

SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014

RESOLUTION 3235A

FOR ACTION

SUBJECT: FINANCIAL REPORTS

BE IT RESOLVED THAT the Board of Education receives and accepts the following financial reports:

1. Board Secretary's Report dated November 28, 2014
2. Expense Account Adjustment Analysis dated November 28, 2014
3. Revenue Account Adjustment Analysis dated November 28, 2014
4. Check Register #383979 – 384253 in the amount of \$3,515,235.18
5. Check Register #200533 in the amount of \$1,048,315.20
6. Check Register #200534 for November 2014 payroll in the amount of \$6,670,085.42
7. Treasurer's Report of October 2014

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235B

FOR ACTION

SUBJECT: BOARD OF EDUCATION'S MONTHLY CERTIFICATION

BE IT RESOLVED THAT pursuant to N.J.A.C. 6:20-2.12(e), we certify that as of November 30, 2014 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.

_____ Jeffrey Bennett	_____ Date
_____ Elizabeth Daugherty	_____ Date
_____ Wayne Eastman	_____ Date
_____ William Gaudelli	_____ Date
_____ Sandra Karriem	_____ Date
_____ Stephanie Lawson-Muhammad	_____ Date
_____ Madhu Pai	_____ Date
_____ Andrea Wren-Hardin	_____ Date
_____ Johanna Wright	_____ Date

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235C

FOR ACTION

**SUBJECT: APPROVE ATTENDANCE AND WORK RELATED TRAVEL
EXPENSES**

WHEREAS, the following employees have requested approval for the indicated work-related travel; and

WHEREAS, the attendance at stated function was previously approved by the employees' supervisor and superintendent as work-related and within the scope of the work responsibilities of the attendee; and

WHEREAS, the attendance at the function was approved as promoting delivery of instruction or furthering efficient operation of the school district; and fiscally prudent;

THEREFORE, BE IT RESOLVED THAT the Board of Education approves the attendance and related travel expenses for the following work-related events:

EMPLOYEE	WORKSHOP/CONFERENCE	DATE	Location	Estimated Cost (\$'s)
Jennifer Diegnan Jefferson	Judy Freeman's Winner! Workshop	4/22/15	Somerset, NJ	200.00
Catherine Campbell South Mountain	Judy Freeman's Winner! Workshop	4/22/15	Somerset, NJ	207.00
Deborah Blumenthal Clinton School	Timesaving Strategies to Integrate Your SLP interventions	1/9/15	New Brunswick, NJ	235.00
Miguel Pena MMS	Effectively Dealing with Disruptive Students	1/20/15	West Orange, NJ	229.00
Jessica Cavagnaro MMS	Effectively Dealing with Disruptive Students	1/20/15	West Orange, NJ	229.00
Jessica Cavagnaro MMS	Using Ipads and Other Effective Technology Tools	1/21/15	West Orange, NJ	235.00
Miguel Pena MMS	Using Ipads and Other Effective Technology Tools	1/21/15	West Orange, NJ	235.00
Debra Silva SOMS	National Writing Project Mid- Winter Conference	2/7/15	New Brunswick, NJ	111.00
Kiina Dordoni SOMS	Guild of IB World Schools Annual Conference	1/9/15- 1/10/15	Weehawken, NJ	521.00
Joseph Uglialoro SOMS	Guild of IB World Schools Annual Conference	1/9/15- 1/10/15	Weehawken, NJ	521.00
Eve Kingsbury SOMS	Guild of IB World Schools Annual Conference	1/9/15- 1/10/15	Weehawken, NJ	521.00
James Jennings SOMS	The Complete Course on How to Supervise People	2/17/15	Allentown, PA	167.00

Phil McCormick Columbia HS	National Conference on LGBT Equality	2/3-2/8/15	Denver, CO	375.00
Jamie Bunce CHS	ACDA 2015 National Conference	2/25/15- 2/28/15	Salt Lake City, UT	455.00
Kimberly Boryeskne Tuscan	What's New in Children's Books	1/26/15	Newark, NJ	248.00
Danielle Perotta Tuscan	What's New in Fifth Grade	12/18/14	Newark, NJ	239.00
Maura Sackett Tuscan	What's New in Fifth Grade	12/18/14	Newark, NJ	239.00
Melanie Secor Tuscan	What's New in Fifth Grade	12/18/14	Newark, NJ	239.00
Ana Reyes Tuscan	What's New in Fifth Grade	12/18/14	Newark, NJ	239.00
Kandice Point-DuJour Columbia High School	2015 Shape America National Convention & Expo *Pending County Approval	3/18/15- 3/21/15	Seattle, WA	2,144.93
Allison Cahill SOMS	2015 Shape America National Convention & Expo *Pending County Approval	3/16/15- 3/21/15	Seattle, WA	2,066.58
Marvin Alexander Columbia High School	2015 Shape America National Convention & Expo *Pending County Approval	3/17/15- 3/21/15	Seattle, WA	2,058.54
Kimberly Boryeskne Tuscan	What's New in Children's Books	1/26/15	West Orange, NJ	248.00
Melissa Butler SOMS	TECHSPO	1/29/15- 1/30/15	Atlantic City, NJ	427.80

BACKGROUND INFORMATION

New Jersey travel regulations (NJAC 6A:23B), Board Policy 8880 – Reimbursement of Travel Related Expenses, and newly enacted legislation [18A:11-12] require prior approval by the Superintendent and by a majority of the full membership of the Board of Education for reimbursement of travel and related expenses of an employee.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235D

FOR ACTION

SUBJECT: ACCEPT COMPREHENSIVE ANNUAL FINANCIAL REPORT

BE IT RESOLVED THAT the Board of Education accepts the district's Comprehensive Annual Financial Report for the fiscal year ending June 30, 2014.

