

**MANVILLE BOARD OF EDUCATION
MANVILLE, NEW JERSEY**

MINUTES – REGULAR MEETING

January 24, 2023 – 7:00 PM – MHS Auditorium

A meeting of the Board of Education will be held this day in the MHS Auditorium. The order of business and agenda for the meeting are:

I. CALL TO ORDER – Board of Education President Jeanne Lombardino - 7:00 p.m.

II. OPEN PUBLIC MEETING STATEMENT – Mrs. Lombardino

According to provisions of C231, P.L. of 1975, proper notice of this meeting was made on January 12, 2023, by mail to the Borough Clerk and official newspapers and was posted in the Board of Education office.

IV. ROLL CALL

Present: Debra Babich, Justina Breen, Rikki Erickson, Kelly Harabin, Timothy Kenyon, Cristina Lazzeri, Jeanne Lombardino, Sharon Lukac

Also Present: Dr. Jamil Maroun, Superintendent; Mr. Paul Roth, Acting Business Administrator/Board Secretary; Ms. Kelli Eppley, Assistant Superintendent

Absent: Sairilin Parra

III. PLEDGE OF ALLEGIANCE, MOMENT OF REFLECTION AND READING OF MISSION STATEMENT

We believe in the potential of our students, the ability of our teachers and administrators, and the support of our parents and community. Every child. Every day.

IV. APPROVAL OF MINUTES – RESOLVED, the Board of Education approves the Regular Session minutes of the following meetings: November 15, 2022, December 20, 2022 and January 3, 2023 and the Executive Session minutes of the December 20, 2022 meeting.

Mrs. Lombardino made a motion to approve the minutes. Mrs. Lukac noted that Ms. Kelli Eppley, Assistant Superintendent, was not present during the January 3, 2023 meeting. Mr. Roth read into the agenda the amended minutes for the January 3, 2023 meeting. The motion to approve the minutes was seconded by Mr. Kenyon and approved by unanimous voice vote.

V. SUPERINTENDENT'S REPORT & PRESENTATIONS – Dr. Jamil Maroun

- HIB/Suspension Report
- Start Strong Testing
- Student and Staff Recognition

Student Representative, Solomiya Mykhaylyshyn reported on the following items:

- Roosevelt School's Math Mania
- ABIS Music Performance on January 18 & 19
- MHS Prom tickets on sale
- MHS & ABIS Winter sports update

Dr. Maroun reported on the following items:

- Demographic Study
- General Updates

- Princeton Justice Initiative - Share Fair
- EEF Grant \$199,721.80
- Shared Service Agreement - Nurse
- Budget Development
- Board Retreat - January 28, 2023
- ABIS Winter Concert
- Roosevelt School Math Mania
- Operation Shoebox - ABIS
- Wreaths Across America
- 5th Grade - RVCC Space Museum Trip
- MHS Parkinson's Fundraising Event
- MHS Boys Basketball Team won Holiday tournament
- Student & Staff Recognition Awards were given out

At 7:38 p.m., Mrs. Lombardino allowed for a twelve minute refreshment break.

- VII. **PUBLIC COMMENT** – Mrs. Lombardino will invite questions and comments from the public on agenda items. Comments are limited to three minutes per speaker. Individuals wishing to speak must state their name and address. All statements and/or questions shall be directed to the presiding officer and no participant may address or question Board members individually. All speakers are requested to express themselves in a civil manner, with due respect, for the dignity and privacy rights of others whose legal rights may be affected.

At 7:50 p.m. Mrs. Lombardino moved that the meeting be opened to the public for comment on agenda items only. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote. Mrs. Lombardino invited questions from the public on agenda items only.

There were no comments from the public on agenda items only.

At 7:51 p.m. Mrs. Lombardino motioned to close the meeting to the public. The motion was seconded by Mr. Kenyon and approved by unanimous voice vote.

VIII. **COMMITTEE REPORTS:**

A. **Policy Committee:** Sharon Lukac, Chairperson

Mrs. Lukac reported on the following items for the Policy Committee:

- There was no meeting this month.
- The first meeting will be held on February 28, 2023.
- There is a policy on the agenda for second reading.

Mrs. Lukac moved item A-1 as follows:

A-1 RESOLVED, the Board of Education approves for second reading the adoption of the following policy: P 5512 Harassment, Intimidation, or Bullying

The motion was seconded by Mr. Kenyon and approved by roll call vote as follows:

AYES: Debra Babich, Justina Breen, Rikki Erickson, Kelly Harabin, Timothy Kenyon, Cristina Lazzeri, Jeanne Lombardino, Sharon Lukac
NAYES: None
ABSENT: Sairilin Parra

B. Curriculum and Instruction Committee (Student Activities): *Debra Babich, Chairperson*

Ms. Babich reported on the following items for the Curriculum and Instruction Committee:

- There was no meeting this month.

