

MONTGOMERY TOWNSHIP BOARD OF EDUCATION
Skillman, New Jersey 08558

Meeting, Tuesday, July 27, 2010
6:30 p.m. Executive Session
7:30 p.m. Public Session
Upper Middle School Media Center

WORKSHOP AND BUSINESS MEETING AGENDA

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 the meeting on April 28, 2010 and July 22, 2010. Notice was provided to Board of Education Members, Montgomery Township Clerk, Rocky Hill Borough Clerk, Public Library, Township Posting, School Postings, PTSA Officers, Courier News, Princeton Packet, Trenton Times, The Spectator 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.

EXECUTIVE SESSION

It is recommended that the Board convene in Executive Session for the purpose of discussing employment of personnel matters, special education litigation, and a possible appeal of the determination made by the Commissioner of Education on the school district's 2010-2011 general fund tax levy. When the need for confidentiality no longer exists, the matter will be disclosed to the public.

RECONVENE IN OPEN SESSION – 7:30 p.m.

SALUTE THE FLAG

ROLL CALL

SUPERINTENDENT'S REPORT

COMMITTEE/REPRESENTATIVE REPORTS

Board Committee Reports

- Assessment, Curriculum and Instruction Committee Report
- Finance and Budget Committee Report
- Human Resources Committee Report
- Operations and Facilities Committee Report
- Policy Committee Report
- President's Report

Representative Reports

- Student Representative Report
- MTEA Report
- Board Member Delegate/Representative Reports
(SCSBA, PTSA, Legislative, NJSBA, Ed. Services Commission, etc.)

BOARD/PUBLIC COMMENTS – Members of the public are allotted one opportunity to address the Board regarding **Board Committee, Representative Reports, Superintendent’s Report or any other business** for a maximum of five (5) minutes during this period of the meeting.

REVIEW OF MINUTES – It is recommended that the Board review the minutes of the following Board Meeting(s):

1. June 8, 2010 Executive Session Meeting
2. June 8, 2010 Workshop & Special Meeting
3. June 22, 2010 Executive Session Meeting
4. June 22, 2010 Business Meeting

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

1. E-mail dated June 24, 2010 from S. Wixson regarding BOE policy
2. E-mail dated June 29, 2010 from M. Parise regarding NJN program
3. E-mail dated July 6, 2010 from L. Rodriguez regarding wells on property

ACTION AGENDA

PUBLIC COMMENTS

Members of the public are allotted one opportunity to address the Board regarding 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 Policy Second Reading - Approve and adopt the following policy and regulation following a second reading:

- | | |
|------------------------------|---|
| 2560 - Policy and Regulation | Live Animals in Schools |
| 3126 - Policy and Regulation | Induction Program for Provisional Teachers |
| 3240 - Policy and Regulation | Professional Development |
| 5330 - Regulation | Administration of Medication |
| 5338 - Policy and Regulation | Diabetes Management |
| 5465 - Policy | Early Graduation |
| 9122 - Policy | Use of Web-Based School District Bulletin Board |

2.0 CURRICULUM & INSTRUCTION

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

2.1 Acceptance of Tuition Students – Approve the acceptance of the following out-of-district students for the 2010-2011 school year at the Board approved tuition rate:

<u>Student</u>	<u>School</u>	<u>Grade</u>
PB	LMS	6
RB	VES	3

2.2 Trip Approval/MHS – Approve the MHS Field Trip Application for three students and one coach to attend the Future Business Leaders of America Competition in Nashville, TN, from July 13-18, 2010. The total trip cost of \$1,358.67 will be funded by the students and the MHS Student Activity Account.

2.3 Out-of-District Placements – Special Education 2010/2011 as follows:

Approve the following Out-of-District placements for the 2010/11 school year.

<u>Pupil ID</u>	<u>Class</u>	<u>School</u>	<u>TUITION</u>		
			<u>ESY</u>	<u>RSY</u>	<u>Total for Year</u>
9209	Aut	Eden Institute	\$13,405.48	\$56,363.95	\$69,769.43
9209	Aut	Eden Institute After School Program	\$422.50	\$7,816.25	\$8,238.75
9227	Aut	Eden Institute	\$10,358.78	\$56,363.95	\$66,722.73
9241	Aut	Hunterdon Cty ESC-West Amwell	\$4,800.00	TBD	TBD
9485	OHI	Titusville Academy	NA	\$39,044.80 revised	\$39,044.80 revised
55307	Aut	Middlesex Cty ESC-Bright Beginnings	\$4,176.00 revised	NA	\$4,176.00 revised
100437	ED	Montgomery Academy	\$5,361.60	NA	\$5,361.60
234271	OHI	Children’s Day School	\$5,568.60	NA	\$5,568.60
234271	OHI	Titusville Academy	NA	\$39,044.80 revised	\$39,044.80 revised
234983	ED	Coastal Learning Center	\$7,102.20	TBD	TBD

