

**SCOTCH PLAINS-FANWOOD BOARD OF EDUCATION**  
**Regular Public Meeting Minutes**  
**June 23, 2022**

Dr. Kulikowski called the meeting to order at 7:00 p.m. at the Scotch Plains-Fanwood Administration Building, 512 Cedar Street, Scotch Plains.

**Members Present**

Ms. Nancy Bauer  
Mrs. Amy Boroff  
Ms. Deb Brody  
Mrs. Karen Mitchell  
Ms. Stephanie Suriani  
Ms. Tonya Williams  
Ms. Amy Winkler  
Mr. Evan Murray, Vice President  
Dr. Karen Kulikowski, President

**Others Present**

Joan Mast, Ed.D., Superintendent of Schools  
Robert A. McGarry, Ed.D., Assistant Superintendent of  
Curriculum and Instruction  
Christopher Jones, Business Administrator/Board Secretary  
Jeanne Cleary, Director of Operations and Special Projects  
James Canellas, Assistant Business Administrator/  
Assistant Board Secretary  
Peter N. Pitucco, Director of Human Resources  
Lisa Rebimbas, Director of Special Services  
Douglas Silvestro, Esq., Board Attorney

Motion by Mr. Murray seconded by Mrs. Boroff at 7:01 p.m., that the Board of Education adopts the following resolution:

**WHEREAS**, the Board of Education must discuss subjects concerning Personnel, HIB, Suspensions/Detention Report, and Legal Status Report; and,

**WHEREAS**, the aforesaid subjects are not appropriate subjects to be discussed in a public meeting; and,

**WHEREAS**, the aforesaid subjects to be discussed are within the exemptions which are permitted to be discussed and acted upon in private session pursuant to P.L. 1975, Chapter 231,

**IT IS THEREFORE RESOLVED** that the aforesaid subjects shall be discussed in private recess by this Board and administrative staff, and information pertaining thereto will be made available to the public as soon thereafter as possible and once the reasons for non-disclosure no longer exist.

Carried 9-0-0

The meeting returned to public session at 8:08 p.m.

**Members Present**

- Ms. Nancy Bauer
- Mrs. Amy Boroff
- Ms. Deb Brody
- Mrs. Karen Mitchell
- Ms. Stephanie Suriani
- Ms. Tonya Williams
- Ms. Amy Winkler
- Mr. Evan Murray, Vice President
- Dr. Karen Kulikowski, President

### **Pledge of Allegiance**

Dr. Kulikowski reported that Personnel, HIB, Suspensions/Detention Report, and Legal Status Report were discussed in Executive Session.

### **Superintendent and Business Administrator Reports**

Dr. Mast gave the Superintendent Report and Mr. Jones provided the Business Administrator Report.

### **Board President's Announcement**

The New Jersey Open Public Meeting Law was enacted to insure the right of the public to have advance notice of and to attend the meetings of public bodies at which any business affecting their interests is discussed or acted upon. In accordance with the provisions of this Act, the Scotch Plains-Fanwood Board of Education has caused notice of this meeting to be published by having the date, time and place thereof posted at the Board of Education offices located at 512 Cedar Street, Scotch Plains, New Jersey. Such notice was also provided in written notice forwarded to the *Times*, now known as the *Union County Hawk*, the *Star Ledger*, the Township Clerk of Scotch Plains and the Borough Clerk of Fanwood in the revised Annual Notice of Regularly Scheduled Meetings as adopted September 1, 2021.

### **Instructional Update**

- Creature Comforts Pet Therapy

### Public Comments

Public comments were opened at 8:15 p.m.

- Lisa Lebowitz, SP Does not approve of the summer reading books. Does not believe inappropriate sexual books should be in the library.
- Layla M, FW Asks that the Health Curriculum does not get approved over the summer where there are no board meetings.
- Brad Herman, SP Does not agree with Health Curriculum and believes it should be opt-in instead of opt-out.
- Keith D, SP Do not pass the Health Curriculum without town input.
- Gary Morris, FW Discussed past experiences in the schools that were negative but were never elevated to administration.

Public comments ended at 8:40 p.m.

### Committee Reports

- Community Relations Report by Ms. Brody
- High School Field Lights Report by Mrs. Cleary
- Negotiations Update Comments by Ms. Bauer
- Student Activities and Athletic Report by Mr. Murray

34-BUS Motion by Ms. Bauer, seconded by Ms. Winkler, approves the following resolution of the Scotch Plains-Fanwood Board of Education approving the Memorandum of Understanding with the Scotch Plains-Fanwood Education Association:

**WHEREAS**, the Scotch Plains Fanwood Board of Education (the “Board”) and the Scotch Plains Fanwood Education Association (the “Association”) are parties to a collective bargaining agreement, which is set to expire on June 30, 2022; and

**WHEREAS**, the Board and the Association have been engaged in negotiations regarding a successor agreement to cover the term of July 1, 2022 through June 30, 2027 (the “CBA”); and

**WHEREAS**, the Association and the Board’s negotiations committee have agreed in principle to a memorandum of understanding (the “MOU”) reflecting the new CBA;

**WHEREAS**, the Association has ratified the MOU among its full membership;

**NOW THEREFORE BE IT RESOLVED**, that the Board hereby approves the attached MOU; and

**BE IT FURTHER RESOLVED**, that the Board’s negotiations committee will promptly engage in efforts to produce a new CBA based upon the agreements contained in the MOU.

Carried 9-0-0

**Letters to the Board**

Three emails were received for the Board and the appropriate administrator responded.

**Board Motions**

**Superintendent’s Report**

Motion by Ms. Bauer, seconded by Ms. Winkler, that the Board of Education:

1-S approves the following SY 2021-2022 change in Out of District placement:

<b>Case</b>	<b>Classification</b>	<b>Placement</b>	<b>Prorated Cost</b>
21-15	SLD	Shepard Preparatory HS	\$3,403.07

2-S approves the superintendent’s decision in the following HIB cases discussed in Executive Session on June 2, 2022. One case was determined to be HIB.

