**MEETING NOTICE**

**MEETING  
NOTICE**

President Casale stated that in compliance with Chapter 231, Public Law 1975 entitled Open Public Meetings Act, adequate notice of this meeting had been provided as specified in the Act. Proper notice of this Open Public Meeting was provided in the notice of April 27, 2009. Said notice was posted at the entrance of the Board of Education offices, mailed to The Nutley Sun, The Star Ledger, The North Jersey Herald & News and The Nutley Journal and mailed to the Nutley Township Clerk.

This is an official meeting.

**FLAG SALUTE**

**FLAG  
SALUTE**

President Casale led the assembly in the flag salute.

**ROLL CALL**

**ROLL  
CALL**

Present:

Mr. Angelo Frannicola  
Mr. Steven Rogers  
Mrs. Deborah J. Russo  
Mr. Walter Sautter  
Mr. Thomas J. Sposato  
Dr. Philip T. Casale

Absent:

Mr. James Kuchta  
Mr. Vincent Moscaritola  
Mr. Kenneth Reilly (arrived 6:02 PM)

Also Present:

Mr. Joseph Zarra, Superintendent of Schools  
Mrs. Mariana Francioso, Assistant Superintendent of Schools  
Mr. Michael DeVita, Business Administrator/Board Secretary

Trustee Reilly arrived at 6:02 PM.

**MOTION TO ADJOURN TO EXECUTIVE SESSION**

**EXECUTIVE  
SESSION**

At 6:05 PM Trustee Sposato moved and Trustee Rogers seconded the following resolution:

WHEREAS, the Board of Education will be discussing matters exempt from public discussion pursuant to N.J.S.A. 10:4-12,

NOW, THEREFORE, BE IT RESOLVED that the Board of Education recess to Closed Executive Session at this time to discuss the following:

Legal Issues  
Contract Issues

BE IT FURTHER RESOLVED that the results of the discussions will be made public by inclusion on the agenda of a subsequent meeting of the Board of Education or when the reasons for discussing such matters in closed session no longer exist.

The motion was approved by voice vote.

**RECONVENE MEETING**

**RECONVENE**

At 7:10 PM Trustee Frannicola moved, Trustee Rogers seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

The meeting reconvened in the JHWMS Choir Room located at 325 Franklin Avenue, Nutley, NJ.

**FLAG SALUTE**

**FLAG  
SALUTE**

President Casale led the assembly in the flag salute.

**ROLL CALL**

**ROLL  
CALL**

Present:

Mr. Angelo Frannicola  
Mr. Kenneth Reilly  
Mr. Steven Rogers  
Mrs. Deborah J. Russo  
Mr. Walter Sautter  
Mr. Thomas J. Sposato  
Dr. Philip T. Casale

Absent:

Mr. James Kuchta  
Mr. Vincent Moscaritola

Also Present:

Mr. Joseph Zarra, Superintendent of Schools  
Mrs. Mariana Francioso, Assistant Superintendent of Schools  
Mr. Michael DeVita, Business Administrator/Board Secretary

**Academic Report**

Mr. Zarra highlighted the graduations and activities that are going on around the district.

Mr. Zarra spoke about the financial literacy program for our high school students and the plan to have assemblies with financial experts to speak about options, opportunities and the pitfalls of credit cards.

Mr. Zarra spoke about adding a zero period physical education class. He feels it would relieve some scheduling problems that exist in the high school. He mentioned that there was a zero period keyboard class that might be moved to the junior high school.

A Board discussion ensued.

**HEARING OF CITIZENS**

**HEARING OF  
CITIZENS**

Resident Terry Quirk, representative for the Nutley Parent Advocacy Network (NPAN), asked about the program that we are participating in with the Bloomfield School District.

Resident Mike Russo asked about the Appointment of the Mediator and the process involved.

**RESOLUTION**

**RESOLUTION**

Trustee Sautter moved, and Trustee Sposato seconded, a motion that the Board approves Superintendent's Resolutions numbers 1 through 4 as listed below.

