

**LIVINGSTON SCHOOL DISTRICT
LIVINGSTON, NEW JERSEY**

**BOARD OF EDUCATION
VOTING MEETING AGENDA**

Monday, June 6, 2011 – 7:30 p.m.
Livingston High School - Auditorium

A. CALL TO ORDER AND STATEMENT BY PRESIDENT

Adequate notice of this meeting has been provided by amendment to notice approved at the Board's organization meeting on May 2, 2011 and posted at the Board of Education office and communicated to *The Star Ledger*, *West Essex Tribune*, *The Alternative Press*, *Patch.com* and Livingston Township Clerk.

B. FLAG SALUTE

C. ROLL CALL

Barry Funt
Charles Granata
Bonnie Granatir
Ronnie Spring
Leslie Winograd
Jennifer Wu

D. PROCLAMATIONS

1. Technology Student Association
2. Moodys Mega Math Challenge
3. American Mathematics Competition
4. Association of Mathematics Teachers of New Jersey
5. North American Computational Linguistics Olympiad
6. Knowledge Master Open
7. LHS Lancer Junior Invitational Forensics Tournament
8. Hanover Park Forensics and Debate Society's Junior Tournament
9. Le Grand Concours (The French National Exam) (HMS students)
10. Le Grand Concours (The French National Exam) (LHS Students)
11. The National Spanish Exam
12. NJ Science League Competition
13. NJ Consortium for Gifted and Talented Debate Tournament

14. Essex County Steering Committee for Gifted & Talented Education Academically Speaking Competition
15. Merck State Science Day Competition
16. Union Catholic Junior Regional Forensics Tournament
17. USA Biology Olympiad

E. SUPERINTENDENT’S REPORT

1. Middle School Sports Program
2. Code of Conduct
3. LEF

F. BOARD REPORT

G. APPROVAL OF MINUTES

The Superintendent recommends the following:

Resolved, that the Livingston Board of Education approves the minutes of the May 9, 2011, May 16, 2011 and May 23, 2011 meetings.

ROLL CALL VOTE

H. PUBLIC INPUT ON AGENDA ITEMS ~ up to 15 minutes

An excerpt from Policy #0167 adopted on January 10, 2011 states that The Board of Education recognizes the value of public comment on educational issues and the importance of allowing members of the public to express themselves on school matters of community interest.

Public participation shall be governed by the following rules:

1. A participant must be recognized by the presiding officer and must preface comments by an announcement of his/her name, place of residence, and group affiliation, if appropriate;
2. Each statement made by a participant shall be limited to three minutes’ duration;
3. No participant may speak more than once on the same topic until all others who wish to speak on that topic have been heard;
4. All statements shall be directed to the presiding officer; no participant may address or question Board members individually.

The portion of the meeting during which the participation of the public is invited shall be limited to fifteen minutes, or at the discretion of the presiding officer.

I. MOTIONS BY CONTENT AREA

1. PROGRAM/CURRICULUM

The Superintendent recommends the following:

1.1 Student Teachers/Interns

Resolved, that the Livingston Board of Education approves the following college students to perform student teaching in the district:

<u>Student Teacher</u>	<u>School</u>	<u>Cooperating Teachers</u>	<u>Dates</u>
Harmony Daniel Dougher	Livingston High School	Linda Majzner	9/7/11-10/28/11
Joanna Gambino	Mt. Pleasant Middle	Stafford Horne	9/7/11-10/28/11
Kristin Serfass	Mt. Pleasant Elementary	David D’Addozio and	

1.2 Professional Development Plan

Resolved, that the Livingston Board of Education approves the 2011-2012 Livingston School District Professional Development Plan.

ROLL CALL VOTE

2. STUDENT SERVICES

The Superintendent recommends the following:

2.1 Out-of-District Placements

Resolved, that the Livingston Board of Education approves placement for the academic year 2011-2012 for ten (10) Livingston students with disabilities and for Extended School Program 2011 (Summer Programs) for two (2) Livingston Students with disabilities, as classified and recommended by the Child Study Team in facilities with tuition costs to be determined within the limits established by the New Jersey Board of Education as shown on [Addendum A](#).

2.2 Summer Evaluations

Resolved, that the Livingston Board of Education approves the following individuals to conduct CST evaluations during the summer of 2011 at the rate of \$400 per case:

*Eileen Saladino
Helene Fersko
Danusia Rampolla
Tania Symmons
Melissa Anderson
Rena Lazar
Nancy Petryna
Kelly Adams
Brigitte Franklin
Mindy Bondroff*

Resolved, that the Livingston Board of Education approves the following individuals to perform summer speech evaluations at the rate of \$275 per evaluation.

*Karen Schlam
Nicole Sajecki*

2.3 Related Services/Medical Consultants

Resolved, that the Livingston Board of Education approves the following consultants that will be utilized to provide related services for the 2010-2011 school year:

HOME INSTRUCTION

Somerset Medical Center

\$47.00/hour

BEHAVIOR CONSULTANTS/AGENCY

Behavior Therapy Associates, P.A.

Functional Behavior Assessment \$1,500.00

ROLL CALL VOTE

3. BUSINESS

The Superintendent recommends the following:

3.1 Payment of Bills

Whereas, the Board Secretary has audited certain vendor claims as required by N.J.S.A. 18A:19-2 and Board Policy 6470 and presented them to the Livingston Board of Education with the recommendation they be paid, now therefore be it

Resolved, that the Livingston Board of Education approves the payment of the following bills in the amounts listed and attach a complete copy of these bills to the minutes of this meeting.