2.4 Rescind Out-of-District Placements - Rescind the following Out-of-District placements for the 2010/11 school year.

<u>Pupil ID#</u>	<u>Class.</u>	<u>School</u>	<u>TUITION</u>			
			<u>ESY</u>	<u>RSY</u>	<u>Total for Year</u>	<u>Reason</u>
9458	PSD	DCCF (AIDE)	\$2,150.00	NA	\$2,150.00	Not in IEP
9458	PSD	Celebrate The Children (AIDE)	NA	\$26,911.80	\$26,911.80	Not in IEP

2.5 Consultant Approvals 2010/2011 –

Approve the following consultant for the 2010/11 school year.

Approve Dr. Selbst of Behavior Therapy Associates to pilot an in-district summer social skills program for identified students, grades 5-7, July 12-August 19, 2010 from 9:00-11:30 am. The cost to Behavior Therapy Associates for the curriculum/program is \$1,300.00 plus materials.

- 2.6 Chapter 192/193 Funding FY 2010/11 - Approve funding under the provisions of Chapters 192/193, Nonpublic Auxiliary and Handicapped Services, in the amount of \$41,423.00 for the 2010/11 school year to be allocated as follows:

Chapter 193	Exam & Classification	\$20,563.00
Chapter 193	Corrective Speech	\$18,776.00
Chapter 193	Supplementary Instruction	\$ 2,084.00

- 2.7 Donation Acceptance – Accept the donation from the MHS Alumni Class of 1979 of a Highland 60” bench with engraving to be placed in the lobby of Montgomery High School.

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 June 30, 2010:

- 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 June 30, 2010.

- 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 June 30, 2010 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 June 30, 2010 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 Bills to close out Year End - approve the end of year bills as follows:

General Operating	\$1,296,644.75
Food Services	<u>373.00</u>
Total	\$1,297,017.75

- 3.6 Approval of Monthly Bills for July – approve the monthly bills as follows:

General Operating	\$3,988,193.25
Food Services	<u>\$ 89,519.31</u>
Total	\$4,077,712.56

- 3.7 Travel Reimbursement – 2010/2011 – approve the Board member and/or staff conference and travel expenses as per the attached list.
- 3.8 Schedule for Requisition of Taxes - approve the schedule for requisition of taxes from Montgomery Township for the 2010-2011 school year.

**MONTGOMERY TOWNSHIP
TAX LEVY SCHEDULE FOR 2010-2011**

	General Fund	Debt Service	Total
JULY 2, 2010	\$5,213,925	\$1,644,666	\$6,858,591
AUGUST 2, 2010	\$5,213,925	\$1,644,666	\$6,858,591
SEPTEMBER 1, 2010	\$5,143,944		\$5,143,944
OCTOBER 1, 2010	\$5,143,944		\$5,143,944
NOVEMBER 1, 2010	\$5,143,944		\$5,143,944
DECEMBER 1, 2010	\$5,143,943		\$5,143,943
TOTAL 2010	\$31,003,625	\$3,289,332	\$34,292,957
JANUARY 3, 2011	\$5,167,271	\$1,096,444	\$6,263,715
FEBRUARY 1, 2011	\$5,167,271	\$1,096,444	\$6,263,715
MARCH 1, 2011	\$5,167,271	\$1,096,443.53	\$6,263,714.53
APRIL 1, 2011	\$5,167,271		\$5,167,271
MAY 2, 2011	\$5,167,271		\$5,167,271
JUNE 1, 2011	\$5,167,270		\$5,167,270
TOTAL 2011	\$31,003,625	\$3,289,331.53	\$34,292,956.53
TOTAL LEVY	\$62,007,250	\$6,578,663.53	\$68,585,913.53

- 3.9 Schedule for Requisition of Taxes - approve the schedule for requisition of taxes from the Borough of Rocky Hill for the 2010-2011 school year.