BACKGROUND INFORMATION

The Comprehensive annual Financial Report (CAFR) is a requirement of GAAP and represents the district's official annual report. It includes all of the funds and account groups and is organized into three primary sections: An introductory section; a financial section; and statistical tables.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235E

FOR ACTION

SUBJECT: ACCEPT AUDITOR'S MANAGEMENT REPORT

BE IT RESOLVED THAT the Board of Education accepts the Auditor's Management Report on Administrative Findings – Financial, Compliance and Performance for the fiscal year ending June 30, 2014 as prepared by Hodulik & Morrison, Certified Public Accountants.

BACKGROUND INFORMATION

The law requires the Board to accept the Auditor's Management Report.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235F

FOR ACTION

SUBJECT: ACCEPT DONATION TO PARENTING CENTER

BE IT RESOLVED THAT the Board of Education accepts a donation for the Parenting Center in the amount of \$2,780.

BE IT FURTHER RESOLVED THAT the following budget is increased and the Superintendent or his designee is authorized to administer it:

20-019-200-890	Parenting Center	\$2,780
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BE IT FURTHER RESOLVED THAT the Board President, Superintendent and Board Secretary are authorized to execute and deliver any necessary contracts and reports on behalf of the Board.

BACKGROUND INFORMATION

Donations totaling \$2,780 were made for the annual toy drive. A donation of \$1000 was made by Schwab Charitable Fund.

The Parenting Center is responsible for administering these funds.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235G

FOR ACTION

**SUBJECT: APPROVE SERVICES FOR EMERGENCY RESPONSE TO SEWER LINE
REPAIR AND CLEAN-UP AT SOUTH MOUNTAIN ANNEX**

BE IT RESOLVED THAT the Board of Education approves the services of ServPro, Speedy Sewer Drain & Plumbing Service, Temco Service Industries, Inc. on a time and material basis to provide sewer line repair, clean-up and remediation at South Mountain Annex in response to the emergency/life safety condition resulting from sewer line damage.

BACKGROUND INFORMATION

Pursuant to N.J.S.A. 18A:18A-7 any contract may be negotiated or awarded by a board of education without public advertising for bids and bidding when an emergency affecting the health or safety of occupants of school property requires the immediate delivery of goods or the performance of services. Documentation of the emergency situation existing at South Mountain Annex was sent to the Essex County Superintendent on November 26, 2014.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235H

FOR ACTION

SUBJECT: AUTHORIZE ARCHITECT TO PREPARE AND SUBMIT SCHEMATIC
 PLANS FOR FIRST FLOOR TOILET ROOM RENOVATIONS AT CLINTON
 ELEMENTARY SCHOOL

BE IT RESOLVED THAT the Board of Education authorizes EI Associates to prepare and submit Schematic Plans for First Floor Toilet Room Renovations at Clinton Elementary School.

BE IT FURTHER RESOLVED THAT the Board of Education approves the application to the Department of Education for a grant and/or debt service aid to assist with the funding of these projects.

BE IT FURTHER RESOLVED THAT the Board President, Superintendent and Board Secretary are authorized to execute and deliver any necessary contracts and reports on behalf of the Board.

BACKGROUND INFORMATION

The Facilities and Finance Act requires all projects appoint an architect on a per project basis. All projects must be designed by a licensed architect and approved by the Department of Education.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235I

FOR ACTION

**SUBJECT: AMEND LRFP TO INCLUDE FIRST FLOOR TOILET ROOM
 RENOVATIONS AT CLINTON ELEMENTARY SCHOOL**

BE IT RESOLVED THAT the Board of Education amends the Long Range Facility Plan to include First Floor Toilet Room Renovations at Clinton Elementary School

BACKGROUND INFORMATION

Resolution 3047AC authorizing EI Associates to prepare and submit schematics to the Department of Education for this project is being submitted to the Board for approval.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235J

FOR ACTION

SUBJECT: APPROVE ARCHITECTURAL AND ENGINEERING SERVICES FOR
FIRST FLOOR TOILET ROOM RENOVATIONS AT CLINTON
ELEMENTARY SCHOOL (EI ASSOCIATES)

BE IT RESOLVED THAT the Board of Education approves the Architectural and Engineering Services for Services for Phases I (Schematic Design), II (Contract Documents) and III (Construction Phase Services including bidding) for the first floor toilet room renovations at Clinton Elementary School as submitted in the proposal by EI Associates, Cedar Knolls, NJ, in accordance with the following fee schedule:

Phase I – Schematic Design Phase	\$ 8,500
Phase II – Construction Document Phase	\$16,400
Phase III – Construction Administration Phase	\$10,500

BE IT FURTHER RESOLVED THAT the Board President, Superintendent and Board Secretary are authorized to execute and deliver any necessary contracts and reports on behalf of the Board.