Case# 065-2122-18  
Case # 065-2122-21

3-S approves the submission of HIB and SSDS for the time period of September 2021 to December 2021 to the NJDOE

4-S approves the Annual Code of Conduct as reviewed by the Administrative Team for the 2022-2023 school year.

5-S approves the Danielson Rubric for Teacher Evaluation and the Marshall Rubric for Administrator Supervisor Evaluation for 2022-2023 school year.

- 6-S approves the Student 2022 Summer Assignments.
- 7-S acknowledges receipt of FY 2022 bi-annual gifts for SPFHS, Terrill, Evergreen, McGinn, and School One.
- 8-S in cases where action must be taken within the school system including the hiring of personnel while the board is in recess, the Superintendent is authorized and shall be expected to act. The Superintendent’s decisions shall be subject to review and approval, when appropriate, by the Board, and it is the Superintendent’s duty to inform the Board promptly of such action.
- 10-S approves Wayne Mallette, Supervisor of Fine Arts, to serve as the administrator for the 2022 Creative Summer Workshops.
- 11-S approves the additional following ESY22 Placements and 2022-2023 School Year Placements:

**Private ESY**

<u>Case #</u>	<u>Classified</u>	<u>Placement</u>	<u>ESY Cost</u>	<u>ESY Cost</u>	<u>Note</u>
22-03	AUT	Newmark	\$6,247.62	\$6,247.62	
22-06	OHI	Newmark	\$6,247.62	\$6,247.62	
20-16	OHI	Shepard Preparatory High School	\$9,538.00	\$9,538.00	
21-15	SLD	Shepard Preparatory High School	\$9,538.20	\$9,538.20	
13-11	ERI	Windsor School	\$12,900.00	\$12,900.00	Previously approved - Revised to Correct Name

**Private - 22-23 SY**

<u>Case #</u>	<u>Classified</u>	<u>Placement</u>	<u>SY Cost</u>
22-05	ERI	Cranford Achievement	\$62,540.00
21-15	SLD	Shepard Preparatory High School	\$58,183.02
22-06	OHI	Newmark	\$62,476.20

**Public - 22-23 SY**

20-24	ERI	Somerset County Education Services	\$71,845.00
-------	-----	------------------------------------	-------------

Carried 9-0-0 on a roll call vote

For 1- PERS and 2- PERS

Motion by Ms. Winkler, seconded by Ms. Brody, that the Board of Education approves:

1-PERS the Superintendent’s recommendations for personnel on the Personnel Report dated June 23, 2022 in the areas noted below:

1. Retirements
2. Resignations/Terminations
3. Appointments
4. Reappointment
5. Change of Status
6. Leaves of Absence
7. Longevity
8. Coaching Appointments
9. Administrative Leave
10. Auxiliary Employment
11. Substitute Staff
12. Home Instructors
13. Volunteers

2-PERS approves the following Board Officials appointed/reappointed for the 2022-2023 school year noted below:

Board Secretary	Christopher Jones
Affirmative Action Officer for Employment Practices	Peter Pitucco
Affirmative Action Officer for Educational Programs	Dr. Robert McGarry
AHERA & Asbestos Management Compliance Officer	Nicholas Crupi
Indoor Air Quality Officer	Nicholas Crupi
Integrated Pest Management (IPM) Coordinator	Nicholas Crupi
Right to Know Contact Person	Nicholas Crupi
ADA/504 Officer	Dr. Lisa Rebimbas
Public Agency Compliance Officer	Christopher Jones
Custodian of Public Records	Christopher Jones
School Safety Specialist	Jeanne Cleary
Health and Safety Officer	Dr. Lisa Rebimbas & Nicholas Crupi

Title IX Compliance Officer	Ryan Miller										
School Physician	Dr. Susan Kaye, Atlantic Health System (AHS) Hospital Corp./Overlook Medical Center										
Football Physician	Saint Barnabas Medical Center - "Morahan Center"										
Anti-Bullying Specialists	<table border="0"> <tr> <td>April Chestang</td> <td>Kristina Krasovsky</td> </tr> <tr> <td>Jason Cross</td> <td>Lori Lidofsky</td> </tr> <tr> <td>Cailin Frantz</td> <td>Lauren Markovitz</td> </tr> <tr> <td>Amanda Giangeruso</td> <td>Lakendra McFadden</td> </tr> <tr> <td>Jessica Ness</td> <td>Amanda Wolf</td> </tr> </table>	April Chestang	Kristina Krasovsky	Jason Cross	Lori Lidofsky	Cailin Frantz	Lauren Markovitz	Amanda Giangeruso	Lakendra McFadden	Jessica Ness	Amanda Wolf
April Chestang	Kristina Krasovsky										
Jason Cross	Lori Lidofsky										
Cailin Frantz	Lauren Markovitz										
Amanda Giangeruso	Lakendra McFadden										
Jessica Ness	Amanda Wolf										

Carried 9-0-0 on a roll call vote

**Business Report  
 2021-2022**

Motion by Ms. Winkler, seconded by Ms. Brody, that the Board of Education:

1-BUS approves the staff training report dated June 23, 2022:

**Scotch Plains-Fanwood Public Schools  
 Board Approval for Staff Training and Seminars, Conventions and Conferences  
 Board Meeting: June 23, 2022**

Number Attending	Conference Title	Dates Location	Anticipated Reimbursement	Purpose	Date of Request	Date of Board Approval
	* Expenses may exceed state and federal reimbursement guidelines + How will this activity promote the delivery of instruction, improvement of curriculum, or further district goals?					