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
10&11	Regular	\$1,803,214.81
12	Regular	
20	Regular	194,818.79
30	Referendum	1,214,449.74
60	Cafeteria	76,374.20
	TOTAL	<u>\$3,288,857.54</u>

Regular Checks	37873-38284	\$1,998,033.60
Referendum Checks	354-359	1,214,449.74
Cafeteria Checks	141	<u>76,374.20</u>
	TOTAL	<u>\$3,288,857.54</u>

3.2 Payment of Bills

Whereas, the Board Secretary has audited certain vendor claims as required by N.J.S.A. 18A:19-2 and Board Policy 6470 and presented them to the Livingston Board of Education with the recommendation they be paid, now therefore be it

Resolved, that the Livingston Board of Education approves the payment of the following bills in the amounts listed and attach a complete copy of these bills to the minutes of this meeting.

<u>Fund</u>	<u>Name</u>	<u>Amount</u>
10&11	Regular	\$6,662.63
	TOTAL	<u>\$6,662.63</u>

Regular Checks	38835-38836	\$6,662.63
	TOTAL	<u>\$6,662.63</u>

3.3 Board Secretary Report – April 2011

Whereas, the Livingston Board of Education has received the Report of the Board Secretary for April 30, 2011, consisting of:

- 1) Interim Balance Sheets
- 2) Interim Statements Comparing Budgeted Revenue with Actual to Date and Appropriations with Expenditures and Encumbrances to Date

- 3) Schedule of Revenues - Actual Compared with Estimated
- 4) Statement of Appropriations Compared with Expenditures and encumbrances, and

Whereas, the Livingston Board of Education has received the report of the Treasurer for April 30, 2011, which report is in agreement with the Report of the Board Secretary, and

Whereas, these reports show the following balances on the date indicated:

	Cash Balance	Appropriation Balance	Fund Balance
(10) General Current Exp. Fund	1,531,206		
(11) Current Expense		828,878	1,560,550
(12) Capital Outlay		15,533	1,525,773
(13) Special Schools			
(20) Special Revenue Fund	(494,704)	598,333	
(30) Capital Projects Fund	25,814,276		
(40) Debt Service Fund			
Total:	26,850,778	1,442,744	3,806,323

Whereas, pursuant to N.J.A.C. 6:20-212(d), the Board Secretary has certified that as of April 30, 2011, no budgetary line item account has obligations and payments contractual orders which in total exceed the amount appropriated by the district board of education pursuant to N.J.S.A. 18A:22-8, 18A:22-8.1, now therefore be it

Resolved, the Livingston Board of Education accepts the above referenced reports and certification and directs that they be made part of this resolution by reference, and be it

Further Resolved, the Livingston Board of Education certifies that, after review of the Secretary's monthly financial report (appropriations section) and upon consultation with the appropriate district officials, to the best of its knowledge no major account or fund has been over-expended in violation of N.J.A.C.6:20-2.13(d) and that sufficient funds are available to meet the district's financial obligations for the remainder of the fiscal year.

3.4 Transfers

Whereas, the Superintendent of Schools recommends certain transfers among accounts in the 2010-2011 budget for April pursuant to Board of Education Policy 6422, now therefore be it

Resolved, that the Livingston Board of Education ratify transfers pursuant to N.J.S.A. 18A:22-8.1 and N.J.A.C. 6:20-2A.10:

<u>Object</u>	<u>Description</u>	<u>To</u>	<u>From</u>
0100	Salaries		\$74,384
0249	Other Retirement Contrib	\$10,000	
0320	Purch. Prof-Educational Services	\$100,147	
0331	Legal Services		\$30,000

0390	Other Purch Pro/Tech		\$3,967
0420	Clean/Repair Maintenance		\$19,969
0503	Aid in Lieu Payments	\$805	
0514	Cont Services (Sped)		\$7,295
0520	Insurance		\$1,978
0562	Tuition other LEA Spec		\$486
0566	Tuition Pri Scl Handicapped	\$80,877	
0580	Travel		\$4,260
0590	Misc Purch Services		\$3,639
0600	Supplies and Materials		\$34,728
0610	General Supplies		\$435
0615	Transportation Supplies	\$3,000	
0640	Textbooks		\$6,695
0800	Miscellaneous		\$5,993
	Totals	\$194,829	\$194,829

3.5 Field Trips

Resolved, that the Livingston Board of Education approves the field trips as outlined on [Addendum B](#).

3.6 Renewal of Contract – Astone Fleet Services LLC

Resolved, that the Livingston Board of Education approves the renewal of the contract with Astone Fleet Services LLC for the 2011-2012 school year at an hourly rate of \$79.00.

3.7 New Jersey State Interscholastic Athletic Association

Resolved, that the Livingston Board of Education approves the enrollment of Livingston High School as a member of the New Jersey State Athletic Association to participate in the approved interscholastic athletic program sponsored by the NJSIAA for the 2011-2012 school year.

3.8 Approval of the Revised 2011-2012 Calendar

Resolved, that the Livingston Board of Education approves the revised 2011-2012 school calendar as shown on [Addendum C](#).

3.9 Heritage Middle School Interscholastic Athletic Provider

Resolved, that the Livingston Board of Education approves the West Essex YMCA to provide a parent paid fee based service for a three (3) day a week program for the Heritage Middle School Interscholastic Athletic Program.