**BOROUGH OF ROCKY HILL
TAX LEVY SCHEDULE FOR 2010-2011**

	General Fund	Debt Service	Total
JULY 30, 2010	\$268,084.00	\$4,038.50	\$272,122.50
AUGUST 2, 2010			\$0.00
SEPTEMBER 1, 2010	\$204,092.00		\$204,092.00
OCTOBER 1, 2010	\$204,092.00		\$204,092.00
NOVEMBER 1, 2010			\$0.00
DECEMBER 1, 2010			\$0.00

TOTAL 2010	\$676,268.00	\$4,038.50	\$680,306.50
JANUARY 3, 2011	\$225,423.00	\$4,038.97	\$229,461.97
FEBRUARY 1, 2011			\$0.00
MARCH 1, 2011	\$225,423.00		\$225,423.00
APRIL 1, 2011	\$225,423.00		\$225,423.00
MAY 2, 2011			\$0.00
JUNE 1, 2011			\$0.00
TOTAL 2011	\$676,269.00	\$4,038.97	\$680,307.97
TOTAL LEVY	\$1,352,537.00	\$8,077.47	\$1,360,614.47

- 3.10 Resolution of the Series 2010A Local Unit Participating in the Somerset County Improvement Authority’s Series 2010A Renewable Energy Program, and Authorizing Such Authority to Apply to the Local Finance Board for the Necessary Consents and Approvals on Behalf of Such Participant, All in Connection with the Authority’s County of Somerset Guaranteed Renewable Energy Program Lease Revenue Bonds, Series 2010A (Federally Taxable) in an Aggregate Principal Amount Not to Exceed \$55,000,000 and the Participant Project Financed Thereby – approve the following resolution:

WHEREAS, the Somerset County Improvement Authority (including any successors and assigns, the “*Authority*”) has been duly created by resolution duly adopted by the Board of Chosen Freeholders (the “*Board of Freeholders*”) of the County of Somerset (the “*County*”) in the State of New Jersey (the “*State*”) as a public body corporate and politic of the State pursuant to and in accordance with the county improvement authorities law, constituting Chapter 183 of the Pamphlet Laws of 1960 of the State, and the acts amendatory thereof and supplemental thereto (the “*Act*”), and other applicable law;

WHEREAS, the Authority is developing a program (the “*Renewable Energy Program*”) for the financing, design, permitting, acquisition, construction, installation, operation and maintenance of renewable energy capital equipment and facilities such as solar panels, wind turbines, and hydro-electric, bio-diesel, geothermal, and bio-mass facilities, including any related electrical modifications, work related to the maintenance of roof warranties, or other work required, desirable or convenient for the installation of such systems (collectively, the renewable energy capital equipment and facilities, the “*Renewable Energy Projects*”) for and on behalf of the County and its affiliates, and the local governmental units within the County, including without limitation municipalities, boards of education for school districts, local authorities and any other local government instrumentalities, public bodies or other local government entities (collectively, including the County, the “*Local Units*”);

WHEREAS, the Renewable Energy Projects procured under the Renewable Energy Program are to be installed on, in, affixed or adjacent to and/or for any other Local Unit controlled buildings, other structures, lands or other properties of the Local Units (collectively, the “*Local Unit Facilities*”);

WHEREAS, the primary goal of the Renewable Energy Program is to expand the use of renewable energy sources available and utilized by the Local Units for their Local Unit Facilities, with the attendant environmental and financial benefits associated thereby, and to reduce the energy related operating costs to the Local Units for their Local Unit Facilities, all intended to be offered at no scheduled net cost to the Local Units;

WHEREAS, in order to implement the initial tranche of the Renewable Energy Program, the Authority has determined to finance the respective Renewable Energy Projects, on the respective Local Unit Facilities, with, each of the following participating Local Units, to the extent they adopt a resolution in substantially similar form as this authorizing resolution, as summarized on Exhibit A hereto:

- (i) Borough of Bound Brook, Township of Bridgewater, Township of Frankln, Borough of Manville, Township of Montgomery (collectively, the "*Municipal Series 2010A Local Units*"); and
- (ii) Board of Education of the Township of Branchburg, Bridgewater-Raritan Regional Board of Education, Franklin Township Board of Education, Board of Education of Green Brook Township, Manville Board of Education, Montgomery Township Board of Education, Somerville Board of Education (collectively, the "*Board of Education Series 2010A Local Units*");
- (iii) County and Raritan Valley Community College (collectively, the "*County Series 2010A Local Units*");

(each a "*Series 2010A Local Unit*," and collectively, along with one or more other Local Units whereby the Authority is presently awaiting final information concerning their Local Unit Facilities, the "*Series 2010A Local Units*"), through the issuance by the Authority of one or more series of its notes or bonds entitled "County of Somerset Guaranteed Renewable Energy Program Lease Revenue [Notes] Bonds, Series 2010A (Federally Taxable)" dated their date of delivery, Outstanding (in the aggregate at any one time under and as defined in the Bond Resolution) in principal amount (including sinking fund installments, if any) not to exceed \$55,000,000 (the "*Series 2010A Bonds*");