Regular Public Session Meeting Minutes  
 June 23, 2022 – Page 8

Two	Fundamentals of Coaching Course	July – August 2022 (Dates TBD – Virtual Course)  Sponsor: National Foundation of High Schools (NFHS)	\$100.00 each (registration)	Participate in a required course for first year coaches. Course is designed to improve inexperienced coaches and to focus on student development and education based athletics.	June 9, 2022	June 23, 2022
One	Curriculum Writing Retreat for K-12 Problem-Based PBL Units & Design Challenges	July 20-21, 2022 Rutgers  Sponsor: Rutgers Continuing Studies	\$190.00 (registration for 2 day workshop)	Learn best practices for designing and implementing problem-based PBL units of curriculum.	June 6, 2022	June 23, 2022
One	Rebalancing Balanced Literacy: A Deep Dive into New K-2 Reading	July 25-29, 2022 Virtually – Zoom  Sponsor: Teachers College	\$850.00 (registration for 5 day workshop) – utilizing Title IIA funds	Learn how to rebalance your balanced literacy instruction in Grades K-2 reading.	May 31, 2022	June 23, 2022
One	NJ American Choral Director's Association Conference	August 2-3, 2022 Rutgers University  Sponsor: NJ American Choral Director's Association	\$145.00 (registration for 2 day conference)	Attend NJ American Choral Director's Association Conference. Attend sessions on various instructional techniques, recruitment strategies and choral practices.	June 17, 2022	June 23, 2022
Six	Paramus Summer Literacy Institute	August 15-18, 2022 Paramus, NJ  Sponsor: Paramus Board of Education	\$533.33 each (registration for 4 day Literacy Institute) – utilizing Title IIA funds	Attend Paramus Summer Literacy Institute.	June 9, 2022	June 23, 2022



5-BUS approves the following additional SY 21-22 and ESY 22 Related Service Vendors:

**SY 21-22**

<b>Agency</b>	<b>Type of Service</b>	<b>Hourly Rate</b>	<b>Total Amount</b>
Newgrange School of Princeton (Previously approved Ann Robinowitz)	Reading Comprehension - Various Students	\$125.00	\$2,250
Sensory Smart	Occupational Therapy - Various Students	\$82.00	\$10,000
Creative Speech Solutions	Speech Therapy - Various Students	\$93.00/\$350 Evaluation	\$30,000

**ESY 22**

<b>Agency</b>	<b>Type of Service</b>	<b>Hourly Rate</b>	<b>Total Amount</b>	<b>Note</b>
Ropa	Physical Therapy Services - Various Students	\$93.00	\$10,000	Revised Total Amount
Lindamood Bell	Learning Processes - Various Students	\$155.00/session	\$5,580	
Erin Mori	Psychological Evaluations - Various Students	\$300.00/Per Evaluation	\$3,000	
A& J	Physical Therapy Services - Various Students	\$93.00	\$2,000	Revised Total Amount
Mid Jersey Spectrum services	Social Skills - Various Students	\$85group/\$200 Consult	\$880	
Newgrange School of Princeton - Previously approved Ann Robinowitz	Reading Comprehension - Various Students	\$125.00	\$5,000	

6-BUS adopts the following Transfer of Current Year Surplus to Reserve resolution:

**WHEREAS**, N.J.S.A. 18A:21-2, NJSA 18A:7G-31, and N.J.S.A. 18A:7F-41 permit a Board of Education to establish and/or deposit into certain reserve accounts at year end, and

**WHEREAS**, the aforementioned statutes authorize procedures, under the authority of the Commissioner of Education, which permit a board of education to transfer unanticipated excess current revenue or unexpended appropriations into reserve accounts during the month of June by board resolution, and

**WHEREAS**, the Scotch Plains-Fanwood Board of Education wishes to transfer unanticipated excess current year revenue or unexpended appropriations from the general fund into a Capital Reserve account in the amount of \$3,000,000 or to the maximum extent possible at year end, and

**WHEREAS**, the Scotch Plains-Fanwood Board of Education wishes to transfer unanticipated excess current year revenue or unexpended appropriations from the general fund into a Maintenance Reserve account in the amount of \$1,000,000 or to the maximum extent possible at year end, and

**WHEREAS**, the Scotch Plains-Fanwood Board of Education has determined that (an amount not to exceed) \$3,000,000 is available for such purpose of transfer;

**NOW THEREFORE BE IT RESOLVED** by the Scotch Plains-Fanwood Board of Education that it hereby authorizes the district's School Business Administrator to make this transfer consistent with all applicable laws and regulations.

7-BUS acknowledges the receipt of the Fire and Security Drills for the months of May and June 2022.

8-BUS acknowledges the receipt of the Bus Evacuation Drills for Spring 2022. Drills.

9-BUS acknowledges receipt of Board Secretary's Reports, Treasurer of School Fund Reports, and Budget Adjustments:

Pursuant to N.J.A.C. 6A:23A-16.10(c), the Board Secretary certifies that as of April 30, 2022 and May 31, 2022, no line item account has encumbrances and expenditures which in total exceed the line item appropriation in violation of N.J.A.C. 6A:23A-16.10(a); and that pursuant to N.J.A.C. 6A:23A-16.10(c), the Scotch Plains-Fanwood Board of Education, after review of the Board Secretary's and Treasurer's monthly financial reports, certifies that no major account or fund has been over expended in violation of N.J.A.C. 6A:23A-16.10(b).

Therefore, Be It Resolved that the Board of Education approves receipt of Budget Adjustments, the Board Secretary's Report and the Treasurer of School Monies Report for the period ending April 30, 2022 and May 31, 2022.

10-BUS acknowledges receipt of the following disbursement listings for the months of April 2022 and May 2022:

- Creative Summer Workshop
- Cafeteria
- Payroll Agency Account

- Petty Cash
- Music Account
- Athletic Account
- Elementary Student Activity
- Nettingham and Terrill Middle School Student Activity
- High School Student Activity

11-BUS approves bills for the period of May 17, 2022 through June 17, 2022 in the amount of \$4,232,177.70.

