Lopatcong Township Board of Education
Revised Resolutions – March 8, 2011

a. Education

R-182-11 **Maternity/Child Care Leave Request**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a maternity leave for Janine Arnold commencing on or about May 23, 2011 through the end of the school year using accumulated sick days and an unpaid child care leave under the Family Medical Leave Act and the New Jersey Family Leave Act beginning on the first day of the 2011-2012 school year to October 28, 2011 as requested.

Roll Call Vote:

R-183-11 **Maternity/Child Care Leave Request**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a maternity disability leave for Cristen Tierney commencing on or about May 23, 2011 through the end of the school year using accumulated sick days and an unpaid child care leave under the Family Medical Leave Act and the New Jersey Family Leave Act beginning on the first day of the 2010-2011 school year through November 17, 2011 and an extended leave of absence without pay beginning November 18, 2011 through December 31, 2011.

Roll Call Vote:

R-184-11 **Maternity/Child Care Leave Request**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a maternity disability leave for Elizabeth Mansfield commencing on or about June 13, 2011 through the end of the school year using accumulated sick days and an unpaid child care leave under the Family Medical Leave Act and the New Jersey Family Leave Act beginning on the first day of the 2011-2012 school year through November 4, 2011 as requested.

Roll Call Vote:

R-185-11 **Accept Staff Member Retirement**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, accept with regret the retirement of Patricia Seymore effective May 1, 2011.

Roll Call Vote:

R-186-11 **Temporary Part Time Business Office Support**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve the emergent hiring of Raelene Catterson for Business Office Support on a temporary, part time basis at the rate of $20.00 per hour effective immediately to June 30, 2011.

Roll Call Vote:

R-187-11 **Substitutes for 2010-2011**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a list of substitutes for the 2010-2011 school year as attached.

Roll Call Vote:

R-188-11 **Accept Staff Member Resignation**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, accept with regret the resignation of Julie Moore effective April 15, 2011.

Roll Call Vote:

R-189-11 **College Students' Observations**

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve college students' observations as follows:

Student	College	Teacher to Observe
Kimberly Bush	East Stroudsburg University	Penny Torcivia
Jessica Harwelik	Warren County Community College	Amy Harman
Russa Nollstadt	Centenary College	Rick Bonney

Vote:

R-190-11 **Field Trips**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve the following field trips:

Grade	Destination	Date	Company	Amount
2	Raritan Valley Community College	5-16-011	B&K Dalrymple	$350.00
6&7 G&T	Montclair State University	6-3-11	Snyder Bus	$280.00
5&6 G&T	State House	5-19-11	First Student	$288.00
7	Warren County Community College	3-15-11, snow date 3-16-11	First Student	$96.00
4	Mansfield Township Elementary School	3-4-11 snow date 3-23-11	n/a	Pohatcong is securing transportation

Roll