

SOMERVILLE BOARD OF EDUCATION

**51 West Cliff Street
Somerville, NJ 08876**

AGENDA

Tuesday, March 8, 2016

Somerville Middle School Cafeteria

7:00 p.m.

Mission Statement

Somerville Schools provide the highest quality education through an environment that promotes individual excellence.

I. CALL MEETING TO ORDER

II. FLAG SALUTE

III. ROLL CALL OF MEMBERS

IV. PUBLIC NOTICE

Adequate Notice of this meeting in compliance with Chapter 231 of the Public Laws of 1975, entitled the "Open Public Meetings Act," has been provided by action of the Board of Education's Organization/Workshop/Regular Meeting of January 5, 2016. Notice has been provided to the two newspapers circulated in the school district and a posted notice to this effect on the Board of Education building bulletin board, Administrative Headquarters, 51 West Cliff Street, Somerville, New Jersey.

V. PUBLIC COMMENT

At this time, comment is invited on any matter related to agenda items.

When permitted, public participation shall be governed by the following rules under Bylaw 0167:

- 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 any other 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.*
- 5. The presiding officer may:*
 - a. Interrupt, warn, or terminate a participant's statement when the statement is too lengthy, abusive, obscene, or irrelevant;*
 - b. Request any individual to leave the meeting when that person does not observe reasonable decorum;*
 - c. Request the assistance of law enforcement officers in the removal of a disorderly person when that person's conduct interferes with the orderly progress of the*

- meeting;*
- d. Call for a recess or an adjournment to another time when the lack of public decorum so interferes with the orderly conduct of the meeting as to warrant such action; and*
 - e. Waive these rules when necessary for the protection of privacy or the efficient administration of the Board's business.*

VI. SUPERINTENDENT'S REPORT

Somerville Middle School Highlights

Ms. Georgette Boulegeris, Somerville Middle School Principal

Refunding of 2006 School Refunding Bonds

Ms. Mary K. Lyons, Managing Director, Phoenix Advisors, LLC

RESOLUTION OF THE BOARD OF EDUCATION OF THE BOROUGH OF SOMERVILLE IN THE COUNTY OF SOMERSET, NEW JERSEY, AUTHORIZING CERTAIN ACTIONS NECESSARY IN CONNECTION WITH THE SALE AND ISSUANCE OF NOT TO EXCEED \$10,250,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING SCHOOL BONDS AND AUTHORIZING THE APPROPRIATE OFFICIALS TO DO ALL ACTS AND THINGS DEEMED NECESSARY AND ADVISABLE IN CONNECTION WITH THE SALE, ISSUANCE AND DELIVERY OF SAID BONDS

WHEREAS, on March 2, 2006, The Board of Education of the Borough of Somerville in the County of Somerset, New Jersey (the "Board" when referring to the governing body and the "School District" when referring to the territorial boundaries governed by the Board) issued \$13,170,000 aggregate principal amount of tax-exempt Refunding School Bonds dated March 2, 2006 (the "2006 School Bonds"); and

WHEREAS, the Board has determined that the current tax-exempt interest rate environment may enable it to realize going-forward debt service savings for property taxpayers residing in the School District through the issuance by the Board of Refunding School Bonds (the "Refunding School Bonds") to refund all or a portion of the \$9,915,000 aggregate principal amount of the outstanding 2006 School Bonds maturing on July 15 in the years 2017 through 2029, inclusive (the "Refunded Bonds"); and

WHEREAS, the Board introduced a refunding school bond ordinance (the "Refunding Bond Ordinance") on first reading by resolution of the Board on February 23, 2016, and

WHEREAS, on the date hereof, the Board has held a public hearing on the Refunding Bond Ordinance; and

WHEREAS, the Board has determined to issue and sell such Refunding School Bonds; and

WHEREAS, the Board now desires to finally adopt the Refunding Bond Ordinance and

* (Branchburg Vote Eligible)

to authorize certain actions in connection with the sale and issuance of the Refunding School Bonds.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE BOROUGH OF SOMERVILLE IN THE COUNTY OF SOMERSET, NEW JERSEY, AS FOLLOWS:

SECTION 1. The Refunding Bond Ordinance is hereby adopted and shall take effect immediately.

SECTION 2. The Refunding School Bonds are hereby authorized to be sold to, and Janney Montgomery Scott LLC is hereby appointed as underwriter (the “Underwriter”), upon the terms set forth in its proposal.