The Superintendent's Resolutions 1 through 4 were approved with the following exceptions:

1. Trustee Frannicola abstained on Resolution 1 – Appointments – BOE Extended Day Summer Program – 2009.
2. Trustee Russo abstained on Resolution 2 – Appointments - Summer Autistic Program – 30 days.

**APPOINT BOE  
EXTENDED DAY  
SUMMER PROG. A**

**1. APPOINTMENTS – BOE Extended Day  
Summer Program – 2009**

BE IT RESOLVED that the Board of Education approves the appointments of the School Age Extended Day Summer Program employees listed on the attached Schedule A, at the salaries indicated.

**APPOINT SUMMER  
AUTISTIC PROG.  
30 DAYS**

**2. APPOINTMENTS – Summer Autistic Program – 30 days**

BE IT RESOLVED that the Board of Education approves the appointments of the following personnel for the 2009 Summer Autistic Program for 30 days:

Phillip Siculietano	Supervisor	\$6,000
Autistic Program (30 days)		
Special Education Program (20 days)		
Katherine Flannery	Nurse	4,950
Maura Byrne	Teacher	3,100
Holly Jasnowitz	Teacher	3,100
Matthew Rosenhouse	Teacher	3,100
Jessica Pravata	Teacher	3,100
Shannon Shaw	Teacher	3,100
Leon Yin	Teacher	3,100
Amy Stoner	Occupational Therapist	4,950
Donna Zarra	Speech	4,950
April Hauer	Behaviorist	3,300
Karen Chasmar (p/t)	Physical Therapist (3x week for 3 weeks)	1,500
Sherri Budinick (p/t)	Physical Therapist (3x week for 3 weeks)	1,500

**Paraprofessionals - \$20.00 per hour**

Lora Lee Capalbo	Barbara Polito
Alan Cappetta	Carmela Pontoriero
Jessica Chesney	Melissa Rosamilia
Edward Todd Farrand	Kim Saporito
Denise Lewis	Barbara Sarno
Erin Lombardozzi	Mary Venable
Barbara McGarty	Lawrence Weiss
Kathleen Pastena	Alyssa Zuzzio

**APPOINT SUMMER  
SPECIAL ED  
PROGRAM**

**3. APPOINTMENTS – Summer Special Education Program  
20 days**

BE IT RESOLVED that the Board of Education approves the appointments of the following personnel for the 2009 Summer Special Education Program for 20 days:

Lenore Chieffo	Teacher	\$2,100
Ashley Hauer	Teacher	2,100
Maureen Lazur	Teacher	2,100

Lisa Palestina	Teacher	2,100
Patricia Sloan	Teacher	2,100
Jill Sorensen	Teacher	2,100

Paraprofessionals - \$15.07 per hour

Maureen Callaghan	Karen Homyak
Nicoletta Ciccolella	Denise Marando
Kathleen Cristiano	Nadine Meola
Marion Greiss	Nicole Weiss

Senior Aides - \$500.00

Niko Ciccolella  
Nikki Franciose  
Brittany Goglia  
Hector Mercado

**TRANSFER  
OF  
PERSONNEL**

4. **TRANSFER OF PERSONNEL**

BE IT RESOLVED that the Board of Education approves, upon the recommendation of the Superintendent of Schools, the following transfers:

<b><u>NAME</u></b>	<b><u>FROM</u></b>	<b><u>TO</u></b>
Lottie Alama	Yantacaw	Spring Garden
Abigail Bergen	JHWMS	High School
Nicole Crowe	JHWMS	High School
Emanuela Fierro	High School	JHWMS
Bethany Turro	JHWMS	High School
John Schwarz	District Technology	JHWMS Teacher
Geralyn Ryan	Yantacaw	Washington

**BOARD SECRETARY'S RESOLUTIONS**

Trustee Russo moved, and Trustee Sautter seconded, a motion that the Board approves Board Secretary's Resolutions numbers 1 through 3 as listed below.

The Board Secretary's Resolutions 1 through 3 were unanimously approved by roll call vote.

**APPROVE  
TRAVEL LIST    A**

**1. APPROVAL OF TRAVEL LIST**

BE IT RESOLVED that the Board of Education approves the travel list and all expenses per (Appendix A).