3.10 YMCA Contract

Resolved, that the Livingston Board of Education approves the contracts with the YMCA for the 2012 summer camp to be held at Livingston High School and for extended days services for the 2011-2012 school year.

3.11 Capital Lease

Resolved, the Livingston Board of Education has determined to lease purchase finance the acquisition of technology purchases and maintenance equipment for an amount of approximately \$750,000; and

Whereas, the board has selected Phoenix Advisors, LLC to serve as financial advisor to conduct a competitive bid (Bid) for the Lease Purchase to finance the cost of the Acquisition; and

Whereas, Phoenix Advisors, LLC will conduct the Bid for the Lease Purchase and will make a recommendation of award to the Board,

Now, Therefore, Be It Resolved, by the Livingston Board of Education in the County of Essex, New Jersey, as follows:

The Board hereby authorizes the Board President and/or Secretary to execute the Lease to the Lessor in order to finance the Acquisition and authorize the sale of the Lease after the Board Counsel has reviewed the Agreement. This award is to be made in accordance with the proposal form submitted to the Board Secretary as of the date of the Bid, said proposal shall be attached hereto, and kept on file with the Board Secretary.

3.12 Award of Contract - Gym Folding Doors Replacement – Heritage Middle School

Whereas, on May 12, 2011, the Livingston Township Board of Education (“Board”) held a public bid opening for the Heritage Middle School Folding Door project (“Project”); and

Whereas, the Project consisted of two separate facets of Work, the Folding Door Replacement and the Folding Curtain Assemblies, for which the Bidders were asked to give separate prices and which the Board reserved the right to award separately;

Whereas, the Board received four (4) bids at the public bid opening; and

Whereas, the lowest bid for the Folding Door Replacement Work submitted by T.G. Elliott Associates, Inc. (“T.G. Elliott”) contained conditions imposed by T.G. Elliott which were not consistent with the Project specifications, and also failed to include documentation indicating that T.G. Elliott is classified by the Department of Treasury as required by N.J.S.A. 18A:18A-26; and

Whereas, the Board has determined that the above issues with T.G. Elliott’s bid make the bid non-responsive and constitute material, non-waivable defects; and

Whereas, the next lowest bid for the Folding Door Replacement Work was submitted by Tri-State Folding Partitions, Inc. (“Tri-State”), Chestnut Ridge, New York, with a base bid of Seventy Six Thousand Five Hundred Dollars (\$76,500.00); and

Whereas, the Board, upon consultation with its Design Professional, has determined Tri-State to be the lowest responsive and responsible bidder; and

Whereas, the Board’s counsel has determined Tri-State’s bid to be awardable.

Now, Therefore, Be It Resolved, that for the reasons set forth above, the Board hereby rejects the bid of T.G. Elliott on the basis that the bid is non-responsive and contains material, non-waivable defects; and

Be It Further Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et seq., the Board hereby awards a contract for the Folding Door Replacement Work for the Project to **Tri-State Folding Partitions, Inc.** in the amount of **Seventy Six Thousand Five Hundred Dollars (\$76,500.00)**; and

Be It Further Resolved, that the Business Administrator is authorized to return the bid bonds to all but the three (3) lowest bidders; and

Be It Further Resolved, that the Board's Counsel is hereby authorized to prepare the contract for the Project, transmit same to Tri-State, and to obtain all documents required thereby; and

Be It Further Resolved, that upon receipt of the executed contract from Tri-State, as well as the insurance certificate, bonds and other documents required by the contract, the Business Administrator is authorized to return the bid bonds to the remaining bidders.

3.13 Award of Contract – Gym Folding Curtain Assemblies – Heritage Middle School

Whereas, on May 12, 2011, the Livingston Township Board of Education ("Board") held a public bid opening for the Heritage Middle School Folding Door project ("Project"); and

Whereas, the Project consisted of two separate facets of Work, the Folding Door Replacement and the Folding Curtain Assemblies, for which the Bidders were asked to give separate prices and which the Board reserved the right to award separately;

Whereas, the Board received four (4) bids at the public bid opening; and

Whereas, the lowest bid for the Folding Curtain Assemblies Work was submitted by Tomkin Company, a division of MPS, Inc. ("Tomkin"), Scotch Plains, New Jersey, with a base bid of Thirteen Thousand Three Hundred One Dollars (\$13,301.00); and

Whereas, the Board, upon consultation with its Design Professional, has determined Tomkin to be the lowest responsive and responsible bidder; and

Whereas, the Board's counsel has determined Tomkin's bid to be awardable.

Now, Therefore Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et seq., the Board hereby awards a contract for the Folding Curtain Assemblies Work for the Project to **Tomkin Company, a division of MPS, Inc.** in the amount of **Thirteen Thousand Three Hundred One Dollars (\$13,301.00)**; and

Be It Further Resolved, that the Business Administrator is authorized to return the bid bonds to all but the three (3) lowest bidders; and

Be It Further Resolved, that the Board's Counsel is hereby authorized to prepare the contract for the Project, transmit same to Tomkin, and to obtain all documents required thereby; and

Be It Further Resolved, that upon receipt of the executed contract from Tomkin, as well as the insurance certificate, bonds and other documents required by the contract, the Business Administrator is authorized to return the bid bonds to the remaining bidders.

