

**MONTGOMERY TOWNSHIP BOARD OF EDUCATION**  
**Skillman, New Jersey 08558**

**Meeting, Tuesday, February 22, 2011**  
**7:00 p.m. Executive Session**  
**7:30 p.m. Public Session**  
**Upper Middle School Media Center**

**AGENDA FOR REGULAR BUSINESS MEETING**

OPENING OF THE MEETING

Call to Order – Board President

Statement of Open Meeting and Public Participation - In accordance with the State's Sunshine Law, adequate notice of this meeting was provided by mailing notice of meeting on April 28, 2010 and February 16, 2011. Notice was provided to Board of Education Members, Montgomery Township Clerk, Rocky Hill Borough Clerk, Public Library, Township Posting, School Posting, PTSA Officers, Courier News, Princeton Packet, Trenton Times, and The Star Ledger.

The Board reserves the right to enter into Executive Session during all meetings of the Board of Education.

This meeting is being tape-recorded for the purpose of Board review and future reference and to assist in the preparation of minutes.

It is the School Board's intention to conclude this meeting no later than 10:00 p.m.

SALUTE THE FLAG

ROLL CALL

EXECUTIVE SESSION

It is recommended that the Board convene in Executive Session for the purpose of discussing employment of personnel and update on negotiations. When the need for confidentiality no longer exists, the matter will be disclosed to the public.

RECONVENE IN OPEN SESSION

APPROVAL OF MINUTES – It is recommended that the Board of Education approve the minutes of the following Board Meeting(s):

1. January 11, 2011 Executive Session Meeting
2. January 11, 2011 Workshop and Special Meeting
3. January 25, 2011 Executive Session Meeting
4. January 25, 2011 Business Meeting

ACCEPTANCE OF CORRESPONDENCE – It is recommended that the Board of Education approve the correspondence as follows:

1. E-mail from A. Lepera dated 1/21/2011 regarding teen stress prevention film

#### NEW BUSINESS FROM BOARD/PUBLIC

Members of the public are allotted one opportunity to bring any new/old business to the Board for a maximum of five (5) minutes per speaker. The board president may need to refer an issue to the superintendent if the particular issue has not been handled through the appropriate chain of command within the school district before coming to the board for a response.

#### SUPERINTENDENT’S REPORT

#### ACTION AGENDA

#### PUBLIC COMMENTS

Members of the public are allotted one opportunity to address the Board regarding the **Superintendent’s Report** or the **Action Agenda** for a maximum of five (5) minutes during this period of the meeting.

#### **1.0** ADMINISTRATIVE

The Superintendent recommends that the Board of Education approve the administrative items as follows:

##### 1.1 Routine Monthly Reports – as attached

1. Student Care and Control Report
2. Teacher Absences Report
3. Fire Drill Report
4. Timeline of Critical Activities

##### 1.2 2011-2012 School Calendar – Approve the Academic School Calendar for 2011-2012

##### 1.3 Memorandum of Agreement – Approve the revised Agreement between Law Enforcement and Montgomery Schools Memorandum of Agreement.

##### 1.4 Sponsorship of UMS Softball, Baseball and Track – Approve the sponsorship of the Upper Middle School Softball, Baseball and Track Program for the 2010-2011 school year with funding to be raised through a parent organization with proceeds and expenses going through the booster club.

#### **2.0** CURRICULUM & INSTRUCTION

The Superintendent recommends that the Board of Education approve the curriculum and instruction agenda as follows:

2.1 Consultant Approval - Approve the following consultant for the 2010/11 school year.

CONSULTANT NAME/VENDOR	SERVICES PROVIDED	RATES OF SERVICE
Somerset County Human Services Psychiatric Emergency Screening Services (PESS)	Psychiatric Evaluations	\$282.00/evaluation
Heather Lopusnick	Preschool Training-PD day 2/18/11	\$1,000.00

2.2 Rescind Out-of-District Placement - Rescind the following Out-of-District placement for the 2010/11 school year.

<u>Pupil ID#</u>	<u>Class.</u>	<u>School</u>	<u>Effective Date</u>	<u>TUITION</u>			
				<u>ESY</u>	<u>RSY</u>	<u>Total for Year</u>	<u>Reason</u>
101081	MD	Athlete School	2/24/11	NA	\$18,389.25 Approx. savings	\$18,389.25 Approx. savings	New OOD placement