14-BUS approves the disposal the following books and cafeteria equipment:

- 34 library books that are damaged, obsolete, and not checked out for more than five years from the Nettingham Media Center
- 148 books about 10 years old with minimal circulation from the high school media center
- 300 *World Geography* books that are 15 years old and will be replaced by a new *World Geography* book for grade 6 next year.
- seven old cash registers, only three with asset tags - 3360, 6557, and 4252 - none with historical value and are outdated without current value

15-BUS approves the acceptance of the following grants:

<b>Purpose</b>	<b>Amount</b>
McGinn PTA - Supplies Grant	\$ 4,696.63
American Legion - Terrill 5th grade Flexible Seating	1,000.00
FEA (Foundation for Educational Admin) - Hand Chime Club	3,300.00
BNL Enterprises - Brunner Supplies Grant -	913.55
<b>Total</b>	<b>\$ 9,910.18</b>

**2022-2023**

1-BUS approves the following related service vendors for SY 22-23:

<b>Agency</b>	<b>Type of Service</b>	<b>Hourly Rate</b>	<b>Total Amount</b>
A & J Pediatric (Jen Skara)	Physical Therapy Services - Various Students	\$93.00	\$40,000
Adam Krass	Assistive Technology	\$2800 Evaluation	\$10,000
Assistive Tek - Brian Friedlander	Assistive Technology	\$225 Hour / \$1500 Evaluation	\$10,000
Brett DiNovi	Behavior Consultant / RBT - Various Students	\$135.00/\$60.00	\$85,000

Regular Public Session Meeting Minutes  
 June 23, 2022 – Page 12

Cambridge School	Related Services OT Speech - Various Students	\$150.00/session	\$30,000
Cambridge School	Related Services Counseling - Various Students	\$140.00/session	\$30,000
Claude Lundgren	Occupational Therapy - Various Students	\$83.00	\$50,000
Commission For The Blind	Services for Blind/Visually Impaired	Based on Student Need	\$30,000
Creative Speech	Speech/OT - Various Students	\$93.00	\$500,000
Erin Mori	Psychological Evaluations - Various Students	\$300.00	\$12,500
First Children Services	ABA/BCBA	\$105.00/\$51.00	\$750,000
Silvergate Prep	Home Instruction	\$50.00	\$10,000
EI US, Learnwell	Home Instruction	\$58.50 - \$60.00	\$40,000
ESCNJ	Home Instruction	\$69.00	\$10,000
Educere	Home Instruction	Based on Course	\$5,000
UCESC	Home Instruction	\$71.00	\$5,000
Stepping Forward	Home Instruction	\$75.00	\$10,000
St. Clare's Hospital	Home Instruction	\$55.00	\$2,500
Janice Bryke	Social Skills - Various Students	\$90.00	\$4,000
JFK Rehabilitation	Speech/Social Skills/PT - Various Students	Based on type of service	\$15,000
Kathleen Graziano	Occupational Therapy - Various Students	\$83.00	\$83,500
Laurel School	Speech Therapy - Various Students	\$100.00 per session	\$8,000
Learning Tree	Bilingual Evaluations - Various Students	\$800.00	\$8,000
Maria Hart	Instruction - Various Students	\$90.00	\$5,000
MUJC	OT, PT, Speech - Various Students	Per Previously Approved Rates	\$130,000

Regular Public Session Meeting Minutes  
 June 23, 2022 – Page 13

Aveena	Nursing Services	\$50 LPN/\$60 RN	\$20,000
A Caring Connection	Nursing Services	\$50 LPN/\$60 RN	\$20,000
Bayada	Nursing Services	\$58-65 LPN/\$58-65 RN	\$130,000
Preferred Health	Nursing Services	\$54 LPN/\$59 RN	\$170,000
Tru Care Nursing	Nursing Services	\$65 LPN	\$20,000
Our House	Job Coaching/Development - Various Students	\$58.00	\$21,000
Princeton Speech & Language	Speech Services	\$200 Individual/\$118 Group	\$12,000
Rodriguez-Nativo LLC	Interpreter Various Students	\$150.00	\$500
Ropa - RosaAnna Passucci	Physical Therapy Services - Various Students	\$93.00	\$100,000
Rosa DeJesus	Occupational Therapy - Various Students	\$83.00	\$80,000
Sensory Smart - Jill Pallotto	Occupational Therapy - Various Students	\$84.00	\$50,000
Lindamood Bell	Learning Processes - Various Students	\$155.00/session	\$31,620
Mid Jersey Spectrum Services	Social Skills - Various Students	\$85group/\$200 Consult	\$10,000
Newgrange School of Princeton	Reading Comprehension - Various Students	\$125.00	\$15,000
Rutgers University Behavioral Health	Home Instruction - Various Students	\$70.00	\$1,000

2-BUS approves EnviroVision Consultants to advise on the Right To Know Proposal for Hazardous Chemical Audit and Survey for a the 2022-2023 School Year for the eight schools and maintenance garage in the amount of \$9,000, In addition, for a separate fee, EnviroVision would also perform Semi-annuals and periodic Asbestos Inspections per fee schedule not to exceed \$15,000.

3-BUS approves the following resolution regarding the Lease Purchase Bid through Phoenix Advisors:

**WHEREAS**, The Board of Education of the Scotch Plains-Fanwood Regional School District in the County of Union, New Jersey (the "Board") seeks to acquire and to install, as necessary, various technology equipment and any related ancillary equipment (collectively, the "Equipment"); and

**WHEREAS**, the Board intends to finance the Equipment through a tax-exempt lease purchase financing in an amount not to exceed \$700,000 (the "Lease Purchase Financing"); and

**WHEREAS**, the Board wishes to solicit bids (hereinafter "Bids"), for such Lease Purchase Financing, to delegate the award of such Bid to the Business Administrator/Board Secretary and to authorize the entering into such Lease Purchase Financing.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE SCOTCH PLAINS-FANWOOD REGIONAL SCHOOL DISTRICT IN THE COUNTY OF UNION, NEW JERSEY**, as follows:

**SECTION 1.** The Board hereby approves and directs Phoenix Advisors, LLC (the "Municipal Advisor") and Wilentz, Goldman & Spitzer ("Bond Counsel") to solicit Bids, on behalf of the Board in order to finance the Equipment through a tax-exempt Lease Purchase in an amount not to exceed \$700,000.