SECTION 3. There is hereby delegated to the Business Administrator/Board Secretary, subject to the limitations contained herein and in consultation with Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Board (“Bond Counsel”) and Phoenix Advisors, LLC, as financial advisor (the “Financial Advisor”) the power with respect to the Refunding School Bonds to determine and carry out the following:

a) the sale of the Refunding School Bonds at private sale, provided that the purchase price paid by the purchaser thereof shall not be less than ninety-five percent (95%) of the principal amount of the Refunding School Bonds so sold;

b) the principal amount of Refunding School Bonds to be issued, provided that (i) such amount shall not exceed \$10,250,000, and (ii) such amount shall not exceed the amount necessary to pay the costs of issuance associated with the Refunding School Bonds and to fund the deposit to the escrow fund as set forth in the Escrow Deposit Agreement (as defined herein) in an amount that, when invested, will be sufficient to provide for the timely payments required for the Refunded Bonds;

c) the maturity dates and the principal amount of each maturity or sinking fund redemption amount of the Refunding School Bonds, provided that no Refunding School Bonds refunding the Refunded Bonds shall mature later than the final maturity date of the Refunded Bonds;

d) the interest payment dates and the interest rates on the Refunding School Bonds, provided that the true interest cost on the Refunding School Bonds shall produce a present value debt service savings of at least three percent (3%) of the principal amount of the Refunded Bonds;

e) the denomination or denominations of and the manner of numbering and lettering the Refunding School Bonds, provided that all Refunding School Bonds of like maturity shall be identical in all respects, except as to denominations, amounts, numbers and letters;

f) provisions for the sale or exchange of the Refunding School Bonds and for

* (Branchburg Vote Eligible)

the delivery thereof;

g) the form of the Refunding School Bonds shall be substantially in the form set forth in Exhibit A attached hereto, with such additions, deletions and omissions as may be necessary for the Board to market the Refunding School Bonds in accordance with the requirements of The Depository Trust Company, New York, New York, (“DTC”) and the Purchase Contract (as defined herein);

h) the direction for the application and investment of the proceeds of the Refunding School Bonds;

i) the terms of redemption of the Refunding School Bonds; and

j) any other provisions deemed advisable by the Business Administrator/Board Secretary not in conflict with the provisions hereof.

In addition, the issuance of the Refunding School Bonds shall comply with the provisions of N.J.A.C. 5:30-2.5, including that within 10 days of the date of the closing on the Refunding School Bonds, the Business Administrator/Board Secretary shall file a report with the Local Finance Board within the Division of Local Government Services, New Jersey Department of Community Affairs setting forth (a) a comparison of the Refunding School Bonds’ debt service and the Refunded Bonds’ debt service which comparison shall set forth the present value savings achieved by the issuance of the Refunding School Bonds; (b) a summary of the issuance of the Refunding School Bonds; (c) an itemized accounting of all costs of issuance in connection with the issuance of the Refunding School Bonds and (d) a certification of the Business Administrator/Board Secretary that (i) all of the conditions of section (b) of N.J.A.C. 5:30- 2.5 have been met and (ii) this resolution authorizing the issuance of the Refunding School Bonds, adopted pursuant 18A:24-61.5(b), was approved by a two-thirds vote of the full membership of the Board.

The Business Administrator/Board Secretary shall execute a certificate evidencing the determinations or other actions taken pursuant to the authority granted hereunder, and any such certificate shall be conclusive evidence of the actions or determinations of the Business Administrator/Board Secretary as to the matters stated therein.

SECTION 4. The President and Vice President of the Board are hereby authorized and directed to execute by manual or facsimile signature the Refunding School Bonds in the name of the Board and the corporate seal (or facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. The Business Administrator/Board Secretary is hereby authorized and directed to attest to such signature and to the affixing of said seal to the Refunding School Bonds.

SECTION 5. The Business Administrator/Board Secretary, in consultation with Bond Counsel and the Financial Advisor, is hereby authorized and directed to approve the Bond Purchase Contract (the “Purchase Contract”) for the Refunding School Bonds, to be dated the date of sale of such Refunding School Bonds and to be executed by the

* (Branchburg Vote Eligible)

Underwriter. The President, Vice President and Business Administrator/Board Secretary are hereby authorized and directed on behalf of the Board to execute and deliver said Purchase Contract.

