

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

PUBLIC MINUTES  
BUSINESS MEETING

PLACE: Beach Haven Elementary School  
DATE: January 26, 2022  
TIME: 5:00 p.m.

CALL TO ORDER:

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, Press of Atlantic City and mailed to the County Superintendent of Schools.

ROLL CALL:

Name	Present	Absent
Irene Hughes	X	
Jean Frazier	X	
Carol Labin	X	
Jen Tomlinson		X
Meredith O'Donnell	X	

Also present were Steve Terhune, Business Administrator, and Dr. Christopher Meyrick, Superintendent (*by phone*).

FLAG SALUTE: Pledge of Allegiance to the Flag

PUBLIC AND EXECUTIVE SESSION MINUTES TO BE APPROVED FOR:

1. Regular Monthly Public Minutes of December 22, 2021
2. Executive Session Minutes of December 22, 2021
3. Reorganization Meeting Minutes of January 6, 2022

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

PRESENTATION: Dr. Meyrick- District Update-January 2022 – the second evaluation for non-tenured staff has been completed, first evaluation for tenured staff has been completed, SCIP meeting summary, WIN

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

Program second block has begun, School Climate Committee meeting summary, Emerging School of Character recognition and Promising Practice recognition.

COMMUNICATIONS:

COMMUNICATION FROM THE PUBLIC (AGENDA ITEMS ONLY)

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.

No member of the public wished to address the Board of Education at this time.

SUPERINTENDENT RECOMMENDATIONS:

Actions to Be Taken:

Finance/Operations:

1. BE IT RESOLVED by the Beach Haven Board of Education that the January 2022 bills totaling \$103,879.94 as well as the December 2021 Payroll Bills totaling \$113,918.34 for 2021-2022 to be paid, and the Secretary and the President be hereby authorized, and directed to draw orders on the Treasurer for the payment of same, if and when funds are available.
2. To authorize the Superintendent of Schools to make the following revised transfers within accounts for the month of December 2021.
3. To accept the revised financial report of the Secretary for the month ending December 31, 2021: Balance on hand \$2,258,403.73.

Board Secretary's Month Certification  
Budgetary Line Item Status

Certification of No Over Expenditures – Recommend acceptance that pursuant to N.J.A.C. 6A:23-2.12(c)3, Steven Terhune, School Business Administrator/Board Secretary, certifies that as of December 31, 2021, no budgetary line item account has obligations and payments (contracted orders) which in total exceed the amount appropriated by the District Board of Education pursuant to N.J.S.A.18A:22-8 and 18A:22-8.1, which would be in violation of N.J.A.C. 6A:23-2.12 (a), that the District financial accounts have been reconciled and are in balance.

\_\_\_\_\_  
Board Secretary/Business Administrator

\_\_\_\_\_  
Date

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

Board Certification – Recommend acceptance that through the adoption of this resolution, the Beach Haven Board of Education, pursuant to N.J.A.C. 6A:23-2.12 (c) 4, certifies that as of December 31, 2021, after review of the Secretary’s monthly financial report (appropriations’ section) and upon consultation with the Business Administrator and other appropriate district officials, that to the best of our knowledge, no major account or fund has been over-expended in violation of N.J.A.C. 6A:23-2.12 (c)4 i.-vi and that sufficient funds are available to meet the district’s financial obligations for the remainder of the fiscal year.

4. To accept the financial report of the Treasurer of School Monies ending December 2021.

5. Whereas, the Beach Haven Board of Education advertised for bids for the replacement of the roof; and

Whereas, the NJ Department of Education Long Range Facility Plan contained this roof replacement project; and

Whereas, the NJ Department of Education has assigned a project number for this roof replacement; and

Whereas, bids were opened publicly on Thursday, January 13, 2022 at 2:00 pm; and

Whereas, bids were received from the following bidders:

Contractor	Base Bid	Alternate 1 - Asphalt Shingles Deduct
Strober-Wright Roofing	\$ 514,000.00	\$ (58,000.00)
Northeast Roof Maintenance	\$ 638,000.00	\$ (32,000.00)
Frank Cyrwus Inc	\$ 641,711.00	\$ (43,000.00)
Duga Construction	\$ 719,000.00	\$ (30,000.00)
JDS General Contracting	\$ 839,000.00	\$ (57,000.00)
MTB LLC	\$ 850,000.00	\$ (20,000.00)
Union Roofing Contractors	\$ 863,000.00	\$ (38,000.00)

Whereas, the apparent low bidder, Strober-Wright Roofing, withdrew their bid post-opening due to mathematical errors which would impact their ability to complete the project; and

Whereas, the bid packages were reviewed by the district’s attorney and architect for compliance with the bid requirements

Be It Hereby Resolved, by the Beach Haven Board of Education that the award for the bid replacement project be made to the next lowest bidder:

Northeast Roof Maintenance in the amount of \$638,000 - Alternate 1 is not awarded.