**SECTION 2.** The Board reasonably expects to reimburse itself from the proceeds of the Lease Purchase Financing for certain costs of the Equipment paid prior to the execution and delivery of the Lease Purchase Financing from sources other than the Lease Purchase Financing which have been or are reasonably expected to be reserved, allocated on a long-term basis or have otherwise been set aside by the Board, pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 2 is intended to be and hereby is a declaration of the Board's official intent to reimburse any expenditures toward certain costs of the Equipment to be incurred and paid prior to the execution and delivery of the Lease Purchase Financing in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation Section 1.148-10 to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements under section 148 of the Code. The proceeds of the Lease Purchase Financing used to reimburse the Board for any expenditures toward certain costs of the Equipment will not be used directly or indirectly

(i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create or increase the balance in "replacement proceeds", within the meaning of Treasury Regulation Section 1.148-1 of the Lease Purchase Financing, or any other agreement, with respect to any obligation of the Board or to replace funds, or (iii) to reimburse the Board for any expenditure or payment that was originally paid with the proceeds of any obligation of the Board. The Lease Purchase Financing used to reimburse the Board for any expenditure toward certain costs of the Equipment, as described above, will be issued in an amount not to exceed \$700,000. The costs to be reimbursed with the proceeds of the

Lease Purchase Financing will be "capital expenditures" in accordance with the meaning of section 150 of the Code and Treasury Regulation Section 1.150-1. This Section 2 shall take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2).

**SECTION 3.** Upon receipt of the Bids and the analysis thereof, the Business Administrator/Board Secretary, is authorized to award the Lease Purchase Financing to the lessor that bid the most economically advantageous proposal to the Board based upon the advice and recommendation of the Municipal Advisor. The term of the Lease shall not exceed five (5) years. In consultation with Bond Counsel and the Municipal Advisor, the Board President, the Board Vice President, the Superintendent and/or the Business Administrator/Board Secretary are each hereby authorized and directed to execute all documents including, but not limited to, a lease purchase agreement, an escrow agreement, as applicable, and all closing documents in connection with the Lease Purchase and are hereby authorized to take any other action necessary therefor or incidental thereto.

**SECTION 4.** The Board hereby covenants that it will comply with any conditions subsequently imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the Lease Purchase Financing, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Lease Purchase Financing. The Board delegates to the Business Administrator/Board Secretary the authority to determine whether the Lease Purchase Financing will be designated as "qualified tax-exempt obligations" for purposes of section 265(b)(3)(B)(ii) of the Code.

**SECTION 5.** This resolution shall take effect immediately upon its adoption.

- 4-BUS authorizes the Business Administrator to purchase the Arthur J Gallagher insurance for the District for 2022-2023 at an annual cost of \$ 990,983 (15.2% increase).
- 5-BUS approves submission to the county office for approval of the following Facilities Applications for renewal in 2022-2023
- a) Renewal Application for Temporary Instructional Space (Nettingham MS Modulars)
  - b) Renewal Application for Temporary Instructional Space (Terrill MS Modulars)
  - c) Toilet Room Facilities for Early Intervention, Pre-K and Kindergarten Classrooms (Brunner and Coles)
- 6-BUS approves QSP system used in the district's school cafeterias.
- 7-BUS approves Frontline Renewals at a cost of \$81,483 for the 2022-2023 school year, with a 3% increase for the next three years, in the following areas.



8-BUS approves the renewal of the Systems 3000 Financial, Payroll and Human Resources information system at a total cost of \$49,279 for the 2022-2023 school year.

9-BUS accepts the proposal for renewal of contract with Energy for America (EFA), Inc., for professional engineering services for the Facilities Management Program at a cost of (total \$96,636) for the 2022-2023 school year (2%).

10-BUS approves the Tuition Agreement with Union County Vocational-Technical Schools for the 2022-2023 school year (0% increase) effective September 1, 2022 to June 30, 2023.

11-BUS approves the following Agreements with UCESC:

a) **Special Education Tuition Contract 2022-2023**

**BE IT RESOLVED** that the Scotch Plains-Fanwood Board of Education enter into a Special Education Tuition Contract/Agreement with the Union County Educational Services Commission (UCESC) to cover any and all students attending one or more schools operated by the commission during the 2022-2023 school year.

b) **Special Education Tuition Contract - ESY**

**BE IT RESOLVED** that the Board of Education approves the Special Education Tuition Contract Agreement with Union County Educational Services Commission for the Extended School Year from July 1, 2022 through August 12, 2023.

c) **Professional Services**

**WHEREAS**, the Scotch Plains-Fanwood Board of Education has resources currently committed to child study teams during the 2022-2023 school year, which resources include, but are not limited to, child study team members; and

**WHEREAS**, the child study team members perform various functions including but not limited to, the conduct of child study team evaluations, and

**WHEREAS**, the Board is in need of professional assistance in connection with the conducting of initial evaluations, reevaluations, and IEP meetings; and

**WHEREAS**, the Board wishes to engage the professional services of the Commission to render said services for the period from July 1, 2022 through June 30, 2023 (the “Work”); and



**WHEREAS**, the Public Schools Contract Law, N.J.S.A. 18A:18A-1 et seq. does not require professional service contracts to be advertised for bid; and

**WHEREAS**, the Board and the Commission do hereby wish to enter into this Agreement for Professional Services (the “Contract”),

**NOW, THEREFORE**, the Board and the Commission mutually agree to the Scope of Services and the fees for various services as stated in the Agreement.

d) **Nonpublic School Textbooks**

**WHEREAS** 18A:58-37-1 et seq. as amended by Chapter 121, Laws of 1984, requires that the State and local community purchase and loan textbooks upon individual request to all students enrolled in grades Kindergarten through 12 in nonpublic schools located within the local school district.