WHEREAS, prior to the issuance of the Series 2010A Bonds and in accordance with N.J.S.A. 40A:5A-6, 7 and 8 of the Local Authorities Fiscal Control Law, the Authority shall have made an application (the "*Local Finance Board Application*") to, and seek, obtain, and officially recognize the findings from, the Local Finance Board (the "*Local Finance Board*") in the Department of Local Government Services of the State Department of Community Affairs;

WHEREAS, the governing body of the Series 2010A Local Unit adopting this resolution (the "*Participant*") desires to authorize the Authority and its consultants to submit the Local Finance Board Application on their behalf to finance the Renewable Energy Project(s) for the Participant (the "*Participant Project*") set forth in Exhibit A attached hereto (it being understood that the Participant is taking no action in connection with the other Renewable Energy Projects of the other series 2010A Local Units as set forth on Exhibit A hereto);

WHEREAS, upon or prior to the issuance of the Series 2010A Bonds, and in accordance with (i) N.J.S.A. 40A:11-4.1(k) of the Local Public Contracts Law, (ii) Local Finance Board Notice 2008-20, December 3, 2008, *Contracting for Renewable Energy Services*, (iii) the Board of Public Utilities ("*BPU*") protocol for measuring energy savings in PPA agreements dated February 20, 2009 (*Public Entity Energy Efficiency and Renewable Energy Cost Savings Guidelines*), (iv) Local Finance Board Notice 2009-10 dated June 12, 2009, *Contracting for Renewable Energy Services: Update on Power Purchase Agreements*, and (v) all other applicable law, and pursuant to a competitive contracting process governed thereby, which shall include a request for solar developer proposals to be issued by the Authority (the "*Company RFP*") and the receipt of proposals from prospective solar developers, including that (the "*Company Proposal*") of the successful respondent (the "*Company*"), the Authority shall select the Company to design,

permit, acquire, construct, install, operate and maintain the Renewable Energy Projects, including the Participant Project, for the Series 2010A Local Units, including the Participant;

WHEREAS, the pricing terms for the purchase of renewable energy generated electricity produced from the Participant Project and sold through the Authority to the Participant, and bought by the Participant at an agreed upon price lower than that presently being paid by the Participant for electricity from its local utility, which pricing terms shall be competitively procured through the Company RFP process and the Company Proposal, shall be established under the Authority's Series 2010A Local Unit Renewable Energy Program for an initial term no greater than 15 years, simultaneously with, or prior to the issuance of the Series 2010A Bonds;

WHEREAS, the Participant understands and acknowledges that by taking this official action, the Participant intends to participate in the Authority's Series 2010A Local Unit Renewable Energy Program to fund the Participant Project, and that the Authority is taking several actions in reliance upon such action, including without limitation seeking the required approvals from the Local Finance Board to issue the Series 2010A Bonds, as set forth in the Local Finance Board Application, and proceeding with the issuance of the Company RFP, the selection of the Company, the establishment of the renewable energy pricing under the Company Proposal, and the marketing, sale and issuance of the Series 2010A Bonds; and

WHEREAS, the Participant believes: (i) it is in the public interest to accomplish such purposes as set forth in the preambles hereof, including the financing of the Participant Project; (ii) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the Participant, (iii) the amounts to be expended for said purpose are not unreasonable or exorbitant; and (iv) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Participant and will not create an undue financial burden to be placed upon the Participant.

NOW THEREFORE BE IT RESOLVED by the governing body of the Participant as follows:

Section 1. The Participant believes: (a) it is in the public interest to accomplish such purposes as set forth in the preambles hereof, including the financing of the Participant Project; (b) said purpose is for the health, wealth, convenience or betterment of the inhabitants of the Participant; (c) the amounts to be expended for said purpose 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 Participant and will not create an undue financial burden to be placed upon the Participant.

Section 2. The School Business Administrator/Board Secretary of the Participant (including their designees in writing, each an "*Authorized Officer*") are each hereby severally authorized to assist the Authority with the preparation and submission of the Local Finance Board Application for the purpose of financing the Participant Project through the issuance of the Series 2010A Bonds, and to take all action necessary, desirable, or convenient in connection therewith. Accordingly, the Authorized Officers, and any consultants of their choosing, shall, if necessary, represent the Participant at any public hearing held by the Local Finance Board in connection with the Local Finance Board Application.