BACKGROUND

EI Associates will design and submit schematic plans to the DOE on behalf of the District that covers a complete renovation to the existing boys and girls restrooms located on the first floor of the Clinton Elementary School.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235K

FOR ACTION

**SUBJECT: APPROVE DESIGN CHANGE ORDER TO ROOF REPLACEMENT AT
 SOUTH MOUNTAIN ANNEX ELEMENTARY SCHOOL**

BE IT RESOLVED THAT the Board of Education approves the following change order to the Design Scope of the Roof Replacement at South Mountain Annex Elementary School project:

<u>Contractor</u>	<u>Change Order #</u>	<u>Amount</u>
EI Associates	1	\$3,900.00

BACKGROUND INFORMATION

Change Order #1 is for additional fees associated with new soffit installation and additional roofing area work uncovered during the roof replacement project.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235L

FOR ACTION

**SUBJECT: APPROVE PARTICIPATION IN THE SUSTAINABLE JERSEY FOR
 SCHOOLS CERTIFICATION PROGRAM**

WHEREAS, the South Orange Maplewood Board of Education seeks to participate in *Sustainable Jersey for Schools* to focus attention and efforts on matters of sustainability and pursue initiatives that will lead to Sustainable Jersey for Schools Certification,

WHEREAS, the Board of Education seeks to support and work with school staff and administrators, students and parents to ensure a safe and healthy environment for students by encouraging our school community to implement sustainable, energy-smart, eco-friendly and cost-effective solutions,

WHEREAS, extensive opportunities exist to teach students about ecological, economic and social sustainability, environmental health and nutrition; to integrate sustainability education into classroom learning; and to support students in becoming leaders in making their schools healthier and more sustainable places,

WHEREAS, many options and choices exist for schools to use resources more efficiently; to reduce, reuse, and recycle; to follow Green Building Standards for construction and major renovations; to form school partnerships; to eliminate toxic chemicals; to purchase (or produce) clean energy; and to purchase recycled paper, energy-efficient equipment and other green products to protect our global environment,

WHEREAS, sustainability means using resources wisely, saving money and reducing our impact on the environment, all of which will ensure the future health, safety, and prosperity of our children,

WHEREAS, The Board of Education commits to the formation of at least one Sustainability Leadership Team (also referred to as “Green Team”), based on the guidance of *Sustainable Jersey for Schools*,

WHEREAS, Green Team members help schools adopt policies and practices addressing areas such as sustainability education and professional training, green purchasing, waste reduction, indoor air quality, energy-saving initiatives, and community partnerships.

WHEREAS, The Board of Education will encourage Green Teams at all district schools by providing networking and educational opportunities.

NOW, THEREFORE, BE IT RESOLVED THAT the South Orange Maplewood Board of

Education agrees to participate in *Sustainable Jersey for Schools*, and it is the board's intention to pursue certification for schools in the district.

Be it further resolved that, we hereby appoint the School Business Administrator to be the district's liaison to Sustainable Jersey for Schools.

We do hereby recognize Columbia High School, Maplewood Middle School, South Orange Middle School, Clinton Elementary School, Jefferson Elementary School, Marshall Elementary School, Seth Boyden Elementary School, South Mountain Elementary School, and Tuscan Elementary School as the agent(s) to carry out our commitment to building a sustainable school district through the implementation of *Sustainable Jersey for Schools* actions.

We agree to complete district actions and to support the district's schools in completing their actions.

BE IT FURTHER RESOLVED THAT the Board President, Superintendent and Board Secretary are authorized to execute and deliver any necessary contracts and reports on behalf of the Board.

BACKGROUND INFORMATION

Sustainable Jersey for Schools is a certification program for New Jersey public schools that want to go green, conserve resources and take steps to create a brighter future, one school at a time. Launched in fall 2014, they are a nonprofit organization that provides tools, training and financial incentives to support and reward schools as they pursue sustainability programs.

The first step in certification is for the Board of Ed to pass a resolution for the District to participate. Beyond this step, the certification is done on an individual school basis. Both South Orange and Maplewood have received Sustainable Jersey certification for municipalities.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235M

FOR ACTION

**SUBJECT: APPROVE AGREEMENT WITH BAKER-EUBANKS FOR AN EXECUTIVE
DUE DILIGENCE REPORT**

BE IT RESOLVED THAT the Board of Education approve an agreement with Baker-Eubanks of Durham, North Carolina to produce an Executive Due Diligence Report that includes a Basic Criminal Background Check with Media Reviews for a potential Superintendent at a cost of \$2,500.