**WHEREAS** no board of education is required to expend funds for the purchase and loan of textbooks in excess of the amounts provided in State Aid; and

**WHEREAS** the Union County Educational Services Commission has agreed to handle the purchasing and processing of nonpublic school textbooks for local public school districts for the purpose of greater cost effectiveness through joint purchasing and centralized administration,

**THEREFORE, BE IT RESOLVED** that the Scotch Plains-Fanwood Board of Education enters into an agreement with the Union County Educational Services Commission whereby the Commission will administer a nonpublic textbook program for those eligible students attending nonpublic schools located within Scotch Plains Township and Fanwood Borough for the 2022-2023 school year, in accordance with 18A:58-37.1 et seq; and

**BE IT FURTHER RESOLVED** that the Scotch Plains-Fanwood Board of Education pays a surcharge equal to 10% of the allocation for nonpublic textbooks to cover the Commission’s costs for administering the program. The Commission will bill the district for services rendered throughout the 2022-2023 school year. There will be a 10% surcharge on these invoices.

e) **Nonpublic School Technology**

**WHEREAS**, the New Jersey Nonpublic School Technology Initiative Program has been authorized for Fiscal Year 2022-2023.

**WHEREAS**, funding for the Nonpublic School Technology Initiative Program shall be paid to school districts and allocated for nonpublic

school pupils at the state aid rate per pupil in a manner that is consistent with the provisions of the federal and state constitutions, and

**WHEREAS**, said program requires the Board of Education in each public school district in New Jersey to provide technology to all students attending a nonpublic school located in the public school district, and

**WHEREAS**, it is the responsibility of the chief school administrator of the public school district or designee (UCESC) to confer with the administrator of each participating nonpublic school within the district to advise the nonpublic school of the limit of funds available and to agree upon the technology to be provided to the nonpublic school within the limits of the funds that are available for the nonpublic school, and

**WHEREAS**, it is the responsibility of the public school district to send written verification that conferences were held with each nonpublic school administrator to the County Superintendent, along with a copy of each agreement, and

**WHEREAS**, it shall be the responsibility of each public school district to provide the agreed upon technology which may include equipment, software, professional development and/or maintenance of equipment, and

**WHEREAS**, the Union County Educational Services Commission has agreed to administer the responsibilities associated with this program for the purpose of greater cost effectiveness through joint purchasing and centralized administration,

**NOW, THEREFORE, BE IT RESOLVED** that the Scotch Plains-Fanwood Board of Education enter into an agreement with the Union County Educational Services Commission, whereby the Commission will administer the Nonpublic School Technology Initiative Program for nonpublic schools located within its boundaries for the 2022-2023 school year; and

U.C.E.S.C. will bill the public school district for services rendered to the nonpublic school including a 5% administrative fee. In the event a public school district fails to remit funds to the U.C.E.S.C. within the schedule set forth, the U.C.E.S.C. shall have the right to give notice of discontinued services.

f) **Chapter 226 Nonpublic School Nursing**

**WHEREAS**, P.L. 1991, Chapter 226, requires that each Board of Education of a district in which a nonpublic school is located shall provide certain nursing services to those students who are enrolled full time in the nonpublic school; and

**WHEREAS**, the Union county Educational Services Commission has agreed to provide the required nursing services for local public school districts for the purpose of efficient delivery of services and greater cost effectiveness through cooperation and centralized administration;

**THEREFORE, BE IT RESOLVED** that the Scotch Plains-Fanwood Board of Education enters into an agreement with the Union County Educational Services Commission whereby the Commission will implement the law and administer the nonpublic school nursing services program for those full-time students enrolled in the nonpublic school(s) located within Scotch Plains and Fanwood for the 2022-2023 school year, in accordance with applicable law; and,

**BE IT FURTHER RESOLVED** that the Scotch Plains-Fanwood Board of Education will remit payment based on monthly billing statements to the Commission to be billed monthly starting on October 1, 2022 and ending on July 1, 2023. The Commission will retain six percent (6%) of the entitlement as an administrative fee received by the Scotch Plains-Fanwood Board of Education as State aid, per pupil, pursuant to said enactment.

g) **Nonpublic Security Aid Program Agreement**

**WHEREAS**, A-2689/5754, requires the State and local community purchase of nonpublic security aid program upon individual request to all students enrolled in grades Kindergarten through 12 in nonpublic schools located within the local school district. From the amount appropriated for Nonpublic Security Aid, the Commissioner of Education shall provide State aid to each school within the district identified by the district for security services, equipment, or technology to ensure a safe and secure school environment for nonpublic school students.

**WHEREAS**, the Union County Educational Services Commission has agreed to handle the purchasing and processing of nonpublic school security aid program, security services, equipment, or technology for local public school districts for the purpose of greater cost effectiveness through joint purchasing and centralized administration,

**THEREFORE, BE IT RESOLVED**, that the Scotch Plains-Fanwood Board of Education enters into an agreement with the Union County Educational Services Commission whereby the Commission will administer a nonpublic security aid program for those eligible students attending nonpublic schools located within Scotch Plains and Fanwood for the 2022-2023 school year, in accordance with A-2689/5754; and

**BE IT FURTHER RESOLVED**, that the Scotch Plains-Fanwood Board of Education pays a surcharge equal to 12% of the allocation for nonpublic school security to cover the Commission's costs for administering the

program. The Commission will bill the district for services rendered throughout the 2022-2023 school year. There will be a 12% surcharge on these invoices.

h) **Nonpublic IDEA-B**

**WHEREAS**, the Scotch Plains-Fanwood Board of Education enters into a contract with the Union County Educational Services Commission to administer the district's Nonpublic School Individuals with Disabilities Education Act-B Initiative (IDEA-B) funds Basic pursuant to the requirements of the Individuals with Disabilities Education Act and Grant Application on behalf of the Scotch Plains-Fanwood Board of Education, effective July 1, 2022 until June 30, 2023; and

**WHEREAS**, the Board agrees to pay the Commission for services provided in accordance with rates specified in Schedule A; and

**WHEREAS**, billing shall commence in October and shall continue until the funds are depleted.

**NOW, THEREFORE**, it is understood that the Commission will provide services for all of the eligible Nonpublic schools identified by the district's grant application.

i) **Chapters 192-193 Services**

**WHEREAS**, N.J.S.A. 18A:46-6, 8, 19.1, *et seq.* (Laws of 1977, Chapter 193); N.J.S.A. 18A:46A-1 *et seq.* (Laws of 1977, Chapter 192) require that the State and local community identify and provide auxiliary and handicapped services for students who attend nonpublic schools; and

**WHEREAS**, the cost of providing these services is funded entirely by the State of New Jersey; and,

**WHEREAS**, the Union County Educational Services Commission has agreed to provide these services to eligible students who attend non-public schools in Scotch Plains-Fanwood Board of Education;

**THEREFORE, BE IT RESOLVED**, that the Scotch Plains-Fanwood Board of Education enter into an agreement with the Union County Educational Services Commission whereby the Commission will provide services during the 2022-2023 for those students who attend nonpublic schools in Scotch Plains Township and Fanwood Borough pursuant to N.J.S.A. 18A:46-19.7 and N.J.S.A. 18A:46A-7; and,

**BE IT FURTHER RESOLVED**, that projected cost will be based on the most recent notification of the Department of Education, Division of Finance and Regulatory Services setting forth anticipated aid to the Public

School District pursuant to N.J.S.A. 18A:46A-12 and N.J.S.A. 18A46-19.8.