3.14 Award of Contract – Asbestos Removal/Treatment – Various Schools

Whereas, on June 1, 2011, the Livingston Board of Education ("Board") held a public bid opening for the Asbestos Vinyl Tile, Insulation, Transom, Caulking Removal project ("Project"); and

Whereas, the Specifications for the Project permitted the Board to award separate contracts for the various portions of the Work; and

Whereas, the Board received five (5) bids at the public bid opening; and

Whereas, the lowest bid for all of the Vinyl Tile Removal Work and the Heritage Middle School Auditorium Seating Removal work was submitted by Lilich Corporation ("Lilich"), Woodland Park, New Jersey, with a bid of One Hundred Twenty Nine Thousand Dollars (\$129,000.00) for all of the

Vinyl Tile Removal work and a bid of Four Thousand Six Hundred Dollars (\$4,600.00) for the Heritage Middle School Auditorium Seating Removal Work; and

Whereas, the Board, in conjunction with its Design Professional, has determined Lilich to be the lowest responsive and responsible bidder for the above noted portions of the Work; and

Whereas, the Board's Special Counsel for Construction has determined Lilich's bid to be awardable.

Now, Therefore, Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et. seq., the Board hereby awards a contract for the Vinyl Tile Removal Work and the Heritage Middle School Auditorium Seating Removal Work for the Project to **Lilich Corporation** in the amount of **One Hundred Thirty Three Thousand Six Hundred Dollars (\$133,600.00)**, consisting of a bid of One Hundred Twenty Nine Thousand Dollars (\$129,000.00) for all of the Vinyl Tile Removal Work and a bid of Four Thousand Six Hundred Dollars (\$4,600.00) for the Heritage Middle School Auditorium Seating Removal Work; and

Be It Further Resolved, that the Business Administrator is authorized to return the bid bonds to all but the three (3) lowest bidders; and

Be It Further Resolved, the Board hereby directs its Special Counsel for Construction to prepare the contracts for the Project, transmit same to Lilich for execution, and to obtain all the documents required thereby; and

Be It Further Resolved, that upon receipt of the executed contract from Lilich, as well as the insurance certificate, bonds and other documents required by the contract, the Business Administrator is authorized to return the bid bonds to all remaining bidders.

3.15 Award of Contract – Asbestos Removal/Treatment – Various Schools

Whereas, on June 1, 2011, the Livingston Board of Education ("Board") held a public bid opening for the Asbestos Vinyl Tile, Insulation, Transom, Caulking Removal project ("Project"); and

Whereas, the Specifications for the Project permitted the Board to award separate contracts for the various portions of the Work; and

Whereas, the Board received five (5) bids at the public bid opening; and

Whereas, the lowest bid for all of the Transite Panel and Caulking Work and the Hillside Ceiling Tile/Glue/Sheetrock Work was submitted by Metro Contractors, LLC ("Metro), Wayne, New Jersey, with a bid of One Hundred Forty Two Thousand Three Hundred Dollars (\$142,300.00) for all of the Transite Panel and Caulking Work, and a bid of Six Thousand Nine Hundred Dollars (\$6,900.00) for the Hillside Ceiling Tile/Glue/Sheetrock Work; and

Whereas, the Board, in conjunction with its Design Professional, has determined Metro to be the lowest responsive and responsible bidder for the above noted portions of the Work; and

Whereas, the Board's Special Counsel for Construction has determined Metro's bid to be awardable.

Now, Therefore, Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et. seq., the Board hereby awards a contract for the Transite Panel and Caulking Work and the Hillside Ceiling Tile/Glue/Sheetrock Work for the Project to **Metro Contractors, LLC** in the amount of **One Hundred Forty Nine Thousand Two Hundred (\$149,200.00)**, consisting of a bid of One Hundred Forty Two Thousand Three Hundred Dollars (\$142,300.00) for all of the Transite

Panel and Caulking Work, and a bid of Six Thousand Nine Hundred Dollars (\$6,900.00) for the Hillside Ceiling Tile/Glue/Sheetrock Work; and

Be It Further Resolved, that the Business Administrator is authorized to return the bid bonds to all but the three (3) lowest bidders; and

Be It Further Resolved, that the Board hereby directs its Special Counsel for Construction to prepare the contracts for the Project, transmit same to Metro for execution, and to obtain all the documents required thereby; and

Be It Further Resolved, that upon receipt of the executed contract from Metro, as well as the insurance certificate, bonds and other documents required by the contract, the Business Administrator is authorized to return the bid bonds to all remaining bidders.

3.16 Award of Contract – Road Construction and Paving – Heritage Middle School

Whereas, on June 1, 2011, the Livingston Board of Education (“Board”) held a public bid opening for the Parking Lot Renovations at the Heritage Middle School project (“Project”); and

Whereas, the Board received two (2) bids at the public bid opening; and

Whereas, the lowest bid was submitted by Crossroads Pavement Maintenance, LLC (“Crossroads”), Nutley, New Jersey, with a base bid, inclusive of two (2) Project Allowances of Twelve Thousand Five Hundred Dollars (\$12,500.00) and Thirty Five Thousand Dollars (\$35,000.00), of Two Hundred Nine Thousand Seven Hundred Dollars (\$209,700.00), a bid of Twenty One Thousand Five Hundred Dollars (\$21,500.00) on Alternate #1 (mill 2” of asphalt and install 2” of FABC Course in the area designated on the Plan as Alt. #1), and a bid of Twenty One Thousand Nine Hundred Seventy Dollars (\$21,970.00) on Alternate #4 (remove existing curbing, topsoil, subsoil, etc., install new curbing, stone, asphalt, etc. to construct new 8-stall parking lot as shown in the Specifications); and

Whereas, the Board, in conjunction with its Design Professional, has determined Crossroads to be the lowest responsive and responsible bidder; and

Whereas, the Board’s Special Counsel for Construction has determined Crossroads bid to be awardable.