SECTION 6. The Business Administrator/Board Secretary, in consultation with Bond Counsel and the Financial Advisor, is hereby authorized and directed to apply and qualify for the issuance of any policy of municipal bond insurance and to approve a Commitment for Municipal Bond Insurance (the “Commitment”) setting forth the terms and conditions (including premium charges) upon which a bond insurer proposes to issue its bond insurance policy covering the Refunding School Bonds. The Business Administrator/Board Secretary is hereby authorized and directed on behalf of the Board to execute and deliver said Commitment.

SECTION 7. The Business Administrator/Board Secretary, in consultation with Bond Counsel and the Financial Advisor, is hereby authorized and directed to approve the Escrow Deposit Agreement (the “Escrow Deposit Agreement”) with an escrow agent (the “Escrow Agent”) to be selected by the Business Administrator/Board Secretary, in consultation with Bond Counsel and the Financial Advisor, with respect to the Refunded Bonds, to be dated the date of the closing on the Refunding School Bonds. The President and Vice President of the Board are hereby authorized and directed to execute and deliver the Escrow Deposit Agreement in the name of the Board and the corporate seal (or facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. The Business Administrator/Board Secretary is hereby authorized and directed to attest to such signature and to the affixing of said seal to the Escrow Deposit Agreement. The Underwriter is hereby authorized to act as the agent and representative of the Board for the purpose of subscribing for the purchase of United States Treasury Securities – State and Local Government Series to be held by the Escrow Agent. In the alternative, if United States Treasury Securities — State and Local Government Series are not available, the Financial Advisor or the Underwriter is hereby authorized to seek bids for the acquisition of United States Treasury Securities – Open Market Securities.

SECTION 8. The Business Administrator/Board Secretary is hereby authorized and directed to select a verification agent (the “Verification Agent”), if required, in consultation with Bond Counsel and the Financial Advisor, with respect to the Refunded Bonds. The Verification Agent shall prepare the verification report required to verify the sufficiency of the escrowed monies to refund the Refunded Bonds.

SECTION 9. It is hereby delegated to the Business Administrator/Board Secretary the authority to “deem final” (as defined under the Rule (as hereinafter defined)) a Preliminary Official Statement (the “Preliminary Official Statement”) and such official is hereby authorized and directed to execute and deliver a certificate to the Underwriter evidencing the same. The preparation and distribution by the Board, in consultation with Bond Counsel, and counsel to the Underwriter, if any, of a Preliminary Official Statement for the Refunding School Bonds to be used in connection with the marketing of such Refunding School Bonds, is hereby approved and any previous actions undertaken by various representatives and officers of the Board with respect thereto are hereby ratified and confirmed. Upon the sale of the Refunding School Bonds to the Underwriter, the

* (Branchburg Vote Eligible)

Preliminary Official Statement shall be so modified by the Business Administrator/Board Secretary, in consultation with Bond Counsel, to reflect the effect of the pricing of the Refunding School Bonds and the Purchase Contract and any other revision not inconsistent with the substance thereof deemed necessary or advisable by Bond Counsel, and said Preliminary Official Statement as so modified shall constitute the final Official Statement (the “Official Statement”). The Business Administrator/Board Secretary is authorized and directed on behalf of the Board to execute and deliver said Official Statement.

SECTION 10. The Board hereby covenants and agrees that it will comply with and carry out all of the provisions of a Continuing Disclosure Certificate (the “Certificate”) which will set forth the obligation of the Board to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material in accordance with the provision of the Rule. The Business Administrator/Board Secretary is hereby authorized and directed to execute and deliver this Certificate evidencing the Board’s undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Board to comply with the Certificate shall not be considered a default on the Refunding School Bonds; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance to cause the Board to comply with its obligations hereunder.

SECTION 11. The President, Vice President and Business Administrator/Board Secretary or any other appropriate officer or representative of the Board, are hereby authorized and directed to execute and deliver any and all documents and to do and cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by this resolution, the Purchase Contract, the Escrow Deposit Agreement and the Commitment, and for the authorization, sale and issuance of the Refunding School Bonds. The execution by such officials and officers of any such documents, with changes, insertions or omissions approved by the Business Administrator/Board Secretary, in consultation with Bond Counsel, as hereinabove provided, shall be conclusive and no further ratification or other action by the Board shall be required with respect thereto.