Invoices shall begin in October and continue for nine (9) successive months based on eligible students. The cost of services provided by the Union County Educational Services Commission shall not exceed the funds provided by the State.

- 12-BUS retains Donald J. Dietrich under contract as an Independent Consultant to assist the district in working with all e-rate issues for funding years through 2022 including areas of telecommunications, internet services, internal connections and maintenance, and also assisting in compliance issues and forms preparation as required for a fee not to exceed \$5,000. (0% increase)
- 13-BUS reappoints Arthur J. Gallagher Risk Management Services, Inc./Daniel Regan, Area Executive Vice President, as the Insurance Risk Manager for the District during the 2022-2023 school year as an Extraordinary Unspecified Service (EUS).
- 14-BUS reappoints Centric Benefits Consulting/Edward Gunther as the Employee Benefit Agent for the district during the 2022-2023 school year as an Extraordinary Unspecified Services (EUS).
- 15-BUS appoints the Potter Architects, 410 Colonial Avenue, Union, NJ 07083 as Architect of Record for the 2022-2023 school year. Fees will be established based on projects
- 16-BUS reappoints Phoenix Advisors, LLC as the Bond Counsel and Independent Registered Municipal Advisor (IRMA) firm to provide specialized legal services and planning strategy and structure, coordinate financing process, execute financing as necessary in connection with the authorization and the issuance of bonds or notes by the Board of Education; fee is \$4,100 for the 2022-2023 school year (2.5% increase).
- 17-BUS reappoints Florio Perrucci Steinhardt Cappelli Tipton & Taylor, LLC to provide negotiating services.

**WHEREAS**, there exists a need for negotiating services, and,

**WHEREAS**, the Public School Contracts Law (NJSA 18A:18A-1 et seq) requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids must be adopted publicly,

**NOW THEREFORE BE IT RESOLVED** by the Scotch Plains-Fanwood Board of education as follows:

1. The President and Board Secretary are hereby directed to execute an agreement with Florio Perrucci Steinhardt Cappelli Tipton & Taylor, LLC for Lester Taylor, Esq. to serve as Legal Counsel the 2022-2023 school year at the rate of \$175 per hour with an estimated annual consulting fee of \$30,000.

18-BUS reappoints Richard Barre as Treasurer of School Monies for the 2022-2023 school year for an annual fee of \$9,900 (3.1% increase). This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.

19-BUS approves the agreement with Scarinci Hollenbeck LLC for Nathanya G. Simon, Esq. to serve as Legal Counsel for Special Education and other matters as assigned per the same terms of current retainer and rate will be \$170.00 per hour, from July 1, 2022 through June 30, 2023 at an estimated annual cost of \$25,000 (0% increase). This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.

20-BUS approves the agreement with The Busch Law Group for Douglas Silvestro, Esq. to serve as Legal Counsel for the Board of Education, Special Education, Labor, and other matters as assigned per the same terms and rates of current retainer, \$167.00 per hour, from July 1, 2022 through June 30, 2023 at an estimated annual cost of \$75,000 (0% increase). This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.

21-BUS will utilize the Atlantic Health Systems, Urgent and Specialty Care, located at 140 Central Avenue, Clark, NJ 07066 used primarily, but not exclusively, for the following services at an estimated cost of \$14,000.

New Employee Physicals  
CDL Physicals  
Hepatitis B Titers & Vaccines  
Drug Screens with MRO Services  
PPD

22-BUS approves the retainer agreement with Dr. Susan Kaye of Atlantic Health System (AHS) Hospital Corp./Overlook Medical Center to serve as School Physician for consultation services from July 1, 2022 through June 30, 2023 at an annual cost not to exceed \$34,000. This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.

23-BUS approves the Saint Barnabas Medical Center – the Matthew J. Morahan III Health Assessment Center for Athletes to support the High School as the on-site team physician for up to eight home games at the rate of up to \$250 per game plus a 10% administrative fee of \$200, totaling \$2,200. This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.



- 24-BUS approves Rutgers Biomedical and Health Sciences (RBHS) - University Behavioral Health Care (UBHC) for a Clinician to provide therapeutic services to students and families, who are referred by district personnel for the period from July 1, 2022 through June 30, 2023 at the cost of \$151,350. Funding will be under the ESSER II Grant, and as a Shared Service, bidding is not required.
- 25-BUS approves the listing of athletic official fees for 2022-2023 as attached.
- 26-BUS approves the submission of the Federal IDEA and ESEA Grants in the following amounts:
- |  |                    |
|--|--------------------|
| IDEA Basic Grant (includes non-public dollars) | \$1,396,632        |
| IDEA Preschool Grant                           | 64,409             |
| ESEA Title I-A                                 | 119,738            |
| ESEA Title II-A (includes non-public dollars)  | 71,363             |
| ESEA Title III                                 | 14,892             |
| Title IV-A (includes non-public dollars)       | <u>10,000</u>      |
| <b>Total</b>                                   | <b>\$1,677,034</b> |
- 27-BUS approves the PowerSchool quote in the amount of \$58,859 for PowerSchool SIS maintenance and support, hosting services, and digital document delivery effective July 1, 2022 through June 30, 2023.
- 28-BUS approves the Blackboard renewal quote in the amount of \$16,272.20 for website and content management system effective July 1, 2022 through June 30, 2023.
- 29-BUS approves the Swift renewal quote in the amount of \$10,268.79 SwiftK12 for PowerSchool Messaging for one year effective July 1, 2022 through June 30, 2023.
- 30-BUS approves the 2022-2023 WeatherWorks Renewal Agreement in the amount of \$2,025 for our weather alerts.
- 31-BUS approves the retainer agreement for Schenck Price Smith and King LLP to assist with a specific legal matter at the rate of \$180 per hour for 2022-2023 at an estimated total cost of \$10,000. This contract is awarded without competitive bidding as a “Professional Service” under the provisions of the Public School Contracts Law.
- 32-BUS approves the release of Capital Reserve Funds for the furnishment and installation of various air conditioning and heating projects in the district by Kelin Air Conditioning and Heating for in the amount of \$700,000.
- 33-BUS approves the 2022-2023 Ed Data Services, Inc. award letters for the following categories:

<b>Category</b>	<b>Total</b>
General Classroom Supplies	\$48,870.87
Fine Art Supplies	418.17
Health and Trainer Supplies	12,760.03
Library Supplies	581.17
Math Supplies	270.85
Office/Computer Supplies	3,454.03
Physical Education Supplies	7,892.26
Special Needs	1,474.58
Teaching Aids	5,909.10
World Languages	125.38

35-BUS approves the 2022-2023 Parental Contract for Student Transportation for Case # 18-23 effective July 1, 2022 through June 30, 2023 at the rate of \$96 per day/in-person instruction for a maximum of \$20,200 for 203 days.

36-BUS approves Bankfunding LLC, the only bidder, the lease purchase bid award in the amount of:

<b>Bank</b>	<b>Principal</b>	<b>Rate</b>	<b>Interest</b>	<b>Total</b>
BankFunding, LLC	\$648,000	3.98%	39,173.24	687,173.24

**NOW, THEREFORE, BE IT RESOLVED** that the Scotch Plains-Fanwood Board of Education awards the Lease Purchase to BankFunding, LLC, 14024 Clopper Road, Boyds, MD 20841, for computers and related equipment.

37-BUS approves the Sidebar Accounting Stipend Agreement for \$5,000.

**Procedural**

1-BUS authorizes the Business Administrator to process additional invoices for payment for the current fiscal year with Board confirmation at the next regular meeting, and that the Business Administrator is authorized to process invoices for July with Board confirmation at the August meeting.

2-BUS approves that the Board of Education, to the extent consistent with State Law, Policies and By-Laws of the Board, will be guided by “Roberts Rules of Order”.

3-BUS authorizes the use of the Uniform Minimum Chart of Accounts for New Jersey Public Schools for the 2022-2023 school year.



- 4-BUS approves the collection and maintenance of student records in the authorized categories and will regulate access, pursuant to NJAC Title 6A:32-7, to insure the educational welfare of the students of this district.
- 5-BUS authorizes the Superintendent or designee to approve such line item budget transfers as are necessary between Board of Education meetings, and such transfers shall be reported to the Board of Education, ratified and duly recorded in the minutes of the next regular meeting.
- 6-BUS authorizes the Board Secretary to establish the following imprest petty cash fund account for the period of July 1, 2022 through June 30, 2023 in accordance with NJS A 18A:19-13. Amount of fund to be set at \$1,000 with no individual expenditure to exceed \$150.
- 7-BUS approves the following 403(b) tax shelter annuity brokers:
- Equitable Advisors
  - Cetera Investors
  - Orion Portfolio Solutions
  - Lincoln Financial
  - Lincoln Investment Planning, Inc.
  - AIG Retirement Services
  - Fidelity
- 8-BUS approves the following 457 tax shelter annuity brokers:
- Equitable Advisors
  - Orion Portfolio Solutions
  - Metlife Insurance Co.
- 9-BUS approves the continuation of a mandatory direct deposit program in accordance with N.J.S.A. 52:14-15h and adopts a resolution that TD Bank will be the banking institution handling the direct deposit process.
- 11-BUS re-adopts all current written policies, by-laws and rules/regulations in the official Policy Manual of the Scotch Plains-Fanwood School District for the period from July 1, 2022 until June 30, 2023 unless modified by the Board of Education in accordance with those applicable policies, by-laws and rules/regulations.

Carried 9-0-0

Motion by Ms. Winkler, seconded by Mrs. Mitchell, that the Board of Education approves the minutes listed below:

1. May 10, 2022 - Open Agenda Meeting - Executive Session
2. May 10, 2022 - Open Agenda Meeting
3. May 19, 2022 - Regular Board Meeting - Executive Session
4. May 19, 2022 - Regular Board Meeting

Carried 7-0-2 for May 10 Minutes, Mrs. Boroff and Mr. Murray abstained  
Carried 9-0-0 for May 19 Minutes

### **Public Comments**

Public comments began at 9:10 p.m.

John Dening, SP Discussed negative experiences related to topics covered for students when they are not ready.

John G, SP Wants parents to continue to be involved in the Health Curriculum.

Mike Difalo, SP Asked the board to condemn the state's fast and hidden approval of the Health Curriculum changes.

Camie Trepca, FW Supports the other speakers on the Health Curriculum concerns.

Gary Morris, FW Hoped Spiffy can go to the parks in Fanwood.

Candice Testa Thanked the board for the new SPFEA contract.

Public comments ended at 9:30 p.m.

### **Good of the Order**

Ms. Bauer Thank you to SPFEA for the new contract.

Mrs. Mitchell Acknowledged the choir and band.

Dr. Mast Excited to bring back the Alma Mater.

Ms. Winkler Enjoyed the graduation ceremonies.

Ms. Suriani Great to celebrate all the year end events in person.

Motion by Mr. Murray, seconded by Ms. Williams at 9:43 p.m., that the Board of Education adjourns.

Carried 9-0-0

A handwritten signature in black ink, appearing to read 'Chris Jones', written in a cursive style.

Christopher Jones  
Business Administrator