Whereas the Superintendent of Schools has recommended certain changes in the district's curriculum, instruction, and student activity programs, now, therefore be it

Ms. Babich moved items B-1 through B-5 as follows:

B-1 RESOLVED, the Board of Education approves the following professional development for school district employees pursuant to N.J.S.A. 18A:11-12, N.J.A.C. 6A:23A-7, and Board of Education Policy 6471:

Employee	Event(s)	Location	Date(s)	Estimated Cost	Budget Source
Damian Storey	Bilingualism & Disabilities: Critical Steps to Differentiate Both	TCNJ Trenton, NJ	April 28, 2023	Registration: \$150 Fees: \$6.84 Mileage: \$23.88	11-000-223-320-000-000-000 11-000-223-580-050-000-000
Kristin Stranieri	Handle with Care Behavior Management	Hilton Garden Inn Hamilton, NJ	April 28, 2023	Registration: \$475 Mileage: \$28.85	11-000-223-320-000-000-000 11-000-223-580-090-000-000
Jamil Maroun William Kurzius	NJPSA February Workshop	NJPSA/FEA Conference Center	February 7, 2023	Mileage: \$18.71 per person	11-000-230-580-000-000-000
Kristin Stranieri	504 Law in NJ	Live Webinar	February 3, 2023	Registration: \$219.99	11-000-223-580-080-000-000
Olivia Thomas	Tools of the Mind Year 1 Preschool Curriculum	Virtual	January 8, 2023	Registration: \$3750.00	20-218-100-321-090-000-000
Joanne Molochnick	Social Emotional Character Development	NJ Law Center	January 23, 2023	Mileage: \$13.63	11-000-223-580-065-000-000
Anjelica Viso	ASAP NJ 36th Annual Conference	Holiday Inn, East Windsor, NJ 08520	March 9-10, 2023	Registration: \$250.00 Mileage: \$59.98	11-000-223-320-000-000-000 11-000-223-580-050-000-000
Jennifer Pisano	Connections Matter Conference	TCNJ Ewing, NJ 08618	March 17, 2023	Registration: \$209.00 Mileage: \$23.78	11-000-228-320-000-000-000 11-000-223-580-065-000-000
Christa Mawn	Connections Matter Conference	TCNJ Ewing, NJ 08618	March 17, 2023	Registration: \$209.00 Mileage: \$23.78	11-000-228-320-000-000-000 11-000-223-580-065-000-000
Damian Storey Kelli Eppley Christine Vinegra	NJAMLE Annual Conference	Brookdale Community College	March 15, 2023	Registration: \$150.00 per person Mileage: \$34.50	11-000-251-890-000-000-000 11-000-230-580-000-000-000

				<i>per person</i>	
Sylvia Bonasera	PE Annual Convention	Princeton at Forrestal Village Princeton, NJ 08540	February 28, 2003	Registration: \$149.00 Fees: \$120.00 Mileage: \$15.98	11-000-223-580-065-000-000 11-000-223-320-000-000-000
Christina Ruggini	Understanding HIB Characteristics	1 Constitution Square New Brunswick, NJ	February 22, 2023	Mileage: \$13.63	11-000-223-580-050-000-000
Laura D'Amato	2023 School Law Conference	1 Constitution Square New Brunswick, NJ	February 1, 2023	Registration: \$235.00 Mileage \$ 14.95	11-000-251-330-000-002-000 11-000-230-580-000-000-000
Christa Mawn Damian Storey Rebecca Fosbre Christine Vinegra	Education Career Fair	TCNJ Trenton, NJ	March 8, 2023	Registration: \$175.00 Mileage: \$23.88	11-000-223-320-000-000-000 11-000-230-580-000-000-000

B-2 RESOLVED, the Board of Education approves the following Field Trip pursuant to Board of Education Policy 2340:

Date(s)	Destination/Travel Mode	Grade Level	Subject Matter
Roosevelt School			
April 3, 2023	Raritan Center Edison, NJ Transportation: First Student Bus	Grade 4 Total Students: 108	Junior Achievement BizTown
May 31, 2023	Sandy Hook Highlands, NJ Transportation: First Student Bus	Grade 4 Total Students: 108	The students will learn about animals and their lifecycles.
June 6, 2023	Liberty Science Center Jersey City, NJ Transportation: First Student Bus	Grade 3 Total Students: 128	Students will explore exhibits including animals, dinosaurs and participate in live demonstrations.
May 18 & 19, 2023	Duke Farms Hillsborough, NJ 08844 Transportation: Duke Farms funding buses	Preschool (Hopes, Weston, Lightbridge) Total Students: 120	Sensory Nature Walk
Manville High School			
January 12, 2023	Drexel University Transportation: Somerset County ESC	Grades 11-12	Youth College Readiness Program
January 20, 2023	Rutgers University New Brunswick, NJ 08854 Transportation: ABC Trans Co.	Chorus (CJMEA) Grades 9-12	Three students were accepted into CJMEA Honors Chorus
March 8, 2023	Senior Meeting	Chorus Students Grade 9-12	Students singing at senior meeting

February 3, 2023	FBLA Conference Mercer County Community College Transportation: Garas Trans LLC	FBLA Club	Students will attend presentations from state and local leaders and will have the opportunity to network with business and political leaders
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B-3 RESOLVED, the Board of Education approves the New Jersey Department of Education Statement of Assurance regarding the use of Paraprofessional Staff for the Manville School District for the 2022 – 2023 School Year: Second Half Report as of January 2023.