2.3 Approve Out-of-District Placement - Approve the following Out-of-District placement for the 2010/11 school year.

<u>Pupil ID#</u>	<u>Class.</u>	<u>School</u>	<u>TUITION</u>			
			<u>Anticipated Start Date</u>	<u>ESY</u>	<u>RSY</u>	<u>Total for Year</u>
101081	MD	Oakwood School	3/1/11	NA	\$17,385.20 prorated	\$17,385.20 prorated

2.4 Program of Studies/MHS – Approve the Program of Studies for Montgomery High School for the 2011-2012 school year.

2.5 Acceptance of Donation – Accept the donation of a 10-15 foot flowering cherry tree, cast bronze plaque and labor for installation at Montgomery High School from the Class of 2000 and MML Landscaping. This donation is in memory of Ashley Henderson-Huff.

### 3.0 FINANCE

The Superintendent recommends that the Board of Education approve the finance agenda as follows:

3.1 Financial Reports - As prepared by the School Business Administrator and Treasurer of School Moneys which are in agreement, and presented by the Superintendent, approve the following reports as of January 31, 2011:

- Board Secretary's Report
- Treasurer's Report
- Investment Report
- Food Services Report

- 3.2 Ratification of Transfers - ratify the transfer of funds among the general, special revenue and capital projects funds' line items as of January 31, 2011.
- 3.3 Receipt of Certification from Board Secretary - Pursuant to NJAC 6A:23-2.12 (c) 3, I, Thomas M. Venanzi, certify that as of January 31, 2011 no line item account has encumbrances and expenditures, which in total exceed the line item appropriation in violation of 6A:23-2.12 (a).

\_\_\_\_\_  
Board Secretary

\_\_\_\_\_  
Date

- 3.4 Certification of Board of Education - Pursuant to NJAC 6A:23-2-12 (c) 4, we certify that as of January 31, 2011 after review of the Board Secretary's and Treasurer's monthly financial reports, in the minutes of the board each month that no major account or fund has been over expended in violation of NJAC 6A:23-2.12 (b).
- 3.5 Approval of Monthly Bills for February – approve the monthly bills as follows:

General Operating	\$6,967,169.20
Food Services	\$ 129,929.64

- 3.6 Travel Reimbursement – 2010/2011 – approve the Board member and/or staff conference and travel expenses as per the attached list.
- 3.7 Approve the Following Resolution Regarding the Refunding of all or a Portion of the Outstanding Callable School Bonds -

REFUNDING BOND ORDINANCE OF THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING CALLABLE SCHOOL BONDS OF THE SCHOOL DISTRICT, DATED OCTOBER 15, 2001, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$24,820,000, APPROPRIATING NOT TO EXCEED \$18,800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$18,800,000 REFUNDING BONDS TO PROVIDE FOR SUCH REFUNDING.

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

Section 1. The Board of Education of the Township of Montgomery in the County of Somerset, New Jersey (the "Board of Education") is hereby authorized to refund all or a portion of the remaining outstanding callable refunding school bonds issued in the original principal amount of \$24,820,000, and dated October 15, 2001 (the "2001 Bonds"). The 2001 Bonds maturing on or after August 1, 2012 may be redeemed at the option of the Board of Education as a whole or in part on any date on or after August 1, 2011 (the "Redemption Date") at the respective prices expressed as percentages of the principal amount set forth below, plus unpaid accrued interest, if any, to the Redemption Date:

<u>REDEMPTION PERIOD</u> (Both dates inclusive)	<u>REDEMPTION PRICE</u>
August 1, 2011 to July 31, 2012	101.0%
August 1, 2012 to July 31, 2013	100.5%
August 1, 2013 and thereafter	100.0%

Section 2. In order to finance the cost of the purpose described in Section 1 hereof, negotiable refunding bonds (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$18,800,000 pursuant to *N.J.S.A. 18A:24-61 et seq.*

Section 3. An aggregate amount not exceeding \$250,000 for items of expense listed in and permitted under *N.J.S.A. 18A:24-61.4* has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 4. The purpose of the refunding is to incur an interest cost savings for the Board of Education.

Section 5. A supplemental debt statement has been prepared and filed in the office of the Township Clerk and the Board Secretary and in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey as required by law. Such statement shows that the gross debt of the Township as defined in the Local Bond Law and the school debt of the Board of Education is increased by the amount the Refunding Bond authorization exceeds the amount of the proposed Refunded Bonds.

Section 6. A certified copy of this refunding bond ordinance as adopted on first reading has been filed with the director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Business Administrator/Board Secretary of the Board of Education as to the indebtedness to be financed by the issuance of the Refunding Bonds authorized herein.