Now, Therefore, Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et. seq., the Board hereby awards a contract for the Parking Lot Renovations at the Heritage Middle School project to **Crossroads Pavement Maintenance, LLC**, in the amount of **Two Hundred Fifty Three Thousand One Hundred Seventy Dollars (\$253,170.00)**, consisting of a base bid, inclusive of two (2) Project Allowances of Twelve Thousand Five Hundred Dollars (\$12,500.00) and Thirty Five Thousand Dollars (\$35,000.00), of Two Hundred Nine Thousand Seven Hundred Dollars (\$209,700.00), a bid of Twenty One Thousand Five Hundred Dollars (\$21,500.00) on Alternate #1, and a bid of Twenty One Thousand Nine Hundred Seventy Dollars (\$21,970.00) on Alternate #4; and

Be It Further Resolved, that the Board hereby directs its Special Counsel for Construction to prepare the contract for the Project, transmit same to Crossroads for execution, and to obtain all the documents required thereby; and

Be It Further Resolved, that upon receipt of the executed contract from Crossroads, as well as the insurance certificate, bonds and other documents required by the contract, the Business Administrator is authorized to return the bid bonds to the bidders.

3.17 Award of Contract – Commissioning Services

Whereas, the Livingston Board of Education (“Board”) is currently engaged in a construction project involving facility upgrades to a number of the Board’s schools (“Project”); and

Whereas, the Project entails upgrades to a number of the systems at the various schools, including, but not limited to HVAC, lighting, and elevators; and

Whereas, the Board has determined that it is in its best interests to retain a professional engineering firm to provide professional commissioning services (“Services”) in order to ensure that all of the systems affected by the Project have been completed and are fully operational within the requirements of the Project Specifications; and

Whereas, the Board solicited proposals from multiple professional engineering firms to provide the Services; and

Whereas, the Board received two (2) proposals in response to its solicitation; and

Whereas, the Board has determined that the proposal submitted by Camp Dresser & McKee, Inc, Philadelphia, PA, is responsive to the Board’s solicitation, is the most advantageous to the Board, and that Camp Dresser & McKee, Inc. has the appropriate expertise to provide the Services; and

Whereas, N.J.S.A. 18A:18A-5 permits a board of education to negotiate and award a contract for professional services without public advertising and bidding therefore; and

Whereas, the Services constitute professional services as defined by the Statute.

Now, Therefore, Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-1, et. seq., the Board hereby awards a contract for the Services to Camp Dresser & McKee, Inc. in an amount not to exceed Three Hundred Forty Four Thousand Seven Hundred Dollars (\$344,700.00); and

Be It Further Resolved, that the Board hereby authorizes the Business Administrator, with the assistance of the Board’s Special Counsel for Construction to negotiate and prepare the contract for the Services with Camp Dresser & McKee, Inc.; and

Be It Further Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-5, that the Business Administrator cause to be printed once, in an official newspaper, a brief notice stating the nature, duration, service and amount of the contract, and that the resolution and contract are on file and available for public inspection at the Board’s offices.

3.18 Rejection of Bids – Roof Replacement – Livingston High School

Whereas, on June 1, 2011, the Livingston Board of Education (“Board”) held a public bid opening for the Roof Replacement at Livingston High School project (“Project”); and

Whereas, the Board received three (3) bids at the public bid opening; and

Whereas, the lowest bid substantially exceeded the Board’s cost estimate for the Project and substantially exceeded the Board’s appropriation for the Project.

Now, Therefore, Be It Resolved, that in accordance with the provisions of N.J.S.A. 18A:18A-22, the Board hereby rejects the bids received at the bid opening for the Project on the bases that the bids 1) substantially exceed the Board’s cost estimate for the Project, and 2) substantially exceed the Board’s appropriation for the Project; and

Be It Further Resolved, that the Business Administrator shall return the bid bonds to all bidders; and

Be It Further Resolved, that the Business Administrator is authorized to re-bid the Project.

3.19 Settlement Agreement

Whereas, J.L. is an educationally disabled student as defined in *N.J.A.C. 6A:14-1.1 et seq.*, and classified under the category of cognitively disabled; and

Whereas, the Livingston Township Board of Education ("Respondent" or "District") is the local educational authority with the responsibility of providing a free, appropriate public education to J.L.; and

Whereas, this Agreement contains the entire Agreement and understanding between the parties and constitutes a full and final Agreement on any and all issues;

Now, Therefore, Be it Resolved, that the Board of Education hereby:

1. Approves the Stipulation of Settlement between the parties, executed by B.L. and A.L. on behalf of J.L. on March 22, 2011;
2. Directs and authorizes the Director of Special Services and Board Attorney to execute same; and
3. Directs and authorizes Livingston Township school administrators who have educational responsibility for the subject of the litigation to fully implement the terms of the Settlement.