The Criminal Background Check with Media Reviews includes:

- Personal Profile Summary
- Social Security Trace
- County, Federal and National Criminal Record History
- County Civil Record History
- Department of Motor Vehicles License Information
- Education (Degree) Verification
- National Sex Offender Search
- Postsecondary Education Institution Accreditation
- Transunion Credit Report
- Investigation of all Aliases Identified within Past 7 Years
- Investigation of all Jurisdictions of Residence, Education and Employment within Past 7 Years
- University and Academic Program Accreditation
- Executive Summary
- News Media Review
- Social Media Review

BACKGROUND INFORMATION

Baker-Eubanks provides comprehensive due diligence for the senior-level hiring process, to help manage the risk of new leadership. Baker-Eubanks has experience providing criminal background checks for over 550 school districts nationwide.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235N

FOR ACTION

SUBJECT: APPROVE ENERGY SUPPLIER TO PROVIDE NATURAL GAS SERVICE

WHEREAS, the Alliance for Competitive Energy Services (hereinafter referred to as “ACES”), an alliance composed of the New Jersey School Boards Association (“NJSBA”), the New Jersey Association of School Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from natural gas suppliers for natural gas supply services through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS, in accordance with the “Public School Contracts Law”, N.J.S.A. 18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the School District of South Orange and Maplewood (“the District”) is a Participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain natural gas supply services for its own use through one or more contracts to be awarded to natural gas suppliers following said bids for natural gas supply services pursuant to the aggregation program; and

WHEREAS, the NJSBA, as Lead Agency of the ACES Cooperative Pricing System, issued a Request for Bids (“RFB”) for natural gas supply services; and

WHEREAS, the NJSBA, acting as Lead Agency of the ACES Cooperative Pricing System, determined that Direct Energy Business Marketing was the lowest responsible bidder, and awarded Direct Energy Business Marketing the bid for a 21-month contract to serve the district’s natural gas accounts commencing on the meter read date in March, 2015.

NOW THEREFORE BE IT RESOLVED THAT, Cheryl Schneider, Board Secretary, is hereby authorized to enter into the Natural Gas Supply Service Purchase and Sales Agreement with Direct Energy Business Marketing, awarded by the NJSBA on behalf of the ACES Cooperative Pricing System, E88-01-ACESCPS, for the 21-month period commencing March 2015.

BACKGROUND INFORMATION

ACES is an energy aggregation program. Approval for participation of the South Orange Maplewood School District in the ACES Cooperative was renewed by the Board of Education on August 26, 2013, Resolution 3057AC for the effective period through May 2016.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 32350

FOR ACTION

SUBJECT: APPROVE SUBMISSION OF AMENDMENT TO FY2015 *NO CHILD LEFT BEHIND* (NCLB) CONSOLIDATED ENTITLEMENT FUNDS

BE IT RESOLVED THAT the Board of Education approves the submission of an amendment application for Federal FY2015 *No Child Left Behind* (NCLB) Consolidated Entitlement Funds (Grant NCLB490015) in the amount of \$704,607 as follows: Title I \$495,953; Title II, Part A - \$133,768; Title III - \$41,220; and Title III-Immigrant \$33,666, for program activities from July 1, 2014 to June 30, 2015.

Public School

Title I, Part A: Improving Basic Programs	\$495,953
Title II, Part A: Teacher/Principal Training/Recruiting	131,115
Title III, English Language Acquisition/Language Enhancement	41,220
Title III, Immigrant	<u>33,666</u>
Total Public School Allocation	\$701,954

Non-Public School

	<u>Title I</u>	<u>Title II-A</u>	<u>Title II-D</u>	<u>Title III</u>	<u>Title IV</u>	<u>Title V</u>
Our Lady of Sorrows	<u>2,653</u>					
Total Non-Public Allocation	2,653	0	0	0	0	<u>2,653</u>

TOTAL NCLB ALLOCATION \$704,607

BACKGROUND INFORMATION

Board approval of a submission of an amendment to the No Child Left Behind (NCLB) application is required. An amendment is being submitted with an updated budget to reflect the appropriate account lines for district expenditures.

This amendment includes the amount of carryover funds from FY 2014.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235P

FOR ACTION

**SUBJECT: APPROVE CARRY OVER UNEXPENDED FY 2014 NO CHILD
LEFT BEHIND (NCLB) CONSOLIDATED ENTITLEMENT FUNDS**

BE IT RESOLVED THAT the Board of Education approves the carry-over of Fiscal Year 2014 No Child Left Behind (NCLB) Consolidated Entitlement Funds in the amount of \$99,410 as listed below:

<u>Program</u>	<u>Carryover</u>
Title I, Part A Improving Basic Programs	\$53,993
Title II-A, Part A: Teacher / Principal/ Training/Recruiting	\$29,008
Title III: English Language Acquisition/ Language Enhancement	<u>\$16,409</u>
Total Carry Over	\$99,410

BACKGROUND INFORMATION

These funds remained unexpended at the end of the FY 2014 program year and will be carried over to the FY 2015.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235Q

FOR ACTION

SUBJECT: APPROVE SUBMISSION OF AMENDMENT TO FY15 FEDERAL
INDIVIDUALS WITH DISABILITIES EDUCATION IMPROVEMENT
ACT (IDEIA), PART B-BASIC AND PRESCHOOL FUNDS
APPLICATION

BE IT RESOLVED THAT the Board of Education approves the submission of an amendment to the Fiscal Year 2015 Federal Individuals with Disabilities Education Improvement Act (IDEIA), Part B-Basic and Preschool funds application in the amount of \$1,685,830 as listed below.

