

MINUTES OF THE MEETING
DENVILLE TOWNSHIP BOARD OF EDUCATION
October 22, 2012
Work Session/Regular MEETING - **7:33 P.M.**
RIVERVIEW SCHOOL

I. CALLED TO ORDER BY MR. PARAGIAN

A. OPENING STATEMENT

"This meeting of the Denville Township Board of Education is being held in accordance with the Open Public Meetings Act. Notice of this meeting was provided to the Daily Record and/or The Star Ledger of Morris County; has been delivered to the Township Clerk and has been posted on the bulletin board of the Board of Education Office and at each of the school buildings in the District"

B. ROLL CALL:

Mr. Duarte-P, Mr. Johnson-P, Mrs. Lindsay-P, Mr. Casse-P , Mr. Napeloni-P, Mrs DeLuna-P, Mr. Paragian-P

C. PLEDGE OF ALLEGIANCE

D. Superintendent's Comments

E. Special Presentations:

- Ted Einhorn and Tim Ford of Einhorn Harris Ascher Barbarito & Frost, PC Attorneys at Law discussed the Districts Mock Trial Team and activities planned for the year. Mr. Einhorn presented a check for \$1,200 for the Board in support of the program.
- NJ ASK Testing Results 2011-2012 were given by Patricia Baldwin, Director of Curriculum and Instruction. Ms. Baldwin answered several questions from Board Members.
- Violence and Vandalism Report for 2011-2012 – Catherine Mozak, Interim Superintendent of Schools was reported. Ms. Mozak also reported the monthly incidents as follows: Nine (9) incidents at Valleyview and three (3) were considered HIB, One (1) incident at Lakeview and NOT HIB, Two (2) incidents at Riverview and one (1) considered HIB.

F. DISCUSSED – Board Office with Denville Town Council President, Donald Kuser
Mr. Vito Bianco of the Denville Historical Society and two other members spoke about the former Board of Education offices. They spoke of the history of the school house buildings in Denville and spoke in support of preserving the building. The town council members spoke about the Board of Education relocating its Board Office to the

Municipal building. There are costs to the Board of Education associated with making adequate space in the municipal building and there needs to be further discussion and better development.

II. OPEN FOR PUBLIC DISCUSSION (Agenda Items Only)

Opened: 9:10 p.m.

Closed: 9:15 p.m.

There had been questions from the public related to the Expo Program. Ms. Mozak agreed to review the criteria and discuss the matter at the Committee level and report back to the parents.

A parent questioned the comparison of the Violence and Vandalism Report and HIB incidents from last year to this year. Another question was raised related to repeat offenders.

Mr. Johnson left the meeting at 9:30 p.m. and returned at 10:00 p.m.

III. OLD BUSINESS (Action to be Taken)

Mr. Napeloni moved, seconded by Mrs. Casse, to approve motions A-C:

A. REPORTS FOR THE MONTH

MOTION: To approve the following reports from September 22, 2012. Pursuant to N.J.A.C. 6:20-2.13(e), we certify that as of September 30, 2012, after review of the secretary's monthly financial report (appropriations section) and upon consultation with the appropriate district officials, to the best of our knowledge no major account or fund has been over expended in violation of N.J.A.C. 6:20-2.13(b) and that sufficient funds are available to meet the district's financial obligations for the remainder of the fiscal year.

1. Treasurer of School Monies
2. Board Secretary

B. EDUCATION REPORTS

MOTION: To approve the following reports from September 2012:

Report from Superintendent of Schools
Report of Student Enrollment
Report of Medical Office
Report of Harassment, Intimidation, and Bullying

C. MINUTES

MOTION: To approve the following minutes:

Work Session/Regular Meeting – September 24, 2012
Executive Sessions – September 24, 2012 (2)

ROLL CALL VOTE (Motions A-C):

Mr. Duarte-Y, , Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni-Y, Mrs. DeLuna-Y,
Mr. Paragian-Y

IV. NEW BUSINESS - (Action to be Taken)

A. PERSONNEL – Chair Dave Napeloni

Upon the recommendation of the Superintendent of Schools, the Board approved the following resignations, retirements, salary adjustments, reassignments, appointments, etc. (Pending approval from the State Department of Education and subject to the New Jersey Criminal Background Check and the Pre-employment Drug Testing):

Mr. Napeloni moved, seconded by Mr. Casse, to approve motions 1-15:

1. MOTION: To approve the following Resolution:

BE IT RESOLVED that the Denville Board of Education approve the submission to the County Superintendent applications for emergency hiring and the applicant’s attestation that he/she has not been convicted of any disqualifying crime pursuant to the provisions of the N.J.S.A. 18A:6-7.1 et seq, N.J.S.A. 18A:99-17 et seq, or N.J.S.A. 18A:6-4.13 et seq for those employees listed below (Substitutes who do not already have a Substitute Certificate or a Teaching Certificate have to be approved for their Criminal History Review BEFORE they can apply for a Substitute Certificate.)