SECTION 12. The Board hereby covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, (the “Code”) of the interest on the Refunding School Bonds. There is hereby delegated to the Business Administrator/Board Secretary the ability to designate the Refunding School Bonds as “qualified tax-exempt obligations” for purposes of section 265(b)(3)(B)(ii) of the Code.

SECTION 13. All other resolutions adopted in connection with the Refunding School Bonds and inconsistent herewith are hereby rescinded to the extent of such inconsistency.

SECTION 14. This resolution shall take effect immediately.
(Attachment NB-1)

District Highlights

Dr. Timothy J. Purnell, Superintendent of Schools

VII. OLD BUSINESS

VIII. NEW BUSINESS

It is recommended that Items **1 through 9** be moved upon the recommendation of the Superintendent of Schools

1. Harassment, Intimidation and Bullying Report
RESOLVED that the Board of Education hereby acknowledges receipt of the monthly Harassment, Intimidation and Bullying unconfirmed report case #2015-16:3SMS-NC and a modification of the discipline consequences for the confirmed case #2015-16:11SHS-NC.
2. The College Board Research Study
RESOLVED that the Board of Education approve eighth grade students to participate in a two-part research study being conducted by The College Board to collect information a new assessment of non-cognitive skills to be conducted over the course of one week during the spring 2016.
3. Kindergarten Summit Keynote Speaker
RESOLVED that the Board of Education approve Dr. James Capolupo as the keynote speaker for the Kindergarten Summit to be held on Tuesday, May 10, 2016 for a fee of \$1,400.00.
4. Donation to Van Derveer School
RESOLVED that the Board of Education accept a donation in the amount of \$460.01 from Target for the Take Care of Education Program.
5. Summer Extended School Year Program
RESOLVED that the Board of Education approve the summer extended school year program for students with disabilities PreK-8 from July 5, 2016 through August 4, 2016, Monday through Thursday from 8:30 a.m. to 12:30 p.m.
6. One-Year Preschool Program Plan Update for 2016-2017
RESOLVED that the Board of Education approve the submission of the attached One-Year Preschool Program Plan for the 2016-2017 school year. (Attachment NB-2)
7. Disposal of Property
RESOLVED that the Board of Education approve the attached recommendation from the Director of Buildings and Grounds to dispose of a 1991 Toro Grandmaster in accordance with Policy/Regulation 7300 because the item is so outdated as to no longer serve as a worthy instructional tool or is so worn as to preclude effective use and economical repair or restoration. (Attachment NB-3)

* (Branchburg Vote Eligible)

8. Field Trips
RESOLVED that the Board of Education approve the enclosed request for field trips. (Attachment NB-4)

9. Travel Expenditure Resolution
WHEREAS, the Board of Education has determined that the school district travel expenditures for the attached programs are in compliance with State travel guidelines as established by the Department of the Treasury and within the guidelines established by the Federal Office of Management and Budget; except as superseded by conflicting provision of Title 18A of the New Jersey Statutes and in compliance with the district policy on travel; therefore be it

RESOLVED, that the Board of Education hereby approves the attendance of the listed number of school board members and district employees at the attached training and informational programs, and the costs of attendance including all registration fees, and statutorily authorized travel expenditures, provided that such expenditures are within the annual maximum travel expenditure amount. (Attachment NB-5)

It is recommended that Items **10*** and **11*** be moved upon the recommendation of the Superintendent of Schools

10* Summer Extended of School Year Program
RESOLVED that the Board of Education approve the summer extended school year program for students with disabilities from July 5, 2016 through August 4, 2016, Monday through Thursday from 8:30 a.m. to 12:30 p.m.

11* The College Board Research Study
RESOLVED that the Board of Education approve tenth grade students to participate in a two-part research study being conducted by The College Board to collect information a new assessment of non-cognitive skills to be conducted over the course of one week during the spring 2016.

IX. PERSONNEL

K-8

RESOLVED that the Board of Education approve and/or accept the following appointment(s) upon recommendation of the Superintendent of Schools. (Appointment(s) and salaries contingent upon verified documentation.)

1. To approve a paid childcare leave of absence for Ines Cantatore, teacher of world language at Somerville Middle School from May 31, 2016 to June 30, 2016.
2. To approve the transfer of Kim Wortman, one to one instructional assistant, from Van Derveer School to Somerville Middle School effective February 8, 2016.