3.20 Policies

Resolved, that the Livingston Board of Education approves the following policies for first reading:

- Policy #[3240](#) – Professional Development (M) (with revisions)
- Policy #[5111](#) – Eligibility of Resident/Nonresident Pupils (M) (with revisions)
- Policy #[5512](#) – Harassment, Intimidation and Bullying (M) (with revisions)
- Policy #[5533](#) – Smoking (M) (with revisions)
- Policy #[5600](#) – Code of Conduct
- Policy #[7434](#) – Smoking on School Grounds (M) (with revisions)

Resolved, that the Livingston Board of Education approves the following policies for second reading and adoption:

- Policy #[0142.1](#) – Nepotism (M) (with revisions)
- Policy #[0173](#) – Duties of Public School Accountant (with revisions)
- Policy #[2423](#) – Bilingual and ESL Education (M) (replaces Policy # 6142.2 (NJSBA))
- Policy #[2551](#) – Musical Instruments (new to district)
- Policy #[8320](#) – Personnel Records (replaces Policy #4212.6 and 4112.6 (NJSBA))

ROLL CALL VOTE

4. PERSONNEL

The Superintendent recommends the following:

4.1 Resignations

Resolved, that the Livingston Board of Education accepts the resignations of:

Name	Position	Reason	Location	Last Day of Employment
<i>Jeanine Madden Losito</i>	Teacher of French and Spanish	Retirement (eff 7/1/11)	HMS	June 30, 2011
<i>Frederick Metzger</i>	Custodian	Retirement (eff 8/1/11)	HMS	July 31, 2011
<i>Kirsten Regber</i>	Teacher of Biology	Resignation	LHS	June 30, 2011
<i>Shira Mathias</i>	Instructional Aide	Resignation	BHE	May 19, 2011

4.2 Leaves of Absences

Resolved, that the Livingston Board of Education accepts the leaves of absences of:

Name	Position	Location	LOA w/pay and benefits	LOA w/o pay, but with benefits	Extended LOA w/o pay or benefits	Return Date
<i>Dana Wallock</i>	Elementary School Teacher	Hillside	5/23/11 (.5)-6/8/11	6/9/11-6/30/11	NA	9/1/11
<i>Devon Summersgill</i>	Teacher of Students With Disabilities	RHE	9/29/11-11/25/11	11/28/11-3/2/12	3/5/12-6/30/12	9/1/12
<i>Jamie Weber</i>	School Social Worker	LHS	9/5/11-10/27/11	10/28/11-1/27/12	1/20/12-6/30/12	9/1/12
<i>Amy Roter</i>	Teacher of English	LHS	9/1/11-9/20/11	9/21/11-12/14/11	12/15/11-6/30/13	9/1/13

**As amended from a previous agenda*

Resolved, that the Livingston Board of Education docks one day of pay from *Deborah Faber*, Elementary School Teacher, on May 31, 2011.

4.3 Appointments

Resolved, that the Livingston Board of Education approves the applications indicated below (*) for emergent hiring for the following appointments under the requirements of N.J.S.A. 18A:16-1 et. seq., N.J.S.A. 18A:39.17 et. seq.; N.J.S.A. 18A:6-4.13 et. seq.

Name	Location	Title	Tenure Track/LOA or LT Replacement	Replacing	Guide	Step	Salary	Effective Date
<i>Debra Ostrowski</i>	MPMS	Principal	First Year Tenure Track	Pamela Slevin	MPM Principal (12-month)	10	\$136,744	7/1/11
<i>Cara Szeles</i>	Hillside	Principal	First Year Tenure Track	Bernadette Pilchman	Elem Principal (10-month)	10	\$124,880	9/1/11, (salary noted includes 10 work days over the summer of 2011)
<i>Bronawyn O'Leary</i>	LHS	Assistant Principal	First Year Tenure Track	Mark Stern	HS AP (12-month)	1	\$105,862	7/1/11
<i>Debra Granat</i>	RHE	Teacher of the Handicapped	LOA Replacement	Devon Summersgill	BA+32	3	\$54,732*	9/1/11

<i>Ivette Morano</i>	LHS	Teacher of Spanish	First Year Tenure Track	Maria Hubert-Friscia	MA+32	10	\$76,422*	9/1/11
<i>Mary Kaspriskie</i>	LHS	Teacher of Chemistry (.72)	Second Year Tenure Track	Increase in Chemistry sections	MA	1**	\$41,063	9/1/11
<i>Eileen Hoffman</i>	LHS	Teacher of Biology	First Year Tenure Track	Kirsten Regber	BA	9**	\$60,391	9/1/11
<i>Erin Cullinan</i>	RHE	Kindergarten Teacher	First Year Tenure Track	Beth Smargiassi	BA	4**	\$50,832	9/1/11
<i>Eteva Shehaj</i>	Middle/Elementary	Teacher of Music	First Year Tenure Track	Linda Mirabella	BA	2	\$50,432*	9/1/11
<i>Michele Leibowitz</i>	LHS	Teacher of English	Leave Replacement	Amy Roter	MA+16	6	\$61,332*	9/1/11
<i>Rena Lazar</i>	Collins	School Psychologist	Leave Replacement	Dr. Jennifer Lernihan	MA	3	\$57,432*	9/1/11
<i>Gina Montalto</i>	LHS	Teacher of Italian	Leave Replacement	Guy Rabner	MA	1	\$57,032*	9/1/11
<i>Lisa Mannion</i>	Harrison	Playground Aide	NA	NA	NA	NA	\$11/hour	5/16/11

*Salary may be adjusted based upon contract negotiations with the LEA.

**Step and salary may be adjusted based upon contract negotiations with the LEA.

4.4 Substitutes

Resolved, that the Livingston Board of Education approves the appointment of *Kathleen Culhane* as a long-term substitute Elementary School Teacher at Hillside Elementary School (replacing Dana Wallock) from May 16, 2011 until the end of the 2010-11 school year. Ms. Culhane will compensated at the rate \$250 per day for this assignment.