6. To approve the submission of the amendment for the FY2022 ESEA Federal Grant

7. To approve the following salaries to be paid through Federal Grant Funds for the FY22 school year:

- Title I Part A - Suzanne Henry - \$5,550
- Title IV Part A - Daggi Ball - \$11,378
- ESSER II - Learning Acceleration - WIN Program Stipends - \$15,000
- ESSER II - Learning Acceleration - I&RS Support - \$5,000

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

- ESSER II - Mental Health - WIN Program Stipends - \$10,000
- ESSER II - Mental Health - Daggi Ball - \$9,000
- ESSER II - Mental Health - WIN Program Supervisor - \$5,040
- ARP ESSER (pending DOE approval) - Stephanie Cecchini - \$35,000
- ARP ESSER (pending DOE approval) - Joseph Elmo - \$10,000
- ARP ESSER (pending DOE approval) - Holly Herriger - \$20,000

8. To request approval for a waiver from the NJ Department of Education, under N.J.A.C. 6A:23A-5.3, for exemption from Special Education Medicaid Initiative program requirements due to a projection of fewer than 40 eligible students.

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

**EDUCATION:**

1. Rescheduled (Approved 9/21) attendance by Ms. Giordano on February 1, 2022 (virtually) for a workshop on Foundations.
2. Rescheduled (Approved 12/22) attendance by Mrs. Henry and Mrs. Wiehr to attend a workshop virtually for Guided Math Strategies to Differentiate Your Math Instruction Using Small Group Instruction and Math Learning Centers.
3. To approve attendance by Miss. Holleran to attend a workshop virtually for Foundations on February 17th.

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

**PERSONNEL:**

1. To approve Dr. Cecchini for a sabbatical during the 2022-2023 school year.

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

POLICY/REGULATION:

GOVERNANCE:

1. To invoke the Doctrine of Necessity for negotiations with the BHEA bargaining unit for a successor contract:

**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 establish a Board Negotiations Committee in order to negotiate salary increases and a new contract with the Beach Haven Education Association ("BHEA"); and

**WHEREAS**, the Board Attorney, Isabel Machado, Esq., has reviewed the advisory decisions of the Commission and has determined board member conflicts would otherwise prohibit four (4) of the five (5) board members from participating in negotiations with the BHEA; and

**WHEREAS**, three (3) board members, namely, Meredith O'Donnell, Jen Tomlinson and Irene Hughes are currently members of the New Jersey Education Association (NJEA); and

**WHEREAS**, board member, Carol Labin, is a former member of the BHEA / NJEA and previously involved in negotiations prior to retirement; and

**WHEREAS**, there is only one non-conflicted board member thereby precluding a negotiations committee without invoking the doctrine of necessity; and

**WHEREAS**, the inability of the above board members to participate in this process results in the lack of a quorum and the establishment of a committee; and

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

**WHEREAS**, in order to establish a Negotiations Committee to negotiate salary increases and a new contract with the BHEA, 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 form a Negotiations Committee to negotiate salary increases and a new contract with the BHEA.

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

1. That the board members, as noted above, are in conflict by virtue of their association with the NJEA, and the Board therefore invokes the Doctrine of Necessity in order to establish a Negotiations Committee to negotiate salary increases and a new contract with the BHEA.
2. The Board hereby appoints board members, Jean Frazier and Jen Tomlinson, to the Negotiations Committee.
3. That this resolution shall be read at the public meeting of January 26, 2022 and shall be posted where it posts public notices for thirty (30) days.
4. That a copy of this resolution shall be forwarded to the School Ethics Commission by the Board Attorney.

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

**FACILITIES/OPERATIONS:**

1. To acknowledge the performance of a fire drill on January 14, 2022 and a security drill (lockdown) on January 19, 2022.
2. To retroactively approve use of facilities of the gym for PAL on Monday and Tuesday nights starting 1/10/22 from 6pm to 8pm.

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

BEACH HAVEN BOARD OF EDUCATION  
Beach Haven, NJ 08008

COMMITTEE REPORTS:

OLD BUSINESS:

NEW BUSINESS:

COMMENTS FROM THE 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.

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

No member of the public wished to address the Board of Education at this time.

ADJOURNMENT

BE IT RESOLVED, The Board of Education meeting be adjourned at 5:12 pm.

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

Respectfully submitted,

*Steven Terhune*

School Business Administrator/Board Secretary