* (Branchburg Vote Eligible)

3. To accept the resignation of Jolicia Shaw from the position of cafeteria/playground aide at Van Derveer School effective February 16, 2016.
4. To accept the resignation of Kathryn Moore from the position of cafeteria/playground aide at Van Derveer School effective March 18, 2016.
5. To approve a paid childcare leave of absence for Julia Wilk, teacher of special education at Van Derveer School from June 7, 2016 to June 24, 2016 and an unpaid childcare leave of absence in accordance with the New Jersey Family Leave Act from September 6, 2016 to June 30, 2017.
6. To approve a change in salary guide placement for the following staff member retroactive to February 1, 2016:

Helene Gerson	MA+30
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9-12 and Districtwide

RESOLVED that the Board of Education approve and/or accept the following appointment(s) upon recommendation of the Superintendent of Schools. (Appointment(s) and salaries contingent upon verified documentation.)

- 7* To approve the appointment of Joseph Urso to the leave replacement position of teacher of English to fill a vacancy caused by a maternity leave (Harter) effective March 9, 2016 to May 26, 2016 at a salary of \$54,026.00 (BA, Step 1) (prorated).
- 8* To approve the appointment of the following individual to the position of volunteer at Somerville High School for the 2015-2016 school year:

Daniel Spautz	Baseball
Kristy Stanton	Softball
Derek Lynch	Soccer
David Henry	Boys Lacrosse
Bob Flanagan	Boys Lacrosse
Steve DiTrolio	Baseball
Bryan D'Anunciaco	Baseball
John Adams	Baseball
- 9* To approve the appointments of the attached list of individuals to the position of coaches for the 2016 Somerville High School Spring Season. (Attachment P-1)
- 10* To approve a paid childcare leave of absence for Megan Olsen, teacher of special education at Somerville High School from May 2, 2016 to June 30, 2016 and an unpaid childcare leave of absence in accordance with the New Jersey Family Leave Act from September 6, 2016 to October 17, 2016.
- 11* To accept the resignation of Maylin Harter from the position of club advisor for the Save Our World and The Muse Clubs effective February 16, 2016.

* (Branchburg Vote Eligible)

- 12*** To approve the appointment of the following individuals to the position of part time bus aides for the 2015-2016 school year at a rate of \$12.50 per hour:
 Valentina Gallego
 Latasha Robinson
- 13*** To approve the appointment of Kyle Buckler to the position of assistant softball coach at Somerville High School for the 2016 spring season at a stipend of \$6,427.20.
- 14*** To approve the appointment of the following individuals to the position of substitute teachers for the 2015-2016 school year at the rate of \$90.00 per diem:
 Jodene Bargones
 Nancy Fiedler
- 15*** To approve the appointment of the following child study team members to provide initial evaluations and re-evaluations during the summer months to be paid at their per diem rate not to exceed 10 days:
 Francine O'Connor
 Lisa Mulhearn
 Deirdre Rajoppi
 Karen Tovi-Jones
 Cathy Hons
 Danielle Zuraweicki
 Marjorie Mahoney (3 days)
- 16*** To approve the appointment of Tyler Kazar to the position of volunteer advisor for the Robotics Team for the 2015-2016 school year.

X. HEARING OF THE PUBLIC REGARDING AGENDA ITEMS AND NON AGENDA ITEMS

At this time, comment is invited on any matter related to the school district.

When permitted, public participation shall be governed by the following rules under Bylaw 0167:

- 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 any other group affiliation, if appropriate;*
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 - c. Request the assistance of law enforcement officers in the removal of a disorderly*

* (Branchburg Vote Eligible)

person when that person's conduct interferes with the orderly progress of the meeting;

- d. Call for a recess or an adjournment to another time when the lack of public decorum so interferes with the orderly conduct of the meeting as to warrant such action; and*
- e. Waive these rules when necessary for the protection of privacy or the efficient administration of the Board's business.*

XI. EXECUTIVE SESSION

RESOLVED that the Board of Education move to recess into executive session to discuss student matters. The minutes of the executive session, to the extent permitted by law, will be made available to the public once the issues are resolved, subject to confidentiality requirements.

RESOLVED that the Board of Education move to return to public session.

XII. ADJOURNMENT