B-4 RESOLVED, the Board of Education approves the Student Safety Data System Report as shown on attached **Addendum III** for the 2022-2023 Report Period 1, covering September 1, 2022 through December 31, 2022, as submitted to the NJ DOE on January 11, 2023.

B-5 RESOLVED, the Board of Education approves the following positions for the 2022-2023 School Year, with staff as indicated:

Position	Program	Compensation	Effective Dates	Source
One (1) Paraprofessional	"Weston Warriors" Health and Wellness Initiative Weston	Not to exceed 13.5 hours at \$ 25 per hour	January 23 to March 27, 2023	11-000-219-390-000-000-000

The motion was seconded by Mrs. Harabin and approved by roll call vote as follows:

AYES: Debra Babich, Justina Breen, Rikki Erickson, Kelly Harabin, Timothy Kenyon, Cristina Lazzeri, Jeanne Lombardino, Sharon Lukac
NAYES: None
ABSENT: Sairilin Parra

C. Negotiations Committee: Rikki Erickson, Chairperson

Mrs. Erickson reported on the following items for the Negotiations Committee:

- There was no meeting this month.

D. Personnel

Mrs. Lombardino moved items D-1 through D-8 as follows:

WHEREAS the Superintendent of Schools has recommended certain appointments, payments, and leaves of absence, now, therefore be it.

D-1 RESOLVED, the Board of Education approves the following Leaves of Absence, Resignations, and Retirements:

Name	Position	Action	Effective Date
Richard Mooney	Custodian	Extension of Leave of Absence	December 22, 2022 – until further notice
Allison Bogart	Business Administrator District	Extension of Leave of Absence	January 5, 2023 – April 5, 2023

Michael Forte	Social Studies Teacher High School	Leave of Absence in accordance with FMLA and NJFLA	January 9 – February 3, 2023
Stephanie Sese	District Secretary Security, Tech, Bldg & Grounds	Leave of Absence in accordance with FMLA	January 30 - February 17, 2023
Carl Imhoff	P/T Special Ed Instructional Asst High School	Internal Transfer	January 23, 2023
Hannah Eisenstein	1st Grade Teacher Weston Elementary	Leave of Absence in accordance with FMLA and NJFLA	December 12, 2022 - February 1, 2023
Lilia Perez	Spanish Teacher High School	Resignation	January 20, 2023
Sheryl Entrup	8th Grade Inclusion Teacher ABIS	Resignation	March 22, 2023

D-2 RESOLVED, the Board of Education employs the following person in the position and with terms as stated pending satisfactory completion of employment requirements:

Name	Position	Certificate	Compensation	Effective Dates
Kelly Bravo	School Social Worker High School	Standard School Social Worker	Step 15 \$76,045, <i>prorated</i>	On or about January 25, 2023
Carl Imhoff	F/T Instructional Asst <i>Leave Replacement for David Markowitch</i> ABIS	County Substitute Certificate	Step 2 \$31,505, <i>prorated</i>	On or about January 23, 2023 - May 1, 2023

D-3 RESOLVED, the Board of Education approves the following staff members in the positions with terms as stated:

Name	Position	Compensation	Effective Dates
Amy Balinski	"Weston Warriors" Health and Wellness Initiative Weston	Not to exceed 13.5 hours at \$25.00 per hour	January 23 to March 27, 2023

D-4 RESOLVED, the Board of Education approves the following substitutes for the 2021-2022 school year with compensation as stated, pending satisfactory completion of employment requirements:

Name	Position	Compensation	Effective Dates
Cindy Rogers	Substitute Teacher/Inst. Asst	Long Term: \$190 Per Day Teacher: \$140 Per Day Inst. Asst: \$105 Per Day	2022-2023 School Year

Jacquelin Cubero Mendez	Substitute Teacher/Inst. Asst	Long Term: \$190 Per Day Teacher: \$140 Per Day Inst. Asst: \$105 Per Day	2022-2023 School Year
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D-5 RESOLVED, the Board of Education approves the student listed below as a Student Observer in the Manville School District for the 2022 – 2023 school year with details as follows:

Name	College/ University	Observation Period	School
Ashley Carosella Nascha Smith Valeria Trejo Patlan Meghan Carovillano Alison Rasmusson Jenna Dolan Ryan Conant Ashlee Miller Brianna Moreno Emily Matos Maritza Reyes-Jimenez MatthewPaul Tidona Ariana Szep Victoria Herbst Madison Trevaskiss Rachel Fitzpatrick Brigid Dominique DiBlasio Terri Dixon Olivia Gerhardt Brenda Hernandez Dimitrios Kontos Kaylah Kritzar Leocadia Roles Jillian Vaez Grace Peck	RVCC	January 2023 – May 2023 Three (3) Hours per week for a total of Thirty (30) Hours	Weston Roosevelt ABIS MHS