Section 7. The Board President, the Superintendent, the Business Administrator/Board Secretary and other appropriate representatives of the Board of Education are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the Board of Education to prepare for the sale and the issuance of the Refunding Bonds authorized herein and to provide for the redemption of the 2001 Bonds referred to in Section 1 hereof.

Section 8. This bond ordinance shall take effect immediately after final adoption and endorsement of the consent of the Local Finance Board upon a certified copy of this ordinance as finally adopted.

3.8 Approve the Following Resolution Authorizing Proposal for Certain Financial Advisory Services:

RESOLUTION AUTHORIZING PROPOSAL FOR CERTAIN FINANCIAL ADVISORY SERVICES ADOPTED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET, NEW JERSEY

WHEREAS, there exists a need for specialized financial advisory services in connection with the authorization and the issuance of Refunding School Bonds by The Board of Education of the Township of Montgomery in the County of Somerset, New Jersey (the "Board"), a body corporate of the State of New Jersey, including the review and compilation of financial and demographic information of the School District; obtaining the appropriate credit enhancements for the refunding bonds; structuring the various terms and conditions associated with the refunding bonds in order to maximize the interest savings; and general advice to the Board about the various financial aspects of the refinancing; and

WHEREAS, such financial advisory services can be provided only by a recognized firm specializing in public finance, and the firm of Phoenix Advisors, LLC, Bordentown, New Jersey is so recognized by the financial community; and

WHEREAS, funds are or will be available for this purpose;

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET, NEW JERSEY AS FOLLOWS:

1. The firm of Phoenix Advisors, LLC, Bordentown, New Jersey is hereby retained to provide specialized financial advisory services necessary in connection with the authorization and the issuance of refunding bonds by the Board in accordance with a Proposal submitted to the Board (the "Proposal").
2. The Proposal is awarded without competitive bidding in accordance with N.J.S.A. 18A:18-5(a)(2) because such services are considered extraordinary and unspecifiable in their nature.
3. A copy of this resolution as well as the Proposal shall be placed on file with the Secretary of the Board.

3.9 Approve the Following Resolution Making Application to the Local Finance Board for its Approval of a Refunding Bond Ordinance:

RESOLUTION OF THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET, NEW JERSEY MAKING APPLICATION TO THE LOCAL FINANCE BOARD PURSUANT TO N.J.S.A. 18A:24-61 ET SEQ.

WHEREAS, The Board of Education of the Township of Montgomery in the County of Somerset, New Jersey desires to make application to the Local Finance Board for its approval of a refunding bond ordinance authorizing the issuance of not exceeding \$18,800,000 Refunding School Bonds pursuant to N.J.S.A. 18A:24-61 et seq. in order to provide debt service savings for the school district; and

WHEREAS, The Board of Education of the Township of Montgomery in the County of Somerset, New Jersey believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) the purpose is for the health, the welfare, the convenience or the betterment of the inhabitants of the school district;
- (c) the amounts to be expended for the purpose or the improvements are not unreasonable or exorbitant; and

- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the school district and will not create an undue financial burden to be placed upon the school district;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET, NEW JERSEY as follows:

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

Section 2. The Secretary of the Board of Education is hereby directed to prepare and to file a certified copy of the resolution authorizing the Bonds with the Local Finance Board as part of such application.

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

3.10 Approve the Following Resolution Regarding the Agreement for Certain Legal Services with McManimon & Scotland:

RESOLUTION AUTHORIZING AGREEMENT FOR CERTAIN LEGAL SERVICES  
ADOPTED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY  
IN THE COUNTY OF SOMERSET

WHEREAS, there exists a need for specialized legal services in connection with the authorization and the issuance of School District obligations by The Board of Education of the TOWNSHIP of MONTGOMERY in the County of SOMERSET (the "Board"), a body corporate of the State of New Jersey, including the review of such procedures and the rendering of approving legal opinions acceptable to the financial community; and

WHEREAS, such special legal services can be provided only by a recognized Bond Counsel firm, and the law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is so recognized by the financial community; and

WHEREAS, funds are or will be available for this purpose;

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF MONTGOMERY IN THE COUNTY OF SOMERSET AS FOLLOWS:

1. The law firm of McManimon & Scotland, L.L.C., Newark, New Jersey is hereby retained to provide specialized legal services necessary in connection with the authorization and the issuance of obligations by the Board in accordance with an Agreement dated as of February 23, 2011 and submitted to the Board (the "Contract").
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A-5(a)(1),

because it is for services performed by persons authorized by law to practice a recognized profession.