**APPROVE  
FIELD TRIPS    B**

**2. APPROVAL OF FIELD TRIPS**

BE IT RESOLVED that the Board of Education approves the field trip list and all expenses per (Appendix B).

**POLICIES & PROCEDURES  
FOR PART B IDEA**

**3. POLICIES AND PROCEDURES FOR ELIGIBILITY UNDER PART B OF THE IDEA FOR 2008-2009**

BE IT RESOLVED that in accordance with Part B of the IDEA and N.J.A.C. 6A:14-1.1, N.J. A.C. 6A:14-1.2(b) and (c), the Nutley Board of Education shall adopt and assure compliance with the policies which are on file in the Business Office.

**BIDS WINDOW & DOOR  
REPLACEMENTS**

**4. BIDS FOR WINDOW AND DOOR REPLACEMENTS – LINCOLN ELEMENTARY SCHOOL, RADCLIFFE ELEMENTARY SCHOOL & YANTACAW ELEMENTARY SCHOOL**

Trustee Reilly moved, and Trustee Sposato seconded, the following resolution. Upon being put to a roll call vote the resolution was approved.

WHEREAS, bids for Window and Door Replacements for Lincoln Elementary School, Radcliffe Elementary School and Yantacaw Elementary School were advertised on May 7, 2009 and

WHEREAS, sealed bids were publicly opened and read aloud on June 4, 2009 at 1:00 PM in the office of the Secretary/Business Administrator, and

WHEREAS, the following bids were received in the following amounts:

Architectural Window Rutherford, NJ	Base Bid	\$2,294,000
	Alternate 1*	24,700
	Alternate 2**	(752,000)

Levy Construction Co. Audubon, NJ	Base Bid	\$1,276,600
	Alternate 1*	19,600
	Alternate 2**	1,000,000

\*Alternate 1 – Aluminum storefront at Radcliffe Elementary School  
\*\* Alternate 2 – Aluminum windows, in lieu of vinyl

and,

WHEREAS, the bid of Levy Construction Company of Audubon, NJ appears to meet all specifications, and the Board will accept the base bid and Alternate 1 but rejects Alternate 2.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education, upon the recommendation of the construction manager and architect, awards the contract for Window and Door Replacements for Lincoln Elementary School, Radcliffe Elementary School and Yantacaw Elementary School to Levy Construction Co., Audubon, NJ as the apparent low qualified bidder for the total contract amount of \$1,296,200.

**BIDS ROOF  
REPLACEMENTS**

**5. BIDS FOR ROOF REPLACEMENTS – LINCOLN  
ELEMENTARY SCHOOL, RADCLIFFE ELEMENTARY  
SCHOOL, YANTACAW ELEMENTARY SCHOOL,  
WASHINGTON ELEMENTARY SCHOOL AND NUTLEY HIGH  
SCHOOL**

Trustee Rogers moved, and Trustee Frannicola seconded, the following resolution. Upon being put to a roll call vote the resolution was approved.

WHEREAS, bids for Roof Replacements for Lincoln Elementary School, Radcliffe Elementary School, Yantacaw Elementary School, Washington Elementary School and Nutley High School were advertised on May 7, 2009 and

WHEREAS, sealed bids were publicly opened and read aloud on June 4, 2009 at 2:00 PM in the office of the Secretary/Business Administrator, and

WHEREAS, the following bids were received in the following amounts:

VMG Group, LLC Paterson, NJ	Base Bid	\$2,250,000
	Alternate 1*	158,000
Coffey Brothers Howell, NJ	Base Bid	\$1,997,000
	Alternate 1*	273,000

ER Barrett, Inc. Newark, NJ	Base Bid Alternate 1*	\$1,978,000 132,500
Safeway Contracting Mountainside, NJ	Base Bid Alternate 1*	\$1,700,000 200,000
D.A. Nolt, Inc. Mountainside, NJ	Base Bid Alternate 1*	\$2,287,384 215,212
The Barrett Company Millington, NJ	Base Bid Alternate 1*	\$2,219,400 186,900
Patwood Roofing Co/ Lyndhurst, NJ	Base Bid Alternate 1*	\$1,892,000 206,000