D-6 Resolved, the Board of Education Approves the following staff members as Mentors for Provisional Certificated Staff for the 2022-2023 School Year:

Name	College/University	Observation Period	School
Gina Baker	Mentor for Kathryn Clint Physical Education HS	Mentor Stipend to be paid by New Teacher	High School

D-7 RESOLVED, the Board of Education approves the following Staff Certificates for the following staff members:

Name	College/University	Observation Period	School
Patricia McGinley	Orton-Gillingham Certification	\$500	2022-2023 School Year

D-8 RESOLVED, the Board of Education approves Advisors for the 2022-2023 School Year as follows:

Name	Position	Compensation
Heather Ball	Stage Craft Advisor	Stipend as per contract \$2122.00

The motion was seconded by Mr. Kenyon and approved by roll call vote as follows:

AYES: Debra Babich, Justina Breen, Rikki Erickson, Kelly Harabin, Timothy Kenyon, Cristina Lazzeri, Jeanne Lombardino, Sharon Lukac

NAYES: None

ABSENT: Sairilin Parra

E. Finance and Facilities Committee: *Kelly Harabin, Chairperson*

Mrs. Harabin reported on the following items for the Finance & Facilities Committee:

- Meetings were held on January 17th and January 23rd.
- Tech grant
- Shared Service agreement
- Weston School Multipurpose Room
- Bids for MHS Cafeteria & Gymnasium
- Budget
- Labor Attorney selection

Mrs. Harabin moved items E-1 through E-17 as follows:

E-1 BOARD SECRETARY & TREASURER REPORTS AND BOARD CERTIFICATION

RESOLUTION

WHEREAS, the Board of Education has received the reports of the treasurer and secretary for the month of November 2022:

WHEREAS, these reports show the following balances on November 30, 2022:

FUND	CASH BALANCE	APPROPRIATION BALANCE
(10) General Current Expense Fund	\$7,868,478.784	
(11) Current Expense		\$5,105,924.23
(12) Capital Outlay		\$2,391,134.00
(13) Special Schools		\$0
(20) Special Revenue Fund	\$219,903.96	\$2,964,989.19
(30) Capital Projects Fund	\$2,581,210.84	\$1,266,419.59
(40) Debt Service Fund	\$2,225.03	\$0
TOTAL	\$10,671,818.61	\$11,728,467.01

and

WHEREAS, in compliance with N.J.A.C.6:20-2A.1(d) the secretary has certified that, as of the date of the reports, no budgetary line item account has obligations and payments (contractual orders) which in total exceed the amount appropriated by the district Board of Education, now, therefore, be it

RESOLVED, the Board of Education accepts the above referenced reports and certifications and orders that they be attached to and made part of the record of this meeting, and be it

RESOLVED, the Manville Board of Education approves the revised District Improvement Plan as part of the New Jersey Quality Single Accountability Continuum Process for the 2022-2023 School Year.

FURTHER RESOLVED, in compliance with N.J.A.C.6:20-2A.10(e), the Board of Education certifies that, after review of the secretary's monthly financial report (appropriation section) and upon consultation with the appropriate district officials, to the best of its knowledge, no major account or fund has been over-expended in violation of N.J.A.C.6:20-2A.10(a)(1), and that sufficient funds are available to meet the district's financial obligations for the remainder of the year.

E-2 CLAIMS FOR PAYMENT

RESOLVED, the Board of Education approve payment of the following bills and direct that a complete list of these bills be attached to and made part of these minutes:

Fund	Check Numbers	Amount
General Fund #10		\$3,318,953.54
Special Revenue Fund #20		\$279,282.51
Capital Projects Fund #30		\$1,595.00
Debt Service Fund #40		\$0
TOTAL		\$3,599,831.05

E-3 BUDGET TRANSFERS RESOLUTION

RESOLVED, the Board of Education ratifies the following transfers between budget line items that have been approved by the Superintendent of Schools and reported them to the Board of Education for the month ending November 30, 2022 as shown on **Addendum I**.

E-4 APPROVAL TO ACCEPT FUNDS

RESOLVED, the Board of Education approves the acceptance of funds in the amount of \$199,721.80 on the Emergency Connectivity Fund Stage 3.