Section 3. The Participant understands and acknowledges that by adopting this resolution, the Participant intends to participate in the Authority's Series 2010A Local Unit Renewable Energy Program to fund the Participant Project through a portion of the proceeds of the Authority's Series 2010A Bonds, and that the Authority is taking several actions in reliance upon this action by the Participant, including without limitation seeking the required approvals from the Local Finance Board to issue the Series 2010A Bonds, as set forth in the Local Finance Board Application, and proceeding with the issuance of the Company RFP, the selection of the

Company, the establishment of the renewable energy pricing under the Company Proposal, and the marketing, sale and issuance of the Series 2010A Bonds, all for the benefit of the Participant and the other Series 2010A Local Units. Therefore, the Participant covenants to the Authority that except for extraordinary circumstances not presently contemplated, the Participant intends to participate in the Authority's Series 2010A Local Unit Renewable Energy Program, so long as the Company Proposal results in a savings to the Participant, and further, this official action authorizes the Authority to take all such actions contemplated above in order to develop the Participant Project and to provide the Participant with such savings.

Section 4. The Authorized Officer shall direct the Participant official in charge of the officially adopted resolutions of the governing body of the Participant to (a) prepare an official, certified copy of this resolution, as adopted, and (b) deliver such certified copy in accordance with Section 9 below. Further, the Participant hereby consents to such certified copy of the resolution, and any further information regarding the Participant and/or the Participant Project, as the Authorized Officer shall determine to be necessary, desirable or convenient in connection with the Local Finance Board Application, to be submitted as part of, or pursuant to the Local Finance Board Application.

Section 5. The Authorized Officers are hereby severally authorized to take such other actions, and execute such other certificates, documents, and instruments, as such Authorized Officers shall deem to be necessary, desirable, or convenient to assist the Authority in developing the Participant Project, producing the contemplated energy savings for the Participant, issuing the Company RFP and selecting the Company through the most desirable Company Proposal in accordance with the terms of the Company RFP and applicable law, marketing, selling, and issuing the Series 2010A Bonds, procuring the final terms of the Renewable Energy Program documents, or any other action related to the implementation of the Renewable Energy Program for the Series 2010A Local Units.

Section 6. The Local Finance Board is hereby respectfully requested to consider the Local Finance Board Application as the means to finance the Participant Project, and to record its findings and recommendations as provided by N.J.S.A. 40A:5A-7 of the Local Authorities Fiscal Control Law.

Section 7. To the extent the Series 2010A Bonds are issued in any year other than 2010, references herein to "2010" may without any further action be changed to the year of issuance of such Series 2010A Bonds.

Section 8. All actions of the Authorized Officers or Participant consultants taken prior to the date of adoption hereof in connection with the Series 2010A Bonds, the Participant Project or any of the foregoing transactions contemplated by this resolution, are hereby ratified and approved.

Section 9. Upon the adoption hereof, a certified copy of this resolution shall be forwarded to Richard E. Williams, County Administrator and Chairman of the Authority, Thomas C. Miller, Esq., County Counsel and Authority Counsel, Stephen B. Pearlman, Esq., Bond Counsel to the Authority for this transaction and Co-Energy Counsel to the Authority, and Ryan J. Scerbo, Esq., Co-Energy Counsel to the Authority, all of which may be sent as a single certified copy to the County Administrator's office care of Ginny McCall at McCall@co.somerset.nj.us.

Section 10. This resolution shall take effect immediately.

3.11 Withdrawal from the Somerset County Audio Visual Aids Commission – approve the following resolution pertaining to the withdrawal from the Somerset County Audio Visual Aids Commission

WHEREAS, the Montgomery Township School District has been a member of the Somerset County Audio Visual Aids Commission; and

WHEREAS, the Commissioner of Education has significantly impacted the school district's ability to maintain fiscal stability due to the magnitude of the reduction of the general fund local tax levy certified by the Commissioner on June 25, 2010; and

WHEREAS, the Montgomery Township Board of Education has determined that it can no longer utilize services that have existed in the past due to the size of the reduction in funding resources made by the Commissioner of Education; and

WHEREAS, it has been determined by the Montgomery Township School District that the services of the Somerset County Audio Visual Aids Commission is one such service that it can no longer afford to fund in the annual budget; and

WHEREAS, the Montgomery Township Board of Education approved its final 2010-11 budget based on the Commissioner of Education's certification of the local tax levy which included the elimination of this service in the budget; and

WHEREAS, the Somerset County Audio Visual Aids Commission requires notification of withdrawal by board resolution by August 1 in accordance with NJSA 18A:51-12;

NOW THEREFORE BE IT RESOLVED, that the Montgomery Township Board of Education withdraws from the Somerset County Audio Visual Aids Commission effective immediately.

3.12 Approval of Fees for the 2010-11 School Year – approve the following fees for the 2010-11 school year:

- High School student parking fee -- \$200
- Student Activity Participation Fee at the high school for those students participating in athletics and clubs and at the upper middle school for those students participating in clubs -- \$100
- Upper Middle School sports (contingent upon having sufficient number of participants to cover the cost of the sport)
 - Boys and Girls basketball \$650
 - Softball \$625
 - Baseball \$625
 - Field Hockey \$375
 - Boys and Girls soccer \$350
 - Boys and Girls cross country \$325
 - Wrestling \$300
 - Boys and Girls track \$150
- High School football games – Adults \$5, Students \$2
- High School basketball games – Adults \$4, Students \$2
- High School wrestling matches – Adults \$4, Students \$2
- High School fall play – Adults \$5, Students \$4
- High School spring musical – Adults \$7, students \$6

- Upper Middle School spring musical – Adults \$7, Students \$6
- Building Use Fees as per Schedule A

3.13 Approval of Grant Application for 2010 Safety Program – approve the submission of a grant application for the 2010 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 \$31,334 for the period July 1, 2010 through June 30, 2011.

3.14 Resolution for Participation in Coordinated Transportation Services – approve the following resolution:

WHEREAS, Montgomery Township School District desires to coordinate the routing and transportation of special education school students to specific destinations; and

WHEREAS, the Somerset County Educational Services Commission, hereinafter referred to as the SCESC, agrees to provide Somerset County School Districts with coordination and optimization of special education transportation routes and

WHEREAS, the SCESC will utilize the EduLog software and consultation services to organize, optimize and establish routes to achieve the maximum cost effectiveness;

I. The SCESC will provide the following services:

- a. routes coordinated with other districts to achieve a maximum cost reduction while maintaining a realistic capacity and travel time;
- b. recommendations for rebidding of routes using the optimized routes provided by the SCESC;
- c. computer print-outs of student lists for all routes coordinated by SCESC;
- d. all necessary interaction and communication between the sending district, receiving school, and the respective transportation contractors if applicable;
- e. constant review and revision of routes;
- f. It is further agreed that the Montgomery Township School District will provide the SCESC with the following:

1. The district’s requests for routing of Special Education students’ transportation and providing student information using the *webstudent*® software provided by EduLog and managed by the SCESC;

II. WHEREAS, the SCESC also provides coordinated regional bus maintenance services, safety training, coordinated purchasing, professional development and other related transportation services for an additional fee as a shared services program, the LEA (district board of education) may participate at any time.

III. Length of Agreement – this agreement and obligations and requirements therein shall be in effect between July 1, 2010 and June 30, 2011.

IV. Entire Agreement – this agreement constitutes the entire and only agreement between the parties and may be amended by the Instrument in writing over authorized signature.

3.15 Resolution for Increasing Bid Threshold and Appointing a Qualified Purchasing Agent – approve the following resolution:

WHEREAS, 18A:18A-3 permits a board of education to authorize its purchasing agent to award contracts that do not exceed in a contract year the annual limit as established by the Governor, and

WHEREAS, local boards of education have been advised by the Local Finance Board through (LFN 2010-13) that the Governor has authorized the following bid and quotation thresholds effective July 1, 2010,

	Bid Threshold	Quotation Threshold
Base Amount	\$26,000	\$3,900
With Qualified Purchasing Agent	\$36,000	\$5,400

WHEREAS, Thomas M. Venanzi possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq.; and

WHEREAS, the Montgomery Township Board of Education desires to increase its bid and quotation thresholds as provided in N.J.S.A. 18A:18A-3;

NOW THEREFORE BE IT RESOLVED, that the governing body of the Montgomery Township Board of Education, in the County of Somerset in the State of New Jersey hereby increases its bid threshold to \$36,000 and its quotation threshold to \$5,400 and be it further

RESOLVED, that the governing body hereby appoints Thomas M. Venanzi as the Qualified Purchasing Agent to exercise the duties of a purchasing agent pursuant to N.J.S.A. 18A:18A-2b, with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the Board of Education.

3.16 Receipt and Award of Bid – District Fire Alarm Testing, Maintenance and Repair (Bid #B11-03) – Bids were received on July 13, 2010 for district fire alarm testing, maintenance and repair as follows:

July 28, 2010 through June 30, 2011					
Vendors	Cost of Yearly Maintenance	Hourly Rate 8:00 AM-4:00 PM	Evening Rate 4:00 PM-8:00 AM	Overtime Rate Sat., Sun., Fed.	Part Mark-up Percentages
Open Systems Integrators, Inc. Manalapan, NJ	\$31,198.00 *	\$92.00	\$138.00	\$184.00	21%
Alarm and Communication Technologies, Inc. Denville, NJ	\$41,751.00 *	\$95.00	\$142.50	\$190.00	20%
Systems Sales Corporation Neptune, NJ	\$44,900.00 (Deduct \$5,500 for OHES)	\$99.00	\$148.50	\$198.00	33%

*Note: Cost of Yearly Maintenance does not include the OHES because the newly installed equipment is under warranty for the 2010-2011 school year.

It is recommended that the Board of Education award Bid #B11-03 for district fire alarm testing, maintenance and repair as follows:

July 28, 2010 through June 30, 2011

Vendor	Cost of Yearly Maintenance	Hourly Rate 8:00 AM-4:00 PM	Evening Rate 4:00 PM-8:00 AM	Overtime Rate Sat., Sun., Fed.	Part Mark-up Percentages
Open Systems Integrators, Inc. Manalapan, NJ	\$31,198.00 *	\$92.00	\$138.00	\$184.00	21%

- 3.17 Receipt and Award of Bid – Fall Athletic Awards, Equipment, Supplies and Uniforms for the Montgomery Township School District (Bid #B11-04) – Bids were received on July 13, 2010 for fall athletic awards, equipment, supplies and uniforms for the Montgomery Township School District as follows:

<u>Vendor</u>	<u>Base Bid</u>
Bethlehem Sporting Goods Bethlehem, PA	\$21,964.52
Anaconda Sports Lake Katrine, NY	\$21,561.42
Triple Crown Sports Old Bridge, NJ	\$18,956.50
Efinger All Seasons Hamilton, NJ	\$17,931.55
Leisure Sporting Goods Iselin, NJ	\$14,677.00
Metuchen Center Inc. New Brunswick, NJ	\$11,536.55
Sport Supply Group, Inc. dba Passon's Sports Jenkintown, PA	\$9,931.22
Riddell/All American Elyria, OH	\$6,575.37
Ewing Sports Center Trenton, NJ	\$6,309.50
Promaxima Houston, TX	\$3,572.16
Pyramid School Products Tampa, FL	\$1,913.98
Neff Motivation, Inc. Greenville, OH	\$1,838.96

Longstreth Sporting Goods, LLC Parkerford, PA	\$1,817.60
MF Athletic Cranston, RI	\$1,669.80
Varsity Spirit Fashions Memphis, TN	\$1,462.32
Aluminum Athletic Equipment Co. Royersford, PA	\$599.80

It is recommended the Board of Education reject the bids received from the following vendors; pursuant to 18A:18A-22e since the purposes or provisions or both of N.J.S.18A:18A-1 et seq. are being violated:

Aluminum Athletic Equipment, Royersford, PA - The low bid received for *soccer replacement nets* is being rejected because the substituted nets will not fit our current soccer goals.

Triple Crown Sports, Old Bridge, NJ - The low bid received for cheerleading *show poms* is being rejected because the vendor made a mathematical error on the bid and will not honor the price on the bid.

Sports Supply Group, Inc., Jenkintown, PA - The low bid received for *boy's soccer scrimmage vest* is being rejected because the substitute offered does not fit well and tears easily.

Pyramid School Products, Tampa, FL - The low bid received for *girl's soccer scrimmage vest* is being rejected because the substitute offered does not fit well and tears easily.

Leisure Sporting Goods, Iselin, NJ - The low bid received for *boys and girls soccer balls* is being rejected because the quality of the Nike soccer ball holds up for the season and the teams like the control they have when using this soccer ball.

It is recommended that the Board of Education award Bid #B11-04 for fall athletic awards, equipment, supplies and uniforms for the Montgomery Township School District as follows:

Vendor

Leisure Sporting Goods Iselin, NJ	\$6,551.34
Sport Supply Group, Inc. dba Passon's Sports Jenkintown, PA	\$5,289.93
Bethlehem Sporting Goods Bethlehem, PA	\$3,752.49
Triple Crown Sports Old Bridge, NJ	\$3,174.80
Anaconda Sports Lake Katrine, NY	\$1,775.00

Pyramid School Products Tampa, FL	\$1,005.66
Longstreth Sporting Goods, LLC Parkerford, PA	\$439.30
Varsity Spirit Fashions Memphis, TN	\$209.76
Efinger All Seasons Hamilton, NJ	\$114.00
Metuchen Center Inc. New Brunswick, NJ	\$25.90
Ewing Sports Center Trenton, NJ	\$22.50
Riddell/All American Elyria, OH	\$6.67
Total Amount of Award	\$22,367.35

3.18 Receipt/Award of Bid – Classroom Addition at Village Elementary School (PSA #4221 VES) –
Bids were received on July 21, 2010 for classroom addition at Village Elementary School as follows:

<u>Vendor</u>	<u>Base Bid</u>
Apex Enterprises of Union Inc. Neptune City, NJ	\$593,000.00
Lanyi & Tevald, Inc. Rockaway, NJ	\$623,000.00
T. M. Brennan Contractors Hamburg, NJ	\$625,000.00
Tekton Development Corp. New Brunswick, NJ	\$629,000.00
Paley Construction Company Piscataway, NJ	\$634,913.00
Crosson Construction Co. Red Bank, NJ	\$644,000.00
C & E Contracting, Inc. Boonton, NJ	\$662,000.00
UniMak, LLC Garfield, NJ	\$670,000.00

McCann Acoustics & Construction, Inc. Bloomfield, NJ	\$672,283.00
Vericon Construction Westfield, NJ	\$688,409.00
Scozzari Builder, Inc. Trenton, NJ	\$719,423.00

It is recommended that the Board of Education approve the following resolution regarding the award of the bid for classroom addition at Village Elementary School:

WHEREAS, the Montgomery Township Board of Education (hereinafter referred to as the "Board") advertised for bids for the Addition at Village Elementary School (hereinafter referred to as the "Project"); and

WHEREAS, on July 21, 2010 the Board received bids for the Project; and

WHEREAS, the lowest responsible bid for this project was submitted by Apex Enterprises of Union, Inc., (hereinafter referred to as "Apex") with a base bid in the amount of \$593,000; and

WHEREAS, the second low bidder submitted a bid protest dated July 21, 2010, alleging that the bid submitted by Apex is defective due to the failure of Apex to: (1) add the corporate seal to the Certified Sworn Statement on Non-Disbarment/Disqualification/Suspension, (2) properly execute the Political Contribution Disclosure Affidavit and (3) fill in the amount on the New Jersey Department of the Treasury, Division of Property Management and Construction Form entitled "Total Amount of Uncompleted Contracts"; and

WHEREAS, the Board has carefully considered the deficiencies noted by the protester and finds that bid submitted by Apex is responsive in all material respects and it is the desire of the Board to award the contract for the Project to Apex. The Board specifically finds that the notary seal, not the corporate seal should have been affixed to the Certified Sworn Statement on Non-Disbarment/Disqualification/Suspension. Although the notary public did not seal the document, it was properly signed and notarized. Further, although the bidder did not sign the certification at the end of the Political Disclosure Certification, he did execute the document in the other spaces provided. Moreover, the form is not required to be submitted with the bid, but must be submitted prior to award by the successful contractor, and the defect has been cured by Apex. Finally, although Apex left blank the amount of uncompleted contracts on the applicable form, the bidder did furnish a list of current contracts, the total of which does not exceed the bidder's aggregate rating. Therefore, the Board finds that these deficiencies are nonmaterial, waiveable defects.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

1. The Board hereby awards the contract for Addition at Village Elementary School to Apex Enterprises of Union, Inc. in a total contract amount of \$593,000.
2. This award is expressly conditioned upon the contractor furnishing the requisite insurance certificate and labor and materials/performance bond as required in the project specifications, together with the requisite affirmative action forms and executed agreement as prepared by the Board Attorney, within ten (10) days of the date hereof.

BE IT FURTHER RESOLVED that the Board Attorney is hereby directed to draft the agreement with the successful bidder consistent with this Resolution and with the terms contained in the bid documents approved by the Board for the Project. The Board President and the Board Secretary are hereby

authorized to execute such agreement and any other documents necessary to effectuate the terms of this Resolution.

- 3.19 Award of Bid/Custodial Supplies – It is recommended that the Board of Education approve the award of bids received by Educational Service Commission of Morris County on behalf of the West/Central New Jersey Co-op as follows:

<u>Category</u>	<u>Vendor</u>
Custodial Supplies	Ace Surgical Supply Co. Bio-Shine, Inc. Calico Industries, Inc. Central Poly Corporation Cleaning Systems Inc. J.G.R. Enterprises Jersey Paper Plus M & M Frankel Disposables Inc. John A. Earl, Inc. Metco Supply Inc. Pantel Contracting Corp. Pyramid School Products R. N. Demaio Spruce Industries Supply King, Inc. W.W. Grainger, Inc.

4.0 PERSONNEL

The superintendent recommends that the Board of Education approve the personnel agenda following discussion in Executive Session.

ANNOUNCEMENTS BY THE PRESIDENT

ADJOURNMENT