

January 5, 2015

The **Organization Meeting** of the Kenilworth Board of Education was **called to order** at 7:00 p.m. by Board Secretary/Business Administrator Vincent A. Gonnella, in the Board of Education Conference Room of the Brearley School on **January 5, 2015**.

Adequate notice of this Meeting of the Kenilworth Board of Education has been provided to the Home-News Tribune, The Star-Ledger, Cranford Chronicle and the Roselle Park/Kenilworth Leader on November 24, 2014. A copy has been filed with the Kenilworth Borough Clerk, posted in the Board Office, the Kenilworth Borough Hall, Brearley and Harding Schools, **as is provided by the Open Public Meetings Act**.

Gonnella stated that the **purpose of this meeting** is to reorganize the Board of Education as a result of the annual school election held on November 4, 2014.

Gonnella led the **salute to the Flag**.

Gonnella read the following **Certification of Newly Elected Members**, after which he administered the **oath of office** to the new members:

I, Vincent A. Gonnella, Secretary of the School District of The Borough of Kenilworth, County of Union, New Jersey, do hereby certify that the following named persons received the highest number of votes and were duly elected as members of the Board of Education of the School District of the Borough of Kenilworth, County of Union, New Jersey, at the school election held November 4, 2014 in the Borough of Kenilworth, to wit:

Unexpired one-year term expiring in December 31, 2015:

Mark Jankiewicz

Three (3) Year Terms expiring in December 31, 2017:

David Curtin

Gregg F. David

Nancy Zimmerman

and I do further certify that David Curtin, Gregg F. David, Mark Jankiewicz, and Nancy Zimmerman were elected for the terms set forth above.

Gonnella **administered the oath of office** to the above reference newly elected BOE Members.

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Upon **roll call**, the following members were present: Genean Braun, David Curtin, Gregg David, Paulette Drogon, Annmarie Duda, Mark Jankiewicz, Gerry Laudati, and Nancy Zimmerman.

Nomination #1: Board Secretary Gonnella called for **nominations for President:**

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Gerard Laudati was nominated by David, seconded by Drogon.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

Nomination #2: With a majority of members not voting for a candidate, Gonnella called for additional nominations for President:

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Gerard Laudati was nominated by David, seconded by Drogon.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

Mr. Gonnella stated that the Board is required to organize by electing a President and Vice President. If the Board is unable to reach a decision on this matter, the Board is required to inform the Executive County Superintendent of Schools that an impasse has been reached. In accordance with 18A:15-1, the Executive County Superintendent of Schools is then required to appoint a member of the Board the President.

The Board discussed the merits of the candidates and reviewed options and timelines.

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Nomination #3: With a majority of members not voting for a candidate, Gonnella called for additional nominations for President:

Gerard Laudati was nominated by David, seconded by Drogon.

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

Nomination #4: With a majority of members not voting for a candidate, Gonnella called for additional nominations for President:

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Gerard Laudati was nominated by David, seconded by Drogon.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

Nomination #5: A majority of members not voting for a candidate, Gonnella called for additional nominations for President:

Gerard Laudati was nominated by David, seconded by Drogon.

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

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A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

Nomination #6: A majority of members not voting for a candidate, Gonnella called for additional nominations for President:

Gerard Laudati was nominated by David, seconded by Drogon.

Nancy Zimmerman was nominated by Braun, seconded by Duda.

Hearing no additional nominations, Gonnella called for a **motion to close nominations for President:** Duda, seconded by Braun, made the Motion. Motion carried unanimously.

A vote was taken on the nomination of G. Laudati: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

A vote was taken on the nomination of Zimmerman: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

Gonnella stated that the Board has taken six (6) votes for President and has been unsuccessful in reaching consensus. He therefore concluded that the Board was deadlocked and will refer the matter to the Executive County Superintendent of Schools.

Gonnella called for **nominations for Vice President:**

Annmarie Duda was nominated by Zimmerman seconded by Braun.

Gregg David was nominated by Curtin seconded by G. Laudati.

Motion was made by Zimmerman, seconded by Braun, that the **nominations for Vice President be closed.** Motion carried unanimously.

A vote was taken on the nomination of Duda: Braun, Duda, Jankiewicz and Zimmerman voted for the nomination. Voting no was Curtin, David, Drogon, and G. Laudati.

A vote was taken on the nomination of David: Curtin, David, Drogon, and G. Laudati voted for the nomination. Voting no was Braun, Duda, Jankiewicz and Zimmerman.

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Gonnella stated that the Board was unable to reach consensus and will therefore be referring this decision to the Executive County Superintendent as well.

COMMITTEES: With no President, committee assignments will need to wait until an appointment is made.

ANNUAL ETHICS TRAINING: Mr. Gonnella stated that the Board will review this matter next week at the January 12, 2015 meeting.

PUBLIC PARTICIPATION:

Motion was made by David, seconded by Duda, that the **meeting be opened to the public**. Motion carried unanimously.

- None.

Motion was made by David, seconded by Duda, that the **meeting be closed to the public**. Motion carried unanimously.

The Board discussed moving the starting time to 7:30 p.m. The pros and cons were discussed.

Motion was made by Zimmerman, seconded by Braun that **Resolution #4 be amended to read a start time of 7:30 p.m.** for meetings of the Board of Education. Motion carried: Braun, Curtin, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was David and Drogon.

Roll Call was taken on the following Resolutions:

By-laws, Regulations & Policy

RESOLUTION #1: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That **the by-laws, rules and regulations, contracts, policies and job descriptions currently in force and effect are hereby adopted by the Board of Education for the 2015 organizational year**. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Parliamentary Procedures

RESOLUTION #2: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education **adopts Roberts Rules of Order as the official parliamentary procedure manual to be used to conduct meetings and appoint the board secretary and board attorney to act as the parliamentarians for the 2015 organizational year**. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

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Adoption of Official Newspapers

RESOLUTION #3: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That **The Star-Ledger, the Cranford Chronicle and the Local Source be and are hereby designated as the official newspapers of the Kenilworth Board of Education for its proceedings and that the Local Source, Cranford Chronicle and The Star-Ledger be designated for its announcements and legal advertisements for the 2015 organizational year.** Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

**Open Public Meetings Act
Meeting Schedule**

RESOLUTION #4: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, that the Kenilworth Board of Education, pursuant to Chapter 231, PL. (Open Public Meetings Act) **does hereby proclaim the public meetings of the Board of Education will be held in the Kenilworth Board of Education Conference Room, 401 Monroe Avenue at 7:30 p.m., as set forth below unless indicated otherwise. In the event the attendance at the meeting exceeds the capacity of the BOE Conference Room, the Board of Education reserves the right to relocate to another room at Brearley to accommodate the public present.**

BE IT FURTHER RESOLVED that the purpose of the Regular Meetings shall be the normal conduct of business of the Board of Education and any other items brought to the Board's attention by the Board Members, Board Attorney, Superintendent and Business Administrator/Board Secretary,

BE IT FURTHER RESOLVED that the Board of Education reserves the right to adjourn or recess a meeting at any time to discuss such matters that may be considered in closed session. However, the Board will first adopt a resolution stating the general nature of the subject to be discussed, and, as precisely as possible, the time and circumstances under which disclosure to the public will be made; and

BE IT FURTHER RESOLVED that, in order to conduct its meetings properly and efficiently, the Board **shall require the following procedures pertaining to public participation at Board meetings:**

- Any individual desiring to speak shall give his or her name, address, and the group, if any, that is represented.
- The presentation shall be as brief as possible but no more than five (5) minutes per individual.
- The Board vests in its president, or other presiding officer, authority to terminate the remarks of any individual if he/she deems it in the best interest of those present to do so.

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BE IT FURTHER RESOLVED That The Regular Meetings of the Kenilworth Board of Education shall be held on the second Monday of each month, with the exception of October when the meeting will be held on the second Tuesday of the month. In January, the Board Reorganizational Meeting will be held on Monday, January 5, 2016. The following meeting dates are scheduled for the 2015 organizational year:

Monday, January 12, 2015	Regular Meeting	Monday, July 13, 2015	Regular Meeting
Monday, February 02, 2015	Workshop/Budget Meeting	Monday, August 10, 2015	Regular Meeting
Monday, February 09, 2015	Regular Meeting	Monday, September 14, 2015	Regular Meeting
Monday, March 02, 2015	Workshop/Budget Meeting	Tuesday, October 13, 2015	Regular Meeting
Monday, March 09, 2015	Regular Meeting	Tuesday, November 03, 2015	Election Day - Board
Monday, April 13, 2015	Regular Meeting	Monday, November 09, 2015	Regular Meeting
Monday, May 11, 2015	Regular Meeting	Monday, December 14, 2015	Regular Meeting
Monday, June 08, 2015	Regular Meeting	Monday, January 04, 2016	Board Organization Meeting

Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

**Custodian of Records
Public Access to Records
Fee for Copies of Public Documents**

RESOLUTION #5: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, that the Kenilworth Board of Education approves the following resolution:

WHEREAS, P.L.2011, c.404 (C.47:1A-7), known as the Public Access Law, amends and supplements P.L. 1963, c.73.P.L. 1995, c.23 AND P.L. 1998, c.17 regarding public access to government records, and

WHEREAS, the law designates that a person be designated as the custodian of a government record, and

WHEREAS, copies of permitted government records must be provided to persons upon written request and upon prepayment of fees prescribed by law or regulation, and

WHEREAS, except as otherwise provided by law or regulation, the fee assessed for the copying of a government record shall be \$.05 per page for letter size paper or smaller and \$.07 per page for legal size paper or larger,

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NOW, THEREFORE, BE IT RESOLVED that the Kenilworth Board of Education **appoints the Business Administrator/Board Secretary as the custodian of government records**, and

BE IT FURTHER RESOLVED, that the Kenilworth School District **approves the attached form for the use of any person, who requests access to a government record**, and

BE IT FURTHER RESOLVED, that the **fees should be reviewed and approved annually by the Board of Education**. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Doctrine of Necessity

RESOLUTION #6: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education approves the following resolution:

WHEREAS, the School Ethics Act, N.J.S.A. 18AA:12-21 et.seq. was enacted by the New Jersey State Legislature to ensure and preserve public confidence in school board members and school administrators and to provide specific ethical standards to guide their conduct; and

WHEREAS, questions have arisen regarding how a Board should invoke the Doctrine of Necessity when a quorum of a board of education had conflicts of interest on a matter required to be voted upon; and

WHEREAS, the School Ethics Commission has provided some guidance in Public Advisory Opinion A03-98 (April 1, 1998) but finds that there is a need to repeat and clarify its opinion; and

WHEREAS, the opinion set forth that, when it is necessary for a Board to invoke the Doctrine of Necessity, the Board should state publicly that it is doing so, the reason that such action is necessary and the specific nature of the conflicts of interest; and

WHEREAS, the opinion further provided that if the Board must invoke the Doctrine of Necessity not just to vote, but also to form a negotiations committee because it is without even three members to serve as a committee, then the Board must determine whether to act as a committee of the whole or to choose a smaller negotiations committee from among its members after stating publicly its reason for doing so as set forth above; and

WHEREAS, in keeping with the Legislative purpose as set forth in N.J.S.A. 18A:12-22(a) the School Ethics Commission views public disclosure of conflicts of interest to be paramount when it is necessary to invoke the Doctrine of Necessity.

NOW THEREFORE BE IT RESOLVED that the School Ethics Commission hereby requires Boards of Education that must invoke the Doctrine of Necessity to adopt a resolution setting forth that they are invoking the Doctrine, the reason for doing so and the specific nature of the conflicts of interest;

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and

BE IT FURTHER RESOLVED that the Boards of Education that invoke the Doctrine are directed to read the resolution at a regularly scheduled public meeting, post it where it posts public notices for thirty (30) days and provide the Commission with a copy. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Authorized Signatures

RESOLUTION #7: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That **the signatures of the President or Vice President, the Board Secretary, and the Treasurer of School Monies shall be affixed to the check warrants of the Board Operating Account before same shall be delivered to any payee.** The names of the respective parties above mentioned are:

President:	Gregg F. David	(elected 1/12/15)
Vice President:	Gerard Laudati	(elected 1/12/15)
Secretary:	Vincent A. Gonnella	
Treasurer:	Jeanne Decker	

Be It Further Resolved, That the signatures of the parties above mentioned shall be subscribed on signature cards of the designated depositories of the Board.

Be It Further Resolved, That the Kenilworth Board of Education approves as mandated by N.J.S.A. 18A:19-10 amended which requires that authorized signatories on the payroll and payroll agency checks must include the Board Secretary and the Treasurer of Monies;

Be It Further Resolved, That the names of the Board Secretary and the Superintendent be subscribed on signature cards for the cafeteria account;

Be It Further Resolved, That the names of the Board Secretary and the Treasurer of School Monies be subscribed on signature cards for the Unemployment Trust Fund Account;

Be It Further Resolved, That the names of the Board Secretary and Treasurer of School Monies be subscribed on signature cards for the Employee Summer Savings Account;

Be It Further Resolved, That the names of the Principal, Chief School Administrator, School Business Administrator, and Asst. Principal be subscribed on signature cards for the Harding Student Activities;

Be It Further Resolved, That the names of the Principal, Chief School Administrator, School Business Administrator, and Asst. Principal be subscribed on signature cards for the Brearley

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Student Activities;

Be It Further Resolved, That the names of the Principal, Asst. Principal and Athletic Director be subscribed on signature cards for the Athletic Officials Fund;

Be It Further Resolved, That the names of the Athletic Director, Chief School Administrator, and School Business Administrator be subscribed on signature cards for the Facility Security Account;

Be It Further Resolved, That the names of the Chief School Administrator, School Business Administrator be subscribed on signature cards for the Heyman Scholarship Account. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Finance Chair as Acting Treasurer

RESOLUTION #8: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That **in the absence or unavailability of the Treasurer of School Monies, the Chairperson of the Finance Committee of the Kenilworth Board of Education shall be and is hereby appointed as Acting Treasurer of School Monies, and is hereby empowered to deposit and withdraw funds on the Kenilworth Board of Education of the Borough of Kenilworth.** When acting as Treasurer of School Monies, he/she shall be bonded for the faithful performance of his/her duties as Acting Treasurer in the amount of \$2,500.00. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

ANNUAL APPOINTMENT RESOLUTIONS

**Appointment of the Business Administrator
Board Secretary**

RESOLUTION #9: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education **appoints Vincent A. Gonnella as Business Administrator/Board Secretary for the 2015 organizational year.** Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Treasurer of School Monies

RESOLUTION #10: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education appoints Jeanne Decker as Treasurer of School Monies for the 2015 organizational year. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Board Attorney

RESOLUTION #11: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Approval of Board Attorney:

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WHEREAS, there exists a need for board counsel services in connection with Kenilworth Board of Education, for the 2015 organizational year, and

WHEREAS, such board counsel services can be provided only by a board counsel firm and the firm of *Porzio, Bromberg & Newman* of Morristown, NJ, is so recognized as such a firm; and

WHEREAS, any and all work performed beyond the board counsel services will be payable to *Porzio, Bromberg & Newman* of Morristown, NJ, upon the submission of a voucher setting forth the time expended as follows:

Annual Retainer \$10,000 includes:

- Attendance at up to 12 Board Meetings, as needed, or at the discretion of the Board
- All telephone calls from Board President, Superintendent, and Business Administrator
- Simple legal opinions needing little or no research (verbal opinions)
- Simple review of board documents, policy review not requiring written opinions or extensive research, review of monthly Board meeting agenda

Hourly Rate for other legal matters will be billed at a rate of:

\$185 for all attorneys
\$135 for Paralegals

NOW, THEREFORE, BE IT RESOLVED, BY THE KENILWORTH BOARD OF EDUCATION IN THE COUNTY OF UNION AS FOLLOWS:

1. **The board counsel firm of *Porzio, Bromberg & Newman* of Morristown, NJ is hereby retained to provide board counsel services necessary in conjunction with the Kenilworth Board of Education.**
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A(a)(l), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the proposal shall be placed on file with the Secretary of the Board.
4. *Porzio, Bromberg & Newman* has completed and submitted a C271 Political Contribution Disclosure Form in accordance with Section 2 of P.L. 2006, c271. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Labor Counsel

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RESOLUTION #12: Approval of Labor Counsel:

Introduced by Zimmerman, who moved its adoption, seconded by Braun, WHEREAS, there exists a need for labor counsel services in connection with Kenilworth Board of Education, for the 2015 organizational year, and

WHEREAS, such labor counsel services can be provided only by a labor counsel firm and the firm of *Lindabury, McCormick & Estabrook* of Westfield, NJ, is so recognized as such a firm; and

WHEREAS, any and all work performed beyond the labor counsel services will be payable to *Lindabury, McCormick & Estabrook*, upon the submission of a voucher setting forth the time expended as follows:

\$160/hour: All administrative hearings, court proceedings, litigation, arbitration, grievances, unfair labor practices, negotiations mediation, fact-finding, all research, preparation, and consultation with the board representatives, interviewing witnesses, and the like, associated with negotiations, litigation, administrative hearings and court proceedings, general research and miscellaneous legal work.

NOW, THEREFORE, BE IT RESOLVED, BY THE KENILWORTH BOARD OF EDUCATION IN THE COUNTY OF UNION AS FOLLOWS:

1. **The labor counsel firm *Lindabury, McCormick & Estabrook* is hereby retained to provide labor counsel services necessary in conjunction with the Kenilworth Board of Education.**
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A(a)(l), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the proposal shall be placed on file with the Secretary of the Board.
4. *Lindabury, McCormick & Estabrook* has completed and submitted a C271 Political Contribution Disclosure Form in accordance with Section 2 of P.L. 2006, c271.
5. The approval of this resolution is based upon the approval of the Board Attorney. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Bond Counsel

RESOLUTION #13: Approval of Bond Counsel:

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Introduced by Zimmerman, who moved its adoption, seconded by Braun, WHEREAS, there exists a need for bond counsel services in connection with Kenilworth Board of Education, for the 2015 organizational year, and

WHEREAS, such bond counsel services can be provided only by a board counsel firm and the firm of *Wilentz, Goldman and Spitzer*, is so recognized as such a firm; and

WHEREAS, any and all work performed beyond the bond counsel services will be payable to *Wilentz, Goldman and Spitzer*, upon the submission of a voucher setting forth the time.

NOW, THEREFORE, BE IT RESOLVED, BY THE KENILWORTH BOARD OF EDUCATION IN THE COUNTY OF UNION AS FOLLOWS:

1. **The bond counsel firm *Wilentz, Goldman and Spitzer* is hereby retained to provide bond counsel services necessary in conjunction with the Kenilworth Board of Education.**
2. The Contract is awarded without competitive bidding as a "Professional Service" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A(a)(l), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution as well as the proposal shall be placed on file with the Secretary of the Board.
4. *Wilentz, Goldman and Spitzer* has completed and submitted a C271 Political Contribution Disclosure Form in accordance with Section 2 of P.L. 2006, c271.
5. The approval of this resolution is based upon the approval of the Board Attorney. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Auditing Services

RESOLUTION #14: Appointment of Auditor:

Introduced by Zimmerman, who moved its adoption, seconded by Braun, WHEREAS, there exists a need for Auditing Services, and

WHEREAS, the firm of *Robert Hulsart & Company* is licensed to provide such services, and

WHEREAS, the Board of Education has reviewed the firm's most recent Peer Review report, and

WHEREAS, funds in the amount of \$15,500 are or will be available for this purpose.

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NOW, THEREFORE, BE IT RESOLVED BY THE KENILWORTH BOARD OF EDUCATION IN THE COUNTY OF UNION AS FOLLOWS:

1. **The auditing firm of *Robert Hulsart & Company* is hereby retained to provide Auditing services for the 2014-2015 School Year in accordance with the Request for Proposal and their proposal.**
2. The contract is awarded without competitive bidding as a “Professional Service” in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A(a)(1), because it is for services performed by persons authorized by law to practice a recognized profession.
3. The Board appoints Robert Hulsart as the Partner in charge of the audit.
4. The Board of Education is required to review firm’s most recent Peer Review report prior to the engagement of the annual audit, and to acknowledge its review of the report in the minutes that authorize the engagement of the public school accountant.
5. *Robert Hulsart & Company* has completed and submitted a C271 Political Contribution Disclosure Form in accordance with Section 2 of P.L. 2006, c271.
6. A copy of this resolution as well as the engagement letter shall be placed on file with the Secretary of the Board. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

Extraordinary Unspecifiable Services

RESOLUTION #15: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education **appoints the following services for the 2015 organizational year:**

Risk Management/Insurance:

CBIZ Insurance Agency
Risk Manager: Lee Nestel

Health Benefits Broker

Brown & Brown Benefits Advisors
Agent: Anthony Ciardella

Be It Further Resolved, that these Contracts are awarded without competitive bidding as a “Extraordinary Unspecifiable Services” in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A-5a(10) because it is for services performed by persons authorized by law to practice a recognized profession. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

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Appointment of Advisors & Consultants

RESOLUTION #16: Introduced by Zimmerman, who moved its adoption, seconded by Braun, Be It Resolved, That the Kenilworth Board of Education **appoints the following professional services for the 2015 organizational year:**

Financial Advisory Services

Phoenix Advisors, LLC.

Advisor: Robbi S. Acampora

Architect of Record

SSP Architectural Firm

Representative: Scott Mihalick

Environmental Services

Matrix New World

Representative: Gavin Gilmore

Board Policy Service

Strauss Esmay Associates, Inc.

Representative: Philip Nicastro

E-Rate Consultants:

On-Tech Consulting, Inc.

Representative: Dan Riordon

Be It Further Resolved, that these Contracts are awarded without competitive bidding as a "Professional Services" in accordance with the Public School Contracts Law, N.J.S.A. 18A:18A(a)(1), because it is for services performed by persons authorized by law to practice a recognized profession. Motion carried 7-1-0. Voting yes was: Braun, Curtin, David, Duda, Jankiewicz, G. Laudati and Zimmerman. Voting no was: Drogon.

RESOLUTION: Introduced by David, who moved its adoption, seconded by Drogon, Be It Resolved by the Board of Education of Kenilworth that the Board of Education **meet in private session**, from which the public shall be excluded, **to discuss the topics of KEA negotiations** which private discussion is being held pursuant to Section 7b and 8 of the Open Public Meetings Act. The matters under discussion will be disclosed to the public as soon as final decisions are made and voted upon. Motion carried unanimously. 8:05 p.m.

At 9:00 p.m. Gonnella reconvened the public session, and informed the public that **the Board took no action in private executive session.**

January 5, 2015

Motion was made by David, seconded by Zimmerman, that when the **meeting adjourns, it adjourns to the call of the chair.** Motion carried unanimously.

Meeting adjourned 9:00 p.m.

Respectfully submitted,

Vincent A. Gonnella
Secretary to the Board