Resolved, that the Livingston Board of Education approves the appointment of *Carol Friedman* as a long-term substitute Teacher of Students with Disabilities at Riker Hill Elementary School (replacing Kathryn D'Anna) from September 1, 2011 until November 25, 2011. Ms. Friedman will compensated at the rate \$250 per day for this assignment.

Resolved, that the Livingston Board of Education approves the appointment of the following individuals to serve as substitutes for the 2010-2011 school year:

Teacher

Julie Goldberg

Custodian

Greville K. Honore @ \$11.00/hr.

Daniel A. Paris (maintenance) @ \$18.00/hr.

Resolved, that the Livingston Board of Education approves the appointment of substitute teachers, nurses, secretaries and custodians on [Addendum D](#) for the 2011-2012 school year.

4.5 Extra Work Pay

Resolved, that the Livingston Board of Education approves the payments as listed on [Addendum E](#) for work performed.

Resolved, that the Livingston Board of Education approves payment of the class coverage rate of \$40.00 for *Debra Granat* from April 18, 2011 until the end of the school year for one period per day.

4.6 Sports Physicals

Resolved, that the school nurses listed on [Addendum F](#) may work on June 18, 2011 to assist in conducting sports physicals. These individuals will be compensated at their hourly rates for this assignment.

4.7 Contract Renewals

Resolved, that the Livingston Board of Education renews the contracts with *Mary Oates* (Assistant Superintendent), *Lawrence W. Russell, Jr.* (Assistant Superintendent), and *Steven K. Robinson* (Business Administrator/Board Secretary), to commence on July 1, 2011 and end on June 30, 2012. These contracts are on file at the Board office.

Resolved, that the Livingston Board of Education aligns the non-affiliated individuals listed on [Addendum G](#) with the Livingston Supervisor's Association. The Board further approves the reappointment of these individuals for the 2011-2012 school year.

4.8 Curriculum Writers

Resolved, that the Livingston Board of Education approves the individuals listed on [Addendum H](#) for curriculum writing.

4.9 Summer Appointments

Resolved, that the Livingston Board of Education approves the appointment of the individuals on [Addendum I](#) as Summer Project Workers at the approved rates.

Resolved, that the Livingston Board of Education approves the individuals listed on [Addendum J](#) as Bus Drivers and Bus Aides for the summer of 2011, beginning June 27, 2011.

Resolved, that the Livingston Board of Education approves the appointment of *Christina DiCosmo* as an extended school year Teacher of Students with Disabilities from June 29, 2011 through August 11, 2011. Ms. DiCosmo will be compensated at the rate of \$250 per day for this assignment.

4.10 Reappointments for the 2011-2012 School Year

Resolved, that the Livingston Board of Education reappoints the individuals listed on [Addendum K](#) as part-time, hourly Playground, Kitchen and Media Aides for the 2011-2012 school year. These individuals will remain at their 2010-2011 hourly rate for the 2011-2012 school year as reflected on the attached addendum.

4.11 Hourly Rates and Substitute Rates for 2011-2012

Resolved, that the Livingston Board of Education approves the Hourly Rates and Substitute Rates as reflected on [Addendum L](#).

4.12 Contract Adjustments

Resolved, that the Livingston Board of Education approves the contract adjustments for the 2011-2012 school year as reflected on [Addendum M](#).

Resolved, that the Livingston Board of Education approves a contract adjustment, effective May 23, 2011 through the end of the 2010-11 school year for *Susan Levine*, Instructional Aide at Burnet Hill Elementary School (PRIDE), to 19.5 hours (\$15,000, pro-rated).

Resolved, that the Livingston Board of Education approves *Dr. Jennifer Wirt* to receive the earned doctorate amount provided for in the contract between the Livingston Board of Education and the Livingston Administrator's Association of \$2,100, pro-rated, from May 15, 2011 until June 30, 2011.

ROLL CALL VOTE

J. OLD BUSINESS

K. PUBLIC COMMENT ~ up to 15 minutes

An excerpt from Policy #0167 adopted on January 10, 2011 states that The Board of Education recognizes the value of public comment on educational issues and the importance of allowing members of the public to express themselves on school matters of community interest.

Public participation shall be governed by the following rules:

1. A participant must be recognized by the presiding officer and must preface comments by an announcement of his/her name, place of residence, and group affiliation, if appropriate;
2. Each statement made by a participant shall be limited to three minutes' duration;
3. No participant may speak more than once on the same topic until all others who wish to speak on that topic have been heard;
4. All statements shall be directed to the presiding officer; no participant may address or question Board members individually.

The portion of the meeting during which the participation of the public is invited shall be limited to fifteen minutes, or at the discretion of the presiding officer.