\*Alternate 1 – Roof coating

and,

WHEREAS, the bid of Safeway Contracting of Mountainside, NJ appears to meet all specifications, and the Board will accept the base bid but rejects Alternate 1.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education, upon the recommendation of the construction manager and architect, awards the contract for Roof Replacement – Lincoln Elementary School, Radcliffe Elementary School, Yantacaw Elementary School, Washington Elementary School and Nutley High School to Safeway Contracting, Mountainside, NJ as the apparent low qualified bidder for the total contract amount of \$1,700,000.

**APPOINT  
MEDIATOR**

**6. APPOINTMENT OF MEDIATOR**

Trustee Sautter moved, and Trustee Sposato seconded, the following resolution. Upon being put to a roll call vote the resolution was approved.

BE IT RESOLVED that the Nutley Board of Education approves the appointment of John F. Gelson of McLaughlin Gelson, D'Apolito & Stauffer, LLC. to act as mediator regarding contractual disputes between the Nutley Board of Education and WHL Enterprises, Inc. t/a Bill Leary A/C & Heating for the Lincoln Elementary School HVAC project and the Washington Elementary School HVAC project.

BE IT FURTHER RESOLVED that John F. Gelson will be paid an hourly rate of \$350, which will be split evenly between the two parties.

BE IT YET FURTHER RESOLVED that the Board of Education approves the basic terms of agreement with the approval by counsel in the form of mediation agreement.

**APPOINT SUMMER  
CUSTODIAL**

**7. APPOINTMENTS – Summer Custodial Employment**

Trustee Frannicola moved, and Trustee Sautter seconded, the following resolution. Upon being put to a roll call vote the resolution was approved with Trustee Sposato “abstaining”.

BE IT RESOLVED that the Board of Education approves the following personnel to be employed as summer custodial and grounds employees for the summer of 2009:

	<u>Step</u>	<u>Hourly Rate</u>
Zachery Stoffers	2	8.00

**HEARING OF CITIZENS**

**HEARING OF  
CITIZENS**

Resident Mike Russo asked about the food service proposal results and the process involved in awarding the contract.

Resident Trish Parisi asked about testing results at the high school.

Resident Maria Alamo asked where the Board is thinking of spending the money received by the Education Foundation.

Mr. Zarra spoke about a district-wide curriculum coordinator.

President Casale spoke about a letter received by the Board from Trustee Rogers regarding the Board sending a letter to the cable company.

Trustee Rogers made a motion to send the letter to the cable company but after discussion the motion was withdrawn.

Trustee Frannicola congratulated Mr. Zarra on being named to the NJSIAA Executive Committee.

Trustee Reilly spoke about grants regarding security.

**MOTION TO ADJOURN TO EXECUTIVE SESSION**

**EXECUTIVE  
SESSION**

At 8:05 PM Trustee Frannicola moved and Trustee Russo seconded the following resolution:

WHEREAS, the Board of Education will be discussing matters exempt from public discussion pursuant to N.J.S.A. 10:4-12,

NOW, THEREFORE, BE IT RESOLVED that the Board of Education recess to Closed Executive Session at this time to discuss the following:

Legal Issues  
Contract Issues

BE IT FURTHER RESOLVED that the results of the discussions will be made public by inclusion on the agenda of a subsequent meeting of the Board of Education or when the reasons for discussing such matters in closed session no longer exist.

The motion was approved by voice vote.

**RECONVENE MEETING**

**RECONVENE**

At 9:25 PM Trustee Russo moved, Trustee Sposato seconded, and the Board unanimously approved by voice vote a motion to reconvene the public meeting.

Mr. DeVita spoke about surplus projection.

The Board discussed the volunteer committees.

**ADJOURNMENT**

**ADJOURN**

There being no further business, the meeting was adjourned at 9:35 PM on a motion by Trustee Reilly, seconded by Trustee Rogers, and unanimously approved by voice vote.

Respectfully submitted,

Michael DeVita  
Board Secretary