<u>Program</u>	<u>Amount</u>
IDEIA-Basic Public	\$1,553,546
IDEIA-Basic Nonpublic	<u>\$ 58,818</u>
Total Basic	\$1,612,364
IDEIA-Preschool Public	\$ 72,759
IDEIA-Preschool Nonpublic	<u>707</u>
Total Preschool	\$ 73,466
Total IDEIA Application	\$1,685,830

BACKGROUND INFORMATION

Board approval of a submission of an amendment to the Federal Individuals with Disabilities Education Improvement Act (IDEIA), application is required. An amendment is being submitted with an updated budget to reflect the appropriate account lines for district expenditures. This amendment includes the amount of carryover funds from FY2014.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235R

FOR ACTION

**SUBJECT: RESOLUTION PROVIDING FOR THE FORM AND OTHER
DETAILS OF SCHOOL REFUNDING BONDS OF THE SOUTH
ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE
COUNTY OF ESSEX, NEW JERSEY IN THE AGGREGATE
PRINCIPAL AMOUNT OF UP TO \$18,725,000, AND PROVIDING
FOR THE SALE OF SAID BONDS.**

WHEREAS, the South Orange-Maplewood Board of Education in the County of Essex, New Jersey (the "Board of Education"), in accordance with N.J.S.A. 18A:24-61, has adopted an Ordinance entitled "REFUNDING BOND ORDINANCE PROVIDING FOR THE PAYMENT OR REFUNDING OF ALL OR PART OF THE OUTSTANDING PRINCIPAL AMOUNT OF CERTAIN SCHOOL BONDS OF THE SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE COUNTY OF ESSEX, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF \$16,635,000 AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$18,725,000 BONDS OF THE BOARD OF EDUCATION FOR FINANCING THE COST THEREOF." (the "Refunding Ordinance"), in order to refund a portion of some or all of the Board of Education's School Bonds, Series 2005 and School Bonds, Series 2008 and to provide for the principal, premium and interest of the Prior Bonds to be refunded and to pay the costs of issuing such Refunding Bonds.

WHEREAS, the Board of Education deems it desirable and necessary to issue School Refunding Bonds in the aggregate principal amount of up to \$18,725,000 (the "Bonds") for the purposes and from the sources set forth in the Refunding Ordinance and it is deemed advisable and in the best interests of the Board of Education to provide for the sale, form and other matters in connection with such Bonds and the refunding of the Prior Bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE COUNTY OF ESSEX NEW JERSEY, TWO-THIRDS OF THE FULL MEMBERSHIP OF THE BOARD VOTING AFFIRMATIVELY, AS FOLLOWS:

SECTION 1. Authority for Resolution. This resolution is also adopted pursuant to N.J.S.A. 18A:24-61, in conjunction with the Refunding Ordinance, for the purpose of authorizing the issuance and sale of School Refunding Bonds of the Board of Education in the aggregate principal amount of up to \$18,725,000. In the event of any inconsistency between this Resolution and the Refunding Ordinance, the Refunding Ordinance shall be deemed to have been amended to the extent of such inconsistency and this Resolution shall be deemed to control.

SECTION 2. Authorization of Bonds. In order to refund a portion of some or all of the Prior Bonds and to provide for the principal, premium and interest of the Prior Bonds to be refunded and to pay the costs of issuing such Refunding, there are to be issued School Refunding Bonds of the Board of Education in the aggregate principal amount of up to \$18,725,000. All of said Bonds shall constitute a single issue and shall be designated “School Refunding Bonds, Series 2015”.

SECTION 3. Details of Bonds. The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of DTC, which will act as Securities Depository. The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000 or any multiple thereof (provided that such minimum amount of the Bonds in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in the denomination of \$1,000 or any integral multiple thereof) through book entries made on the books and records of The Depository Trust Company and its participants. The Bonds will bear interest payable semiannually on the Interest Payment Dates set forth below until maturity at a rate per annum, expressed in a multiple of 1/8 or 1/20 of 1% as proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Board of Education on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the fifteenth day next preceding the respective Interest Payment Date or such earlier dates as may be required by The Depository Trust Company (the “Record Dates” for the Bonds).

The following matters are hereby determined with respect to the Bonds:

Dated Date of Bonds: Date of Delivery

Interest Payment Dates: Commencing July 15, 2015 and each January 15 and July 15 thereafter until maturity on January 15, 20__ or earlier redemption of the Bonds.

Place of Payment: Cede & Co., New York, New York.

The foregoing dates and the proposed dates for optional redemption set forth in this Resolution are subject to change at the discretion of the Business Administrator.

SECTION 4. Redemption. The Bonds maturing prior to January 15, 2022 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after January 15, 2026 are redeemable at the option of the Board of Education in whole or in part, on any date on or after January 15, 2025, at par, plus unpaid accrued interest to the date fixed for redemption.

SECTION 5. Payment of Bonds. The principal of and interest on the Bonds will be paid to DTC on each due date and each interest payment date.