Jennifer Lynch	Christian DeWees	Diane Howleson
Andrew Schwartz	James Valerian	Christine Adams
Cassie Krulik	Lisa Morris	Megan French
Jacqueline Smith		

2. MOTION: To approve the following Substitutes for the District:

Christian DeWees	Teacher of Art	University of Illinois
Jennifer Lynch	Substitute Certificate	Fairfield University
Kristin Andres	Substitute Certificate	Rutgers University
Diane Howleson	Substitute Certificate	Jersey City College
Andrew Schwartz	Elementary Teacher	Syracuse University

ExPO Curriculum Revision Committee (40 hours @ 40.40 rate):

Brenda Harrower
Sarah Northrop
Aly Spreen
Renee Sudol

ESL Curriculum Revision Committee (40 hours @ 40.40 rate):

Bronwyn Springer

LV Title I After School Program English Language Arts Teachers (47.5 hours @ 40.40 rate):

Daari Daniels
Susan Dolce
Patty Huizing
Renee Tybus
Jane Zielinski

LV Title I After School Program Math Teachers (47.5 hours @ 40.40 rate):

Daari Daniels
Kathy Nydam
Dorothy Wright

LV Title I After School Program Bus Drivers (up to 2) 42 hours @ 23.75 rate or substitute rate

Drivers to be determined as needed

9. **MOTION:** To accept the resignation of Diane Fattorusso as the Elementary WebMaster, effective October 31, 2012.

10. **MOTION:** To approve Kathleen Szmidt and Laurie Klinck for 6 hours each for Teachers Teaching Teachers at \$63.36 on October 23, 2012 on Data Analysis for NJASK.

11. **MOTION:** To approve the hiring of the following full time Instructional Aides, effective November 1, 2012 at the prorated annual salary listed – both are currently substitutes for the district:

Donna Russello (FT) – Step 3/\$19,935
Christine Gavin (.43 time = 15 hours per week) - \$8,400.

12. MOTION: To approve hiring Renee Sudol as the Elementary Webmaster, effective November 1, 2012 at the pro-rated annual stipend of A1/\$1,674.

13. MOTION: To approve James Valerian as a volunteer with the Wrestling Extra Curricular Program at Valleyview School – no charge to the district.

14. MOTION: To approve Jacqueline Smith – Centenary College to do her student teaching at Lakeview School from January 21, 2013 – May 18, 2013.

15. MOTION: To approve the following Maternity Disability and Family Leave for Christina Babula, Valleyview Teacher:

- On or about January 22, 2013 – March 20, 2013 – Maternity Disability Leave – Full pay using sick days + full benefits
- March 21, 2013 – May 27, 2013 – Family Leave – No pay but full benefits - Mrs. Babula plans to return to the District on May 28, 2013 as amended.

ROLL CALL VOTE (Motions 1-15):

Mr. Duarte-Y, Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni -Y, Mrs. DeLuna-Y, Mr. Paragian-Y

B. CURRICULUM and INSTRUCTION – Chair Marianna Lindsay

Mrs. Lindsay moved, seconded by Mr. Napeloni, to approve motions 1-8:

- 1. MOTION:** To approve the attached list of outside service providers/consultants for the Child Study Team/District as needed for district students.
- 2. MOTION:** To approve Jennifer Cristiano, Consultant for Technology for Education and Communication, to do two Augmentative Communication Evaluations during the 2012-2013 school year on Special Education Student 11496 at a cost of \$825. Per evaluation.
- 3. MOTION:** To approve the Danielson Model for the Pilot in regards to changing the evaluation tool based on the teacher contract.
- 4. MOTION:** To approve an additional \$184. for Dr. Leslie Trott for the Psych/Educational Evaluation and Report on Student #202098 – evaluation was done at school rather than the office to be able to get teacher input.
- 5. MOTION:** To approve Barbara Grames, Brailist, to transcribe for Student #2020983

for no more than 4 hours per week at the rate of \$50 per hour for the remainder of the 2012-2013 school year.