E-5 FACILITY USE REQUESTS

RESOLVED, the Board of Education approves the following Facility Use Request:

ORGANIZATION	PROGRAM	LOCATION	DATE	TIME	FEES
MYAL	Cheer Practice	Roosevelt School Multipurpose Room	01/03/23 - 02/23/23 M, T, W, Th	6:00 pm – 8:30 pm	N/A
GRIT Basketball Kerry Foderingham	Basketball Training	MHS Gymnasium	01/22/23 - 02/12/23 Sunday	9:00 am – 12:30 pm	TBD Custodial Overtime Fees

GRIT Basketball Kerry Foderingham	Basketball Training	MHS Gymnasium	01/29/23 Sunday	12:00 pm – 3:00 pm	TBD Custodial Overtime Fees
Manville Recreation	Winter Futsal	Weston School Gymnasium	03/13/23 - 03/29/23 M,W	6:00 pm – 7:30 pm	N/A
Manville Recreation	Winter Futsal	ABIS Gymnasium	03/13/23 - 03/29/23 M,W	6:00 pm – 9:00 pm	N/A
Soccer Centers Tom Nota	Soccer Training	MHS Ned Panfile Stadium	03/10/23 - 05/26/23 Friday	7:30 pm – 9:00 pm	N/A
Princeton Justice Initiative	Share Fair	Weston School Multipurpose Room, Gymnasium, Classrooms, Playground	01/21/23 Saturday	10:00 am - 4:00 pm	N/A
Manville Recreation	Spring Sports Registratio n	ABIS Cafeteria	01/11/23 Thursday	6:00 pm – 9:00 pm	N/A
Manville Recreation	Winter Sports Pictures	ABIS Cafeteria	02/11/23 Saturday	11:30 am - 3:00 pm	N/A

E-6 APPROVAL - CONTRACTS FOR GOODS AND SERVICES

Vendor	Purchasing Authority	Description of Goods or Services	Effective Date(s)	Amount	Budget Source
Silvergate Preparatory	Proprietary Service	Bedside Instruction	2022-2023	\$55.00	11-000-213-800-000-000-000
Genpsych Adolescent Program	Proprietary Service	Bedside Instruction	2022-2023	\$55.00	11-000-213-800-000-000-000

Rutgers Health (UBHC)	Proprietary Service	Bedside Instruction	2022-2023	\$70.00	11-000-213-800-000-000-000
LearnWell	Proprietary Service	Bedside Instruction	2022-2023	\$38.00	11-000-213-800-000-000-000
Educational Services Commission of New Jersey	Proprietary Service	Bedside Instruction	2022-2023	\$74.00	11-000-213-800-000-000-000
Bridgeway Behavioral Health Services	Proprietary Service	Psychiatric Screenings	2022-2023	\$200.00	11-000-213-800-000-000-000
AFC Urgent Care	Proprietary Service	Substance Abuse Screening	2022-2023	\$125.00	11-000-213-800-000-000-000

E-7 APPROVAL OF PURCHASE OF TECHNOLOGY ITEMS

RESOLVED, the Board of Education approves the purchase of technology items from SHI in the amount not to exceed \$100,000.00. This amount includes new purchases of \$43,201.50 plus prior approved purchases

E-8 APPROVAL OF PURCHASE OF TECHNOLOGY ITEMS

RESOLVED, the Board of Education approves the purchase of technology items from CDI, LLC in the amount not to exceed \$120,000.00. This includes new purchases of \$8,016.21 plus prior approved purchases.

E-9 APPROVAL OF CONTRACT WITH EDBLOX, INC., d/b/a ELEVATE K-12

RESOLVED, the Board of Education approves the extension of the contract with EDBLOX, INC., d/b/a Elevate K-12 for High Quality Live Streaming Instruction for High School Spanish 3 and 4 Classes for the academic year 2022-2023, maximum amount of \$21,300 based on 2 periods and for High School Spanish 1 for the Spring Semester, maximum amount of \$8,200 based on 1 period. These items will be funded by the ESSER Grant account #20-487-100-600.

E-10 APPROVAL OF SHARED SERVICES CONTRACT WITH SOMERSET COUNTY EDUCATIONAL SERVICES COMMISSION**SHARED SERVICES AGREEMENT**

Between

Somerset County Educational Services Commission

and

Manville Board of Education

THIS AGREEMENT made this ____ day of _____, 2022 is entered into by and between the Somerset County Educational Services Commission ("Commission"), an educational services commission of the State of New Jersey with principal place of business located at 991 Route 22 West, Suite 301, Bridgewater, New Jersey 08807 and the Manville Board of Education ("Manville"), with administrative offices located at 1110 Brooks Boulevard, Manville, NJ 08835.

WHEREAS, the Commission and Manville are mutually interested in providing shared services of a full-time nurse; and

WHEREAS, the Commission and Manville have determined that it is in their mutual best interests to develop and enter into the within Shared Services Agreement ("Agreement"); and;

NOW, THEREFORE, in consideration of the mutual promises, covenants and agreements contained herein, the parties, intending to be legally bound, agree as follows:

1. PURPOSE AND SUBJECT MATTER

The purpose of this Agreement is to share the services of one Manville full-time nurse with the Commission within the provisions of N.J.S.A. 18A and the regulations of the New Jersey State Board of Education and New Jersey State Department of Education.

