

BEACH HAVEN SCHOOL
 AGENDA FOR BOARD OF EDUCATION MEETING
 Wednesday, May 20, 2015

Public Session – 7:00 PM
 FORMAL ACTION WILL OR MAY BE TAKEN

I. CALL TO ORDER – 7:05 PM

II. OPEN PUBLIC MEETINGS STATEMENT

The New Jersey Open Public Meetings Law was enacted to ensure the right of the public to have advance notice of and to attend the meetings of public bodies at which any business affecting their interests is discussed or acted upon. In accordance with the provisions of this Act, the Beach Haven Board of Education has caused notice of this meeting to be given by having the date; time and place mailed into the Clerk of the Municipality; advertised in Asbury Park Press and mailed to the County Superintendent of Schools.

III. ROLL CALL

Name	Present	Absent
Irene Hughes	X	
Kathy Kelly	X	
Carol Labin	X	
Jen Tomlinson	X	
Meredith O’Donnell	X	

IV. FLAG SALUTE

V. EXECUTIVE SESSION – PERSONNEL

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes		X			
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	1 ST	X			
Meredith O’Donnell	2 ND	X			

VI. CLOSE EXECUTIVE SESSION

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 ST	X			
Kathy Kelly		X			

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Carol Labin		X			
Jen Tomlinson	2 ND	X			
Meredith O'Donnell		X			

VII. PUBLIC SESSION MINUTES AND EXECUTIVE SESSION MINUTES TO BE APPROVED FOR APRIL 28 AND MAY 6, 2015

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes		X			
Kathy Kelly	2 ND	X			
Carol Labin		X			
Jen Tomlinson	1 ST	X			
Meredith O'Donnell		X			

VIII. RESOLUTION INVOKING THE DOCTRINE OF NECESSITY

WHEREAS, the School Ethics Act, N.J.S.A. 18A: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 arose regarding how a Board should invoke the Doctrine of Necessity when a quorum of a Board of Education has conflicts of interest on a matter required to be voted upon; and

WHEREAS, the School Ethics Commission ("Commission") provided guidance in Public Advisory Opinion A03-9 (April 1, 1998); 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 School Ethics Commission, by resolution dated February 25, 2003, clarified and required a Board of Education invoking 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; and

WHEREAS, the School Ethics Commission further directed Boards of Education that invoke the Doctrine 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; and

WHEREAS, the Beach Haven Board of Education ("Board") needs to enter into a Shared Services Agreement with Stafford Township Board of Education for their Principal, to serve as Acting Principal on an interim and as needed basis to comply with N.J.A.C. 6A:32-4.1 and a plan to be submitted to the Ocean County Superintendent of Schools to ensure the adequate supervision of students and staff in the absence of a Superintendent; and

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WHEREAS, the Board Attorney, Isabel Machado, Esq., has reviewed the advisory decisions of the Commission and determined board member conflicts would otherwise prohibit three (3) of the five (5) members of the Board from discussing and voting on said agreement and the proposed plan to be submitted to the Ocean County Superintendent of Schools; and

WHEREAS, the three (3) board members, namely Kathy Kelly, Meredith O'Donnell and Jen Tomlinson, are employees of Stafford Township Board of Education; and

WHEREAS, the inability of the above three (3) board members to participate in this process results in the lack of a quorum; and

WHEREAS, in order to enter into a Shared Services Agreement with Stafford Township Board of Education for their Principal, to serve as Acting Principal on an interim and as needed basis to comply with N.J.A.C. 6A:32-4.1 and a plan to be submitted to the Ocean County Superintendent of Schools to ensure the adequate supervision of students and staff in the absence of a Superintendent, the Board must have a quorum; and

WHEREAS, the Board desires to invoke the Doctrine of Necessity, in accordance with the procedures established by the Commission in order to enter into the Shared Services Agreement with Stafford Township and submit the plan to the Ocean County Superintendent of Schools for approval.

NOW, THEREFORE, BE IT RESOLVED, by the Beach Haven Board of Education, County of Ocean, State of New Jersey, as follows:

1. That the three (3) board members, as noted above, are in conflict by virtue of their employment with Stafford Township, and the Board therefore invokes the Doctrine of Necessity in order to discuss and approve the Shared Services Agreement with Stafford Township and submit the plan to the Ocean County Superintendent of Schools for approval.

2. That this resolution shall be read the resolution at the public meeting of May 20, 2015 and shall be posted where it posts public notices for thirty (30) days.

3. That a copy of this resolution shall be forwarded to the School Ethics Commission by the Board Attorney.

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 ST	X			
Kathy Kelly		X			
Carol Labin	2 ND	X			
Jen Tomlinson		X			
Meredith O'Donnell		X			

IX. COMMUNICATIONS – Email from Parent/PTA

X. COMMENTS FROM MEMBERS OF THE PUBLIC ON AGENDA ITEMS ONLY - None

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This meeting will now be open to the public for comments on specific Agenda Items only. If your comment pertains to students, personnel, litigation or negotiations, we would ask that you see the Administrator after the meeting since the Board does not discuss such items in public.

Please state your name and address. Comments must be limited to three minutes per person.