6. **MOTION:** To approve hiring Patrick McBride, a certified Handle with Care and CPI (Crisis Prevention Instructor), to conduct a CPI Workshop for staff in dealing with a child who is a danger to him/herself or a danger to others at a cost of \$1500 – subject to confirmation of numbers of participants.
7. **MOTION:** To approve the authorization of the Superintendent to submit the SOAs (Statement of Assurances) and the DPRs (District Performance Reviews) for the 2012-2013 school year to the State Department of Education for NJQSAC by November 15, 2012.
8. **MOTION:** To approve the out of district placement for Student #11490 to the Allegro School for a total of \$87,990 + transportation.

ROLL CALL VOTE (Motions 1-8):

Mr. Duarte-Y, Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni-Y, Mrs. DeLuna-Y,
Mr. Paragian-Y

C. POLICY – Chair Barbara DeLuna

Mrs. DeLuna moved, seconded by Mr. Casse, to approve motions 1-2:

1. **MOTION:** To approve the following Policies and Regulations for a Second Reading and Adoption:

Bylaw 0142 – Board Member Qualifications, Prohibited Acts, and Code of Ethics
Bylaw 0151 – Organization Meeting
Bylaw 0153 – Annual Appointments
Bylaw 0167 – Public Participation in Board Meetings
Policy and Regulation 2361 – Acceptable Use of Computer Networks/Computers and Resources
Policy 2363 – Pupil Use of Privately-Owned Technology
Policy 2622 – Pupil Assessment
Policy 3282 – Use of Social Networking Sites
Policy 4282 – Use of Social Networking Sites
Policy 5512 – Harassment, Intimidation, and Bullying
Policy 6164 – Advertising on School Buses
Policy and Regulation 6470 – Payment of Claims

2. **MOTION:** To approve the following Bylaws and Policies and Regulations for a

First Reading:

BYLAWS:

0143 Board Member Election and Appointment
0146 Board Member Authority
0168 Recording Board Meetings
0171 Duties of Board President and Vice President
0173 Duties of Public School Accountant
R 001 Foreward

Policies:

1120 Management Team
1555 Domestic Partnership
1631 Residency Requirement for Person Holding School District Office, Employment or Position
R3321 – Acceptable Use of Computer Network/Computers and Resources by Teaching Staff Members
R4321 – Acceptable Use of Computer Network/Computers and Resources by Support Staff Members

ROLL CALL VOTE (Motions 1-2):

Mr. Duarte-Y , Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni-Y, Mrs. DeLuna-Y,
Mr. Paragian-Y

D. TRANSPORTATION – Chair Seth Johnson

E. BUILDINGS AND GROUNDS – Chair Don Casse

Mr. Casse, moved, seconded by Mr. Napeloni, to approve the following Resolution regarding the Submission of the Comprehensive Maintenance Plan:

Submission of Comprehensive Maintenance Plan

Whereas, the Department of Education requires New Jersey School Districts to submit three-year maintenance plans documenting “required” maintenance activities for each of its public school facilities, and

Whereas, the required maintenance activities as listed in the attached document for the various school facilities of the Denville School District are consistent with these requirements, and

Whereas, all past and planned activities are reasonable to keep school facilities open and safe for use or in their original condition and to keep their system warranties valid,

Now Therefore Be It Resolved, that the Board of Education hereby authorizes the School Business Administrator to submit the attached Comprehensive Maintenance Plan for the Denville School District in compliance with Department of Education requirements.

ROLL CALL VOTE:

Mr. Duarte-Y , Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni-Y, Mrs. DeLuna-Y,
Mr. Paragian-Y

F. FINANCE – Chair Seth Johnson

Mrs. Lindsay moved, seconded by Mr. Casse, to approve motions 1-4, 6-8:

1. **MOTION:** To approve the attached list of Budget Transfers.

2. **MOTION:** To approve the bills and warrants from Check #s 60015 – 60192 and N0237-N0239 in the amount of \$2,461,540.59 and from the General Organization Account Check # 1389 in the amount of \$750.00 and from the Milk Fund Account Check #1104 in the amount of \$2,942.00.