2. DURATION

- A. This Agreement shall commence January 1, 2023 or as soon as a full-time nurse is available, upon execution by both parties and shall extend for an initial term of January 1, 2023 through June 30, 2024.**
- B. This Agreement may be extended for successive one-year terms by the parties. The parties agree to commence negotiations regarding such extension no later than December 31 during the year of the Agreement.**

3. TERMS AND CONDITIONS

- A. Manville shall provide one registered or certificated school nurse for a total of 72 mutually agreed upon school days (40% of 180 school days).**
- B. Manville shall provide administrative oversight as agreed upon by both parties.**
- C. The Manville nurse shall provide nursing services for the Commission's students including, but not limited to, first-aid, illness, emergency services, dispensing medication.**
- D. The Manville nurse will follow the Manville calendar. The Manville calendar will be attached for the agreed-upon period to the agreement.**

- E. The shall pay a placement fee for any direct hire of a current Manville nurse of two and a half (2.5) times the annual benefits package for the employee within two years of the end of the Agreement.

4. STAFFING

The Parties agree that the Manville nurse providing services to the Commission shall be an employee of Manville for the application of all employment rights and responsibilities, including but not limited to payment of salary, pension, health and other fringe benefits, Worker's Compensation and employee indemnification, as well as compliance with all collective bargaining obligations.

5. REMUNERATION AND FEES

- A. In consideration of the satisfactory fulfillment of the terms and conditions of this Agreement, the Commission shall remit to Manville an annual fee based on forty percent (40%) of the actual salary, benefits and employer costs paid by Manville for the nurse, no greater than \$48,000 (Forty Eight Thousand Dollars) to be paid in four equal installments of \$12,000 about the first day of February, April, September, and December of this Agreement. This amount will be prorated based on the first date of service to the Commission.
- B. The per diem of the salary, benefits and employer costs of the nurse will be credited to the Commission on days when the nurse is needed for Manville's school(s) or charged to the Commission on days when the Commission requires a nurse on unscheduled days, respectively.

6. CRIMINAL HISTORY BACKGROUND CHECKS

Manville shall ensure that a Criminal History Background Check conducted by the Criminal History Review Unit of the State of New Jersey Department of Education has been completed for anyone providing services under this Agreement, as required by N.J.S.A.18A:6-7.1 et seq. Manville shall be responsible for the cost of the check for its employee. Prior to commencing services the check must reveal that no criminal history record information exists on file in the Federal Bureau of Investigation, Identification Division, or the State Bureau of Identification which would disqualify the individual from serving in the position. Manville shall provide a copy of the report for its employee to the Commission upon request.

7. TERMINATION

Either party may terminate this Agreement without penalty or obligation by providing advance written notice to the other party by December 31 of the agreement year.

8. DEFAULT, BREACH, REMEDIES

- A. Written notice of failure to perform in accordance with this Agreement shall be provided to the defaulting party within thirty (30) days from the date on which the complaining party knew or reasonably should have known of the default.
- B. The receiving party shall have thirty (30) days after receiving notice to cure the default, and shall provide written notice of its intent no later than fifteen (15) days following receipt of the Notice of Default.
- C. The parties may agree in writing to extend the time to cure.
- D. Failure to cure any default within the requisite time period shall constitute a breach of this Agreement.

9. ACCOUNTABILITY

- A. The Manville nurse providing services under the Agreement also operates in accordance with the policies, regulations and procedures adopted by Manville as the employer.
- B. In the event of a dispute arising out of conflicting policies, the parties' superintendents shall meet to resolve the issue, subject to Section 13 herein below.
- C. The Manville nurse shall be accountable to the Administration of Manville for their performance in the delivery of services required under this Agreement.

10. AGENCY

Neither Party shall be the agent of the other pursuant to N.J.S.A. 40A:65-7 except as provided herein.

11. CONFIDENTIALITY

The Parties shall comply with all federal, State and local laws including, but not limited to public school district nursing services laws and regulations, N.J.A.C. 6A:32, Federal Family Educational Rights and Privacy Act, any and all other education, health and safety laws, Title VI and VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, Federal Executive Order 11246, the Federal Rehabilitation Act of 1973, as amended, the Vietnam Era Veteran's

Readjustment Assistance Act of 1974, Title IX of the Education amendments of 1972, the Age Act of 1972, and the Americans with Disabilities Act of 1990.

12. DISPUTE RESOLUTION/NEW JERSEY LAW

The laws of the State of New Jersey shall govern the validity of this Agreement, its interpretation, performance, and remedies for contract breach or any other claims related to this Agreement, without regard to any conflicts of law provisions that would apply the law of another jurisdiction.

Any and all claims, disputes or other matters in question between the Parties arising out of or relating to the Agreement, or alleged breach hereof, shall be submitted to the Commissioner of Education. In the event that the Commissioner shall determine that s/he lacks jurisdiction over any portion of the dispute, then the parties shall be free to pursue their respective claims in the Superior Court venued in Somerset County.

13. INDEMNIFICATION

The Parties shall mutually indemnify and hold harmless the other, its elected and appointed officials, their employees, agents and servants, from and against any and all losses, penalties, damages, settlements, costs, charges, professional fees (including attorneys' fees) or other expenses or liabilities including the investigation and defense of any claims, arising out of or resulting from damages or injury caused by, or resulting from, the negligent acts or omissions by the respective Parties personnel arising out of this Agreement or any of the obligations assumed hereunder.

Manville shall obtain and maintain during the duration of the Agreement, at its own cost and expense, comprehensive general liability insurance and automobile insurance with limits of no less than one million dollars (\$1,000,000) per incident and five million dollars (\$5,000,000) aggregate, insuring itself against any and all liability or claims arising out of, connected with or resulting directly from its performance of services under this Agreement. The policy shall name the Commission as an additional insured solely with respect to the nursing services that Manville provides under this Agreement. A copy of said certificate of insurance shall be attached to this Agreement.

Manville shall also procure full and appropriate workers' compensation insurance in the appropriate statutory amount for its employee affiliated with this Agreement. A copy of said certificates of insurance shall be attached to this Agreement.

14. ASSIGNMENT

Neither Party may assign or sublet its rights or responsibilities under this Agreement without the written authorization of the other party.

15. SEVERABILITY

If any term or clause of this Agreement is held invalid or unenforceable, the remainder of the Agreement shall not be affected and shall continue in full force and effect.

16. NOTICES

Each notice or other communication that may be required to be given under this Agreement shall be in writing and shall be properly given and delivered during normal working hours to:

For the Commission: Somerset County Educational Services Commission
991 Route 22 West, Suite 102
Bridgewater, New Jersey 08807
Mailing Address: PO Box 68, Raritan, NJ 08869
Phone: (908) 707-1640
Facsimile: (908) 707-0871
Attention: Harold Dunsavage, Superintendent

For the District: Manville Public Schools
1110 Brooks Boulevard
Manville, NJ 08835
Phone: 908-231-8545
Facsimile: 908-707-3963
Attention: Dr. Jamil Maroun, Superintendent

17. NON-WAIVER

Failure of either party to insist upon the strict performance of any term of this Agreement shall not constitute a waiver or relinquishment of any party's rights thereafter to enforce such term.

18. ENTIRE AGREEMENT

This Agreement contains the entire agreement between the parties. No other promises, representations, commitments or covenants, whether verbal or in writing, shall be binding on the parties. This Agreement may be modified only in a subsequent written instrument, duly executed by the parties.

19. PUBLIC INSPECTION AND FILING

A copy of this Agreement shall be available for public inspection at the offices of both parties immediately after passage of a resolution to become a party to the Shared Services Agreement in accordance with N.J.S.A. 40A:65-5(b). A copy of this Agreement shall also be filed, for informational purposes, with the Division of Local Government Services in the Department of Community Affairs, pursuant to rules and regulations promulgated by the Director, in accordance with N.J.S.A. 40A:65-4(b).

This Agreement is entered into the day and year first written above.

WITNESSETH:

Wherefore, the parties' representatives, having been duly authorized, have set forth their respective hands and seals:

Attest: **Somerset County Educational Services**
Commission Board of Directors

By: _____
Jeff Siipola, Business Adm./Board Secretary

By: _____
Barry Walker, Board President

Dated: _____

Attest: **Manville Board of Education**

By: _____
Secretary

By: _____
Board President

Dated: _____

EXHIBITS

RESOLUTIONS/CALENDAR/PROOF OF INSURANCE

[SEE ATTACHED]

E-11 APPROVAL IDEA GRANT AMENDMENT

RESOLVED, the Board of Education approves the FY23 IDEA GRANT to be amended with an increase due to carryover funds from the FY22 IDEA Grant as follows:

IDEA BASIC:	Total Allocation \$416,892
IDEA PREK:	Total Allocation \$16,346
Title I:	Total Allocation \$382,198
Title II:	Total Allocation \$46,278
Title III:	Total Allocation \$41,322

E-12 APPROVAL OF EMERGENCY BOILER PURCHASES FOR MANVILLE HIGH SCHOOL

Whereas In December of 2022, the Manville High School boilers malfunctioned and could not be repaired;
Therefore be it resolved that the following expenditures were required to stabilize the situation to ensure the building heating was working

Vendor	Purchase Order #	Description	Amount
3B Service, Inc.	PO #23-001361	Rental of a portable boiler unit	\$76,200.00
	PO #23-001490	Boiler start-up and hookup fees	\$3,558.50
	PO# 23-001491	Final Payment for Boiler Rental	\$10,200.00
Turtle & Hughes	PO #23-001487	Parts to hook up the portable boiler system	\$1,771.54
	PO #23-001488		\$2,034.00
Robert Griggs Plumbing	PO #23-001489	Work related to the boiler system. Installing temporary gas and water lines to the mobile unit.	\$633.50
	PO #23-001495		\$58,895.95
Total Cost			\$153,293.49

E-13 APPROVAL TO TRANSFER FUNDS FOR EMERGENCY COSTS

RESOLVED, the Board of Education approves the transfer of the total amount of \$153,293.49 from the below accounts to cover the emergency costs regarding the Manville High School boiler. The transfer will exceed the 10% limit permitted for transfers. The request for transfer and the certified resolution will be sent to the County for approval.

Account #	Amount
#11-000-100-562-000-000-000	\$77,357.49
#11-000-261-420-050-002-000	\$75,936.00

E-14 APPROVAL OF BOARD MEETING DATES

RESOLVED, the Board of Education approves the dates and times for the regular board meetings; dates are to be set as the third Tuesday of each month at 7:00 PM in the Manville High School Auditorium, unless otherwise indicated. See **Addendum II**.

E-15 APPROVAL OF JOINT TRANSPORTATION

RESOLVED, the Board of Education approves the Joint Transportation Agreement with First Student for the following field trips scheduled for the 2022-2023 school year, totaling \$5,080 :

Date	Destination	Price
January 4, 2023	Warren Hills Regional Middle School	\$575
January 5, 2023	Warren County Technical School	\$575
January 12, 2023	Bennett Indoor Athletic Center	\$775
February 6, 2023	Ocean Breeze Park Track & Field Athletic Complex	\$725
February 6, 2023	David Brearley High School	\$605
February 11, 2023	Voorhees High School	\$525
May 24, 2023	Hopatcong State Park	\$1,300
	TOTAL	\$5,080

E-16 APPROVAL OF JOINT TRANSPORTATION

RESOLVED, the Board of Education approves the Joint Transportation Agreement with E. Vanderhoof & Sons for the following field trip scheduled for the 2022-2023 school year, totaling \$1,895 :

Date	Destination	Price
June 10, 2023	Hershey Park	\$1,895
	TOTAL	\$1,895

E-17 APPROVAL OF JOINT TRANSPORTATION

RESOLVED, the Board of Education approves the Joint Transportation Agreement with Garas Trans LLC for the following field trips scheduled for the 2022-2023 school year, totaling \$1,810 :

Date	Destination	Price
February 3, 2023	Mercer County Community College	\$490
February 6, 2023	South Brunswick High School	\$540
February 11, 2023	Bennett Indoor Athletic Center	\$780
	TOTAL	\$1,810

The motion was seconded by Mrs. Breen and approved by roll call vote as follows:

AYES: Debra Babich, Justina Breen, Rikki Erickson, Kelly Harabin, Timothy Kenyon, Cristina Lazzeri, Jeanne Lombardino, Sharon Lukac
NAYES: None
ABSENT: Sairilin Parra

F. Communications Committee: Timothy Kenyon, Chairperson

Mr. Kenyon reported on the following items for the Communications Committee:

- No meeting this month.
- First meeting will be held on February 13th at 7:00 p.m.

IX. OLD BUSINESS/NEW BUSINESS

Old Business:

No Old Business to report.

New Business:

- Strategic Planning Committee Meetings

X. PUBLIC COMMENT – Mrs. Lombardino will invite questions and comments from the public.

At 8:12 p.m., Mrs. Lombardino moved that the meeting be opened to the public for comment. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote. Mrs. Lombardino invited questions and comments from the public.

No questions or comments from the public.

At 8:12 p.m. Mrs. Lombardino motioned to close the meeting to the public. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote.

At 8:13 p.m. Mrs. Lombardino motioned to enter Closed Session. Items discussed would be in reference to Item #'s 1 & 7 listed below. No formal action will be taken. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote.

XI. CLOSED SESSION (If necessary - use this resolution to identify the qualified matters to be discussed)

WHEREAS, the Open Public Meetings Act, N.J.S.A.10:4-11, permits the Board of Education to meet in closed session to discuss certain matters, now, therefore be it

RESOLVED, the Board of Education adjourns to closed session to discuss: (select one or more)

- 1) a matter rendered confidential by federal or state law
- 2) a matter in which release of information would impair the right to receive government funds
- 3) material the disclosure of which constitutes an unwarranted invasion of individual privacy
- 4) a collective bargaining agreement and/or negotiations related to it
- 5) a matter involving the purchase, lease, or acquisition of real property with public funds
- 6) protection of public safety and property and/or investigations of possible violations or violations of law
- 7) pending or anticipated litigation or contract negotiation and/or matters of attorney-client privilege
- 8) specific prospective or current employees unless all who could be adversely affected request an open session

9) *deliberation after a public hearing that could result in a civil penalty or other loss, and be it*

FURTHER RESOLVED, the minutes of this closed session be made public when the need for confidentiality no longer exists.

At 8:20 p.m. Mrs. Lombardino made a motion to end Closed Session. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote.

XII. ADJOURNMENT

At 8:20 p.m. Mrs. Lombardino made a motion to adjourn the meeting. The motion was seconded by Mrs. Lukac and approved by unanimous voice vote.

Respectfully submitted,



Mr. Paul Roth
Acting School Business Administrator/Board Secretary