ADJOURNMENT

L. PROPOSED FUTURE AGENDA ITEMS (dates subject to change)

June 20, 2011 (*proclamations/special voting*)

- Proclamations

July 18, 2011 (*voting*)

- Property, Liability and WC Insurance
- Cafeteria/Vending Ops Contract Award
- Renewal of Interstate Waste Contract
- Natural Gas Purchase and Sales Agreement
- Related Services/Medical Consultants for 11-12
- Out of District Placements for 11-12
- Extended School Year Out of District Placements Summer 2011
- Approval of District Professional Development Plan

August 15, 2011 (*voting*)

- Travel and Conferences Expenses
- Livingston Chinese School
- Livingston Huaxia Chinese School
- World Hindi Foundation
- Acceptance of IDEIA Grants

September 12, 2011 (*voting*)

- Application and Receipt of Funds for NCLB Grants
- Optimal Performance Associates Contract

September 26, 2011 (*workshop*)

- Strategic Plan - Service Learning/Community Service Opportunities Pre K-12 (Strand 2)
- Strategic Plan - Results from Summer Technology Camp (Strand 3)

October 10, 2011 (*voting*)

- Joint Transportation Agreement with MUJC
- Approval of Contract Magellan Behavioral Health Services
- Approval of District Nursing Services Plan

October 17, 2011 (*workshop*)

- Violence & Vandalism Report Discussion
- Strategic Plan – District Policy Review Cycle (Strand 8)

November 14, 2011 (*voting*)

- Approval of Violence & Vandalism Report
- Application for SEMI Waiver

November 21, 2011 (*workshop*)

- Presentation of Comprehensive Annual Financial Report
- Strategic Plan – Technology Update (Strand 4)

December 12, 2011 (*workshop/voting*)

- Approval of Comprehensive Annual Financial Report (Corrective Action Plan)
- Strategic Plan – Pre K-12 Curriculum Development/Revision Update (Strand 1)
- Strategic Plan – Secondary Level Course Offerings (Strand 1)
- Strategic Plan – Results of Equitable Access to the Curriculum Implementation for the Class of 2014 (Strand 1)
- Strategic Plan – Electronic Version of Elementary Report Card (Strand 1)

January 9, 2012 (*voting*)

- On Tech Consulting

January 23, 2012 (*workshop*)

- First Draft of Budget
- Calendar Discussion
- Strategic Plan – Elementary School Scheduling Options (Strand 2)
- Strategic Plan – Report on Resources and Tiers for Students (Strand 2)
- Strategic Plan – Presentation of Service Learning/Community Service Opportunities Embedded in Curriculum for Pre K-12 (Strand 2)
- Strategic Plan – Student E-mail Accounts (Strand 4)

February 13, 2012 (*voting*)

- Uniform State Memorandum of Agreement
- Cooperative Pricing Agreement
- YMCA Contract

February 27, 2012 (*workshop*)

March 12, 2012 (*voting*)

- Approval of Tentative School District Budget

March 26, 2012 (*workshop*)

- Public Hearing on Budget

April 16, 2012 (*voting*)

- Strategic Plan – Special Education Out of District Student Analysis (Strand 2)

April 30, 2012 (*reorganization*)

May, 2012

- Strategic Plan – Incorporation of Out-of-District Services/Programs into District (Strand

June, 2012

- Strategic Plan – Revise Grading and Reporting Handbook (Strand 2)
- Strategic Plan – Analysis of Facilities Space and Enrollment (Strand 6)
- Strategic Plan – Fleet Maintenance and Other Shared Service Opportunities with Township (Strand 6)

July, 2012

- Approval of Mentoring Plan
- Strategic Plan – Instructional Model Incorporating *Key Learning Principles* and *Key Assessment Principles* (Strand 2)
- Strategic Plan – Cost Analysis Grants and Shared Service Agreements (Strand 5)

September, 2012

- Strategic Plan – Revised Electronic Elementary School Report Cards (Strand 1)
- Strategic Plan – Electronic Gradebooks at the Secondary Level (Strand 2)
- Strategic Plan – Report on Progress of Revised Curriculum Documents and Embedded Technology (Strand 2)
- Strategic Plan – Report on how Service Learning/Community Service Opportunities are aligned to appropriate curriculum documents (Strand 2)
- Strategic Plan – Update on Shared Services with Livingston Township including TV Production Services (Strand 7)
- Strategic Plan – Framework for Teacher Web Pages and School Home Pages (Strand 7)

CLOSED SESSION

1. Legal Matters
2. Negotiations
3. Personnel

Whereas, N.J.S.A. 10:4-1 et seq., also known as the “Sunshine Law,” authorizes a public body to meet in executive or private session under certain limited circumstances, and

Whereas, said law requires the Board to adopt a resolution at a public hearing before it can meet in such an executive or private session, now, therefore, be it

Resolved, by the Livingston Board of Education that:

- (A) It does hereby determine that it is necessary to meet in executive session on June 6, 2011 to discuss the matters stipulated, in conformance with the subsections of said act which are indicated.
1. Matter rendered confidential by federal law, state statute or rule of court.
 2. Matter in which the release of information would impair a right to receive federal funds.
 3. Matter, the disclosure of which would constitute an unwarranted invasion of individual privacy unless the individual concerned shall request in writing that the same be disclosed publicly.
 4. Collective bargaining matter.
 5. Matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates, etc. where it would adversely affect the public interest if discussion were disclosed.
 6. Tactics and techniques utilized in protecting public property where disclosure could impair protection.
 7. Investigation of violations or possible violations of law.
 8. Pending or anticipated litigation or contract negotiation other than collective bargaining agreement.
 9. Personnel matters unless the individual employees or appointees affected requested that such matter be discussed at a public meeting.
 10. Deliberations occurring after a public hearing that may result in the imposition of a specific civil penalty.

(B) The matters discussed will be made public when confidentiality is no longer required and formal action pursuant to said discussion shall take place only at a meeting to which the public has been invited.

M. MISCELLANEOUS

1. Suspension Report ([May](#))