3. **MOTION:** To approve the Field Trip/Sport Activity Requests from the Schools as presented.

4. **MOTION:** To approve the list of Workshops/Expenses for Staff Members and/or Board Members

5. Mrs. Lindsay moved, seconded by Mr. Casse, to accept the terms of the Settlement Agreement between the Denville Board of Education and Amy Farley for the amount of \$14,000, subject to Board attorney review.

ROLL CALL VOTE:

Mr. Duarte-N, Mrs. Lindsay-Y, Mr. Casse-N, Mr. Napeloni-N, Mrs. DeLuna-Y,
Mr. Paragian-Y * Mr. Casse requested his statement to be included for the record.

MOTION CARRIED

*I will be voting no on this resolution to pay Ms. Farley and her attorney \$14,000 (\$10,000 BOE deductible and \$4,000 insurance company payment). Those of you that initially supported this resolution, I request that you reconsider based on the following:

This is a decision with minimal and a one sided explanation of events:

There was no formal written or verbal statement and/or meeting procured by the board from [REDACTED] other parties to give their side of the story as to what transpired. This was requested several times by me at prior meetings and to this date I have not seen anything.

There was no interview or questioning of the employee regarding this matter by the full board.

This is a decision without request for statements, interviews and/or questioning of the employee's union representatives:

There was no vetting, interview and/or statement requested by the BOE from Ms. Farley's individual union representative or [REDACTED] the DEA union representative. From the conversations previously held there is no audit trail regarding the employee's discussion with the union, the union's opinion and course of action and why the union did not lobby the superintendent and BOE on their member's behalf.

[REDACTED]

There was no formal request for the name of who was contacted, why no one was available, when someone would be available and what advice and direction, if any, was given Ms. Farley by the union on a state or local level.

This is a decision that weakens employee standards, behavior and demonstrates the board's inability to hold employees to those guidelines.

[REDACTED]

There was no formal grievance filed by the employee, which is a blatant disregard of board policy and procedures.

There has been no effort by the board or Personnel Committee to find out if there has been a violation of established ethics, policy and if any action should be taken.

This decision will set a precedence that any time an employee is unhappy [REDACTED] [REDACTED] they can by pass district policy, guidelines, rules and union assistance and shake down the Denville BOE for an out of court settlement. I am not buying on to "it will be different next time".

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

This is a decision being made that will cost the BOE \$10,000 whether we settle or not:

The insurance company would provide defense costs, including expenses, capping the board's liability at \$10,000.

It would send a better and stronger message to not settle and leave it up to the insurance carrier on what to do.

[REDACTED]

6. **MOTION:** To accept the donation from EH Attorneys at Law in support of the Valleyview Mock Trial Team.
7. **MOTION:** To accept the following amounts for the IDEA Grant for the 2012-2013 school year:

Preschool	\$22,409.
Basic	\$403,524.
Non-Public	\$29,225.

8. **MOTION:** To authorize the purchase a 2012 Chevrolet 2500 Silverado Pick Up Truck w/Plow from Gearhart Chevy at a cost of \$24,963 (lowest quote). The two other quotes were as follow:

Ayers Chevrolet (Dover) \$35,000

Rt. 46 Chevrolet (Hackettstown) \$43,736

ROLL CALL VOTE (Motion 1-4, 6-8):

Mr. Duarte-Y , Mrs. Lindsay-Y, Mr. Casse-Y, Mr. Napeloni-Y, Mrs. DeLuna-Y,
Mr. Paragian-Y

V. GOOD OF THE CAUSE

No comments were made.

VI. OPEN TO COMMENTS

No comments were made.

VII. EXECUTIVE SESSION - Action May Be Taken

Mr. Casse, moved, seconded by Mr. Napeloni, to convene in executive session in accordance with Section 8 of The Open Public Meetings Act. The purpose of this closed session will be to discuss negotiations, legal, and/or personnel issues. Minutes of this session will be made available to the public when the need for confidentiality no longer exists.

ACTION ON MOTION:

Yeas - 7 Nays - 0 Abstentions - 0

Time: 10:04 p.m.

VIII. ADJOURNMENT

Mr. Johnson moved, seconded by Mr. Paragian, to adjourn the meeting.

ACTION ON MOTION:

Yeas - 7 Nays - 0 Abstentions - 0

Time: 10:26 p.m.

/Respectfully submitted,

Peter Weigly
Interim Board Secretary