SECTION 6. Execution of Bonds. The Bonds shall be executed in the name of the Board of Education by the manual or facsimile signature of the President or any Vice President of the Board of Education and the seal of the Board of Education shall be affixed, imprinted, engraved or reproduced thereon and attested by the manual signature of the Secretary or Assistant Secretary of the Board of Education. If any officer whose signature appears on the Bonds ceases to hold office before the delivery of the Bonds, as the case may be, his or her signature shall nevertheless be valid and sufficient for all purposes. In addition, the Bonds may bear the signature of, or may be signed by, such persons as at the actual time of the signing of such Bonds, as the case may be, shall be the proper officers to sign such Bonds although at the date of such Bonds, as the case may be, such persons may not have been such officers.

SECTION 7. Appointment of Securities Depository. The Depository Trust Company, New York, New York (“DTC”), shall act as securities depository for the Bonds. The ownership of one fully registered bond for each maturity of the Bonds each in the aggregate principal amount of such maturity, will be registered in the name of Cede & Co., as nominee for DTC.

Pursuant to the book-entry only system, any person for whom a DTC Participant acquires an interest in the Bonds (the “Beneficial Owner”) will not receive certificated Bonds and will not be the original owner thereof. Ownership interests in the Bonds may be purchased by or through DTC Participants. Each DTC Participant will receive a credit balance in the records of DTC in the amount of such DTC Participant’s interest in the Bonds, as the case may be, which will be confirmed in accordance with DTC’s standard procedures. Receipt by the Beneficial Owners (through any DTC Participant) of timely payment of principal, premium, if any, and interest on the Bonds, is subject to DTC making such payment to DTC Participants and such DTC Participants making payment to Beneficial Owners. Neither the Board of Education nor any Paying Agent will have any direct responsibility or obligation to such DTC Participants or the persons for whom they act as nominees for any failure of DTC to act or make any payment with respect to the Bonds.

The appropriate officers of the Board of Education are hereby authorized to execute Letters of Representation to DTC and such other documents as may be necessary or desirable in connection with DTC’s services as securities depository.

DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving notice to the Board of Education and discharging its responsibilities with respect thereto under applicable law. Under such circumstances the Board of Education shall designate a successor securities depository or deliver certificates to the beneficial owners of the Bonds, as the case may be.

SECTION 8. Ownership of Bonds. The Board of Education and any Paying Agent may treat and consider DTC as the holder and absolute owner of any Bond, whether such Bond shall be overdue or not, for the purpose of receiving payment of the principal of or interest thereon and for all other purposes whatsoever.

SECTION 9. Form of Bonds. Subject to the provisions of this Resolution, the Bonds shall be in initially the following form, with such omissions insertions, endorsements and variations as may be required by the circumstances and be required or permitted by this Resolution or as may be consistent with this Resolution and necessary or appropriate to conform to the rules and requirements of any governmental authority or any usage or requirement of law with respect thereto:

(Form of Bond)

\$

No. 2015-1

United States of America
State of New Jersey
SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION,
IN THE COUNTY OF ESSEX, NEW JERSEY
SCHOOL REFUNDING BOND, SERIES 2015

Dated Date	Interest Rate	Maturity Date	<u>CUSIP</u>
January __, 2015	____%	January 15, 20__	_____

Registered Owner: Cede & Co.

Principal Sum: _____ DOLLARS (\$_____)

The SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE COUNTY OF ESSEX (hereinafter referred to as the “Board of Education”), a body corporate responsible for the supervision of the public schools located in the Townships of South Orange Village and Maplewood, in the County of Essex, New Jersey (the “School District”), for value received, hereby promises to pay to the Registered Owner named above, or registered assigns, the Principal Sum stated above on the Maturity Date specified above, and to pay interest on such Principal Sum from the Dated Date specified above until the Maturity Date specified above, at the Interest Rate per annum specified above, on the fifteenth day of each January and July, commencing July 15, 2015. The principal of and the interest on this Bond will be paid to Cede & Co. as nominee of The Depository Trust Company.

This Bond is the duly authorized issue of School Refunding Bonds of the Board of Education designated as its “School Refunding Bonds, Series 2015” issued in the aggregate principal amount of \$18,725,000 under and pursuant to Title 18A, Education, of the New Jersey Statutes, and by virtue of a Refunding Ordinance of the Board of Education and a Resolution as to the form and sale of the Bonds, both adopted on December 15, 2014.

This Bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the Bonds on behalf of individual purchasers.

The Bonds maturing prior to January 15, 2026 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after January 15, 2026 are redeemable at the option of the Board of Education in whole or in part, on any date on or after January 15, 2025, upon notice of redemption given by the Board of Education by first class mail, postage prepaid, to the registered owner of any Bond to be redeemed at the address shown on the registration books of the Board of Education not less than thirty (30) days nor more than sixty (60) days prior to the redemption date; provided, however, that failure to mail or to receive such notice, or any defect therein, shall not affect the validity of the proceedings for redemption. The Bonds subject to

redemption shall be redeemed at 100% of the principal amount to be redeemed, plus accrued interest to the date fixed for redemption.

If the Board of Education determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be redeemed in any order determined by the Board of Education, and within any maturity, by lot.