3. A copy of this resolution as well as the Contract shall be placed on file with the Secretary of the Board.
4. A notice in accordance with the Public School Contracts Law of New Jersey in the form attached hereto shall be published in the Courier News.

3.11 Approval of Grant Application for 2011 Safety Program – approve the submission of a grant application for the 2011 Safety Grant Program through the New Jersey School Boards Association Insurance Group’s ERIC North Subfund for the qualified purposes described in the application in the amount of \$24,005 for the period July 1, 2011 through June 30, 2012.

3.12 Approval of Building Use Rates – approve a change to building use rates effective July 1, 2011 that will reflect rental charges for class Group B when these groups charge registration fees for programs that require the use of school facilities. The rental rate for classroom usage for these programs will be \$5 per registrant and \$15 per registrant for all other facilities. The building use rental fees are hereby approved reflecting this additional rental fee effective July 1, 2011 as reflected on Schedule A.

#### **4.0 PERSONNEL**

The Superintendent recommends that the Board of Education approve the personnel agenda as attached.

#### ANNOUNCEMENTS BY THE PRESIDENT

#### ADJOURNMENT

4.1 PERSONNEL

**Resignations/Retirements/Terminations/Rescissions**

Location	Name	Position	Effective	Reason	Dates of Employment/Notes
DISTRICT	Sharon LoRusso	Bus Driver	02/11/2011	Resignation	06/25/2007 – 02/11/2011

**Appointments/Reinstatements**

Location	Name	Position	Replacing	Step	Salary	Pro-rated	Dates of Employment/Notes
UMS	Laura Van Houten	Teacher/Spanish (Leave Rep)	Staci Anderson	MA Step 13-14	\$67,300.00	Yes	01/28/2011 – 04/11/2011 <b>(Revised)</b>
OHES	Renee Perovich	Teacher/Resource Center (Leave Rep)	Monica Clewell	BA Step 2	\$52,415.00	Yes	10/06/2010 – 06/30/2011 <b>(Revised)</b>

**Appointments - Substitutes**

Location	Name	Position	Status	Dates of Employment/Notes
DISTRICT	Karen Damato	Substitute Teacher	New	2010 – 2011 School Year
DISTRICT	Rosa Hagerman	Substitute Bus Aide	New	2010 – 2011 School Year

**Leaves of Absence**

Location	Name	Position	Type of Leave	Dates of Leave/Notes
DISTRICT	Siranoush Topalian	TIA/Computers	Family Leave (FMLA)	02/14/2011 – 02/25/2011 (unpaid w/benefits) 10 Additional Days Intermittent 02/28/2011 – 06/30/2011
DISTRICT	Lewis Bailey	Maintenance/Grounds	Medical Leave	01/31/2011 – 02/18/2011 (paid w/benefits) (using sick and personal days)
UMS	Staci Anderson	Teacher/Spanish	Maternity Leave <b>(Revised)</b> Anticipated Return	01/03/2011 - 04/11/2011 04/12/2011
OHES	Monica Clewell	Teacher/Resource Center	Maternity Leave <b>(Revised)</b> Anticipated Return	10/04/2010 – 06/30/2011 09/01/2011

**Other**

<b>Location</b>	<b>Name</b>	<b>Position</b>	<b>Step</b>	<b>Salary/Stipend</b>	<b>Pro-Rated</b>	<b>Dates of Employment/Notes</b>
UMS	Jessica Giboyeaux	Teacher/Spanish	MA+60/Doc Step 9-10	\$70,610.00	Yes	02/01/2011 – 06/30/2011 Salary Advancement to MA+60/Doc
OHES/VES	Marci Warboys	Teacher/Resource Center	MA+30 Step 13-14	\$71,500.00	Yes	02/01/2011 – 06/30/2011 Salary Advancement to MA+30
OHES	Michelle Pender	Teacher/Kindergarten	MA+15 Step 7-8	\$62,510.00	Yes	02/01/2011 – 06/30/2011 Salary Advancement to MA+15
LMS	Joanne Zisa	Teacher/Math	MA+15 Step 17	\$77,785.00	Yes	02/01/2011 – 06/30/2011 Salary Advancement to MA+15
DISTRICT	Michael Majewski	Bus Driver		\$1,000.00		Payment for referral of Jackie Spies