XI. SUPERINTENDENT RECOMMENDATIONS

Action to Be Taken

A. Finance/Operations

- 101 Financial Reports of the Board Secretary – April 30, 2015
- 102 Bills Lists for April 29-30, 2015 and May 1-19, 2015
- 103 Monthly Certifications of Budgetary Major Accounts & Fund Status

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 ST	X			
Kathy Kelly	2 nd	X			
Carol Labin		X			
Jen Tomlinson		X			
Meredith O'Donnell		X			

B. EDUCATION

- 201 Approval of 6th Grade trip for Beach Haven Students to Thundering Surf on Monday, June 15, 2015 (rain date – June 16, 2015) at a cost not to exceed \$185.00

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 ST	X			
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	2 nd	X			
Meredith O'Donnell		X			

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C. PERSONNEL

301 Approve the following non-tenured staff for the 2015-2016 school year:

Name	Tenured/Non-tenured	Full/Part Time	Grade/Subject
Lu-Ann Cirone	Non-tenured	PT – 3 Days	Technology

This motion was tabled due to the Boards' need for more information (see roll call below).

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 ST	X			
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	2 nd	X			
Meredith O'Donnell		X			

302 Approve the following professional development:

Name	Type	Cost	Dates
<ul style="list-style-type: none"> • Patrice Pottichen • Marjie Carnevale 	Utilizing Resources – Anti-bullying, Bias, Holocaust, and Prejudice – Mercer County College	Free Mileage, Tolls	06/2/2015

303 Approve the request of the Superintendent, Eva Marie Raleigh, to use five (5) vacation days and seventeen (17) sick days from May 4, 2015 through June 3, 2015

304 Approve a physical examination for cause pursuant to Policy No. 3161 for Employee #4042 to be conducted by Community Medical Center located at 99 Highway 37 West, Toms River, NJ 08755 at the expense of the Board not to exceed \$400

305 Approve a mental examination for cause pursuant to Policy No. 3161 for Employee #4042 to be conducted by The Institute for Forensic Psychology, 5 Fir Court, Suite 2, Oakland, NJ 07436 at the expense of the Board not to exceed \$1,500

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Name	Motion	Yes	No	Abstain	Absent
Irene Hughes		302		303-305	
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	1 st	X			
Meredith O'Donnell	2 nd	X			

D. Policies/Regulations

- 401 Approve the April 2015 Staff and Student Attendance Rates
- 402 Approve the April 2015 Nursing Reports
- 403 Approve the Monthly HIB Incidents – Zero (0) for April 2015

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 st	X			
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	2 nd	X			
Meredith O'Donnell		X			

E. Governance – None

F. Facilities/Operations

- 601 Approve the Fire Drills and Security Drills for April 2015
- 602 Approve the use of two security cameras installed as part of the facility plans covered in the 2014-2015 school budget - State Security Aid Line Items (Main Office – Bus Entrance)
- 603 Approve the Shared Service Agreement with Stafford Township Board of Education for their Principal, Mr. Carl Krushinski to serve as Acting Principal on an interim and as needed basis, subject to the approval of the Ocean County Superintendent of Schools in accordance with NJAC 6A:32-4.1; the approval of Stafford Township; and Board Attorney approval
- 604 Approve and direct the Board Attorney to submit pursuant to NJAC 6A:32-4.1(d) 1, the plan for approval based on behalf of the Beach Haven Board of Education (“Board”) to ensure the adequate supervision for students and staff in the absence of a Superintendent through the Shared Service Agreement with Stafford Township

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Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 st	601, 603-604	602		
Kathy Kelly		601, 603-604	602		
Carol Labin		601, 603-604	602		
Jen Tomlinson	2 nd	601, 603-604	602		
Meredith O'Donnell		601, 603-604	602		

XII. COMMITTEE REPORTS - None

XIII. OLD BUSINESS - None

XIV. NEW BUSINESS - None

XV. COMMENTS FROM MEMBERS OF THE PUBLIC ON GENERAL TOPICS ONLY

This meeting will now be open to the public for comments on General Items only. If your comment pertains to students, personnel, litigation or negotiations, we would ask that you see the Superintendent after the meeting since the Board does not discuss such items in public.

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1. Marjie Carnevale – raised questions on the timeliness of the shared services agreement and the return of the Superintendent
2. Luanne Cirone – presented information to the Board about her position and her performance
3. Richard Jefferies – question motion 604
4. Mary Claire Bunce – raised questions concerning the Police Athletic League (PAL)
5. Cathy Deeley – raised concerns about lack of notification for canceled after school events
6. Mary Claire Bunce – asked for a communication plan to be developed to share the specifics of the shared services agreement with Stafford Township School
7. Isabel Machado, Board Attorney – responded to public inquiries about the Shared Services Agreement and commented that she could not expand on any information to the public regarding the personnel motions

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XVI. ADJOURNMENT – 8:28 PM

Name	Motion	Yes	No	Abstain	Absent
Irene Hughes	1 st	X			
Kathy Kelly		X			
Carol Labin		X			
Jen Tomlinson	2 nd	X			
Meredith O'Donnell		X			