The full faith and credit of the Board of Education are hereby pledged for the punctual payment of the principal of and interest on this Bond according to its terms.

In the event the Board of Education determines that it is in the best interests of the beneficial owners of the Bonds (the actual purchasers of the Bonds) that they be able to obtain certificated Bonds, the Board of Education may notify The Depository Trust Company ("DTC") of the availability of Bond certificates. In such event, the Board of Education will appoint a paying agent and the Board of Education will issue, transfer and exchange Bond certificates as required by DTC and others in appropriate amounts. DTC may determine to discontinue providing its services with respect to the Bonds at any time by giving a reasonable amount of notice in writing to the Board of Education and discharging its responsibilities with respect thereto. In the event of such determination, if the Board of Education fails to identify another qualified securities depository as successor to DTC, the Board of Education will appoint a paying agent and the Board of Education will issue and deliver replacement Bonds in the form of fully registered certificates. Whenever DTC requests the Board of Education to do so, the Board of Education will cooperate with DTC in taking appropriate action (a) to make available one or more separate certificates evidencing the Bonds to any participant of DTC having Bonds credited to its DTC account or (b) to arrange for another securities depository to maintain custody of certificates evidencing the Bonds.

It is hereby certified and recited that all conditions, acts and things required by the Constitution and statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond, exist, have happened and have been performed and that the amount and terms of this Bond do not exceed any limitation imposed thereon by said Constitution or statutes.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235S

FOR ACTION

**SUBJECT: AWARD BID FOR WINDOW REPLACEMENT AT MAPLEWOOD
MIDDLE SCHOOL & CLINTON ELEMENTARY SCHOOL
PROJECT**

BE IT RESOLVED THAT the Board of Education awards the bid for window replacement at Maplewood Middle School and Clinton Elementary School, to RD Architectural Products, Inc. of Fairlawn, New Jersey, for the lowest responsible base bid of \$1,996,000, plus a contingency of \$40,000 for a total bid award of \$2,036,000.

BACKGROUND INFORMATION

Solicitation for bids was issued on November 14, 2014 and returned on December 10, 2014. Bid packets were requested by 3 companies and returned by 2.

The bidders were:

	Maplewood Middle	Clinton Elementary	Total Contract
RD Architectural	\$1,266,000	\$730,000	\$1,996,000
Panoramic Windows	\$1,364,000	\$756,000	\$2,120,000
APS Contracting	No bid – Received late		

The bid packets were reviewed by the Business Administrator and Assistant Business Administrator.

The bid is being awarded pending approval from the New Jersey Department of Community Affairs.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235T

FOR ACTION

SUBJECT: ACCEPT GRANT FROM MSU FOR MARSHALL SCHOOL

BE IT RESOLVED THAT the Board of Education accepts a grant from Montclair State University Foundation, in the amount of \$1,500 to Marshall School.

BE IT FURTHER RESOLVED THAT the following budget is increased and the Superintendent or his designee is authorized to administer it:

20-045-200-890	Marshall	\$1,500
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BE IT FURTHER RESOLVED THAT the Board President, Superintendent and Board Secretary are authorized to execute and deliver any necessary contracts and reports on behalf of the Board.

BACKGROUND INFORMATION

Marshall School faculty members received this Research Grant for the 2014-2015 School Year for team members to investigate the use of play-based and thematic teaching and its impact on student learning. The Marshall School Principal is responsible for the administration of these funds.

**SCHOOL DISTRICT OF SOUTH ORANGE AND MAPLEWOOD, NEW JERSEY
PUBLIC BOARD MEETING
December 15, 2014**

RESOLUTION 3235U

FOR ACTION

SUBJECT: REFUNDING BOND ORDINANCE PROVIDING FOR THE PAYMENT OR REFUNDING OF ALL OR PART OF THE OUTSTANDING PRINCIPAL AMOUNT OF CERTAIN SCHOOL BONDS OF THE SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE COUNTY OF ESSEX, NEW JERSEY IN THE AGGREGATE PRINCIPAL AMOUNT OF \$16,635,000 AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$18,725,000 BONDS OF THE BOARD OF EDUCATION FOR FINANCING THE COST THEREOF.

WHEREAS, the South Orange-Maplewood Board of Education in the County of Essex, New Jersey (the "Board of Education"), in accordance with N.J.S.A. 18A:24-61.4, desires to authorize and issue refunding bonds to refund a portion of some or all of the Board of Education's School Bonds, Series 2005 and School Bonds, Series 2008 and to provide for the principal, premium and interest of the Prior Bonds to be refunded and to pay the costs of issuing such Refunding Bonds in order to effect an interest cost savings for the Board of Education;

NOW, THEREFORE, BE IT RESOLVED BY THE SOUTH ORANGE-MAPLEWOOD BOARD OF EDUCATION, IN THE COUNTY OF ESSEX NEW JERSEY (NOT LESS THAN A TWO-THIRDS MAJORITY OF THE FULL MEMBERSHIP OF THE BOARD VOTING IN THE AFFIRMATIVE) AS FOLLOWS:

Section 1. This ordinance is adopted pursuant to N.J.S.A. 18A:24-61.4 for the purpose of authorizing the issuance and sale of one or more series of permanent bonds of the Board of Education, to current refund \$7,240,000 aggregate principal amount outstanding of the Board of Education's School Bonds, Series 2005 (the "Series 2005 Bonds") and advance refund \$9,395,000 aggregate principal amount outstanding of the Board of Education's School Bonds, Series 2008 (the "Series 2008 Bonds", which with the Series 2005 Bonds are the "Prior Bonds"),

to fund an escrow for the payment of interest on the Prior Bonds prior to the respective dates of their redemption and to fund a portion of the costs of issuance thereof. The South Orange-Maplewood Board of Education in the County of Essex, New Jersey, is hereby authorized to issue School Bonds in an aggregate principal amount not to exceed \$18,725,000 for the refunding of all or a portion of the principal of, premium and interest on, the Prior Bonds of the Board of Education.

The payment of the principal of the Prior Bonds and the refunding payments to be made on the Prior Bonds shall be from the proceeds of the principal of the Refunding Bonds hereinafter described, which proceeds shall be deposited into a dedicated escrow account and invested in United States Treasury obligations pending the application thereof to the payment of the Prior Bonds.

Section 2. An aggregate amount not exceeding \$195,000 for items of expense listed in and permitted under Sections 40A:2-51(b) and 40A:2-53(a) of the Local Bond Law has been included in the aggregate principal amount of Refunding Bonds authorized herein.

Section 3. In order to finance the costs of refunding and funding all or a portion of some or all of the Prior Bonds in the aggregate principal amounts stated in Section 1 hereof, negotiable refunding bonds, to be designated "Refunding School Bonds, Series 2014 of the South Orange-Maplewood Board of Education in the County of Essex, New Jersey," (the "Refunding Bonds") are hereby authorized to be issued in the aggregate principal amount not to exceed \$18,725,000 pursuant to the School Bond Law of New Jersey (N.J.S.A. 18A:24-1, et seq.) and the Local Bond Law of New Jersey (N.J.S.A. 40A: 2-1, et seq.). The Refunding Bonds shall be issued for such periods and with such terms as approved by the Local Finance Board in the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Local Finance Board") consistent with the applicable provisions of the foregoing statutes of the State of New Jersey or which comply with the Local Finance Board's rule on bond refundings

meeting certain conditions, which is codified in N.J.A.C. 5:30-2.5 (the "Refunding Rule"). The actual principal amount of each maturity of Refunding Bonds to be issued (in the aggregate not to exceed the amount set forth in this Section 3 above) shall be determined by the Local Finance Board or the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Director") or by the Board's financial advisor, Phoenix Advisors LLC (the "Financial Advisor") in accordance with the Refunding Rule. The Refunding Bonds shall bear interest at a rate or rates per annum as may be hereafter determined within the limitations prescribed by law. The Refunding Bonds shall be sold pursuant to a negotiated sale in order to assure a price or prices consistent with the requirements of the School Bond Law, the Local Bond Law and the Refunding Rule. All matters with respect to the Refunding Bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted by the Board of Education, including the selection of a bond underwriter or group of underwriters.

Section 4. The School Business Administrator of the Board of Education is hereby authorized to determine all details relating to the issuance of the Refunding Bonds and is authorized to submit such details for approval by the Local Finance Board or the Director or to obtain the advice of the Board's Financial Advisor as to compliance with the Refunding Rule. The School Business Administrator of the Board of Education is further authorized to seek proposals from underwriters to determine the terms of the sale and of the Bonds in accordance with N.J.S.A. 40A:2-51 and to assure the exclusion of the interest payable with respect to the tax-exempt Refunding Bonds and the continued exclusion of interest payable on the tax-exempt Prior Bonds pursuant to Sections 103, 141 to 150 of the Internal Revenue Code of 1986, as amended, together with the applicable Treasury Regulations, promulgated pursuant thereto in proposed temporary or final form. The School Business Administrator shall report the results of the sale in writing to the Board of Education at its next meeting following the sale.

Section 5. A certified copy of this refunding bond ordinance as adopted on first reading shall be filed with the Director prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the School Business Administrator of the Board of Education as to the indebtedness to be financed by the issuance of the Refunding Bonds authorized herein.

Section 6. The supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk of the Board of Education and a complete executed duplicate thereof has been filed in the office of the Director. Such statement shows that the gross debt of the Board of Education as defined in the Local Bond Law is increased by the authorization of the debt provided in this refunding bond ordinance by an amount not to exceed \$18,725,000 with a maximum deduction from the debt due to the refunding of the Prior Bonds, (i.e. \$16,635,000). The obligations authorized herein will be within all debt limitations prescribed by the School Bond Law. Upon issuance of the Refunding Bonds and determination of the final amount thereof, if less than the \$18,725,000 authorized hereby, an amended Supplemental Debt Statement shall be made and filed, along with any other required filings, and this Board shall, by resolution, approve the cancellation of such amount authorized hereby, which has not been issued.

Section 7. The full faith and credit of the Board of Education are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this bond ordinance.

Section 8. This bond ordinance shall take effect 20 days after the date of final adoption hereof, as provided by the School Bond Law (N.J.S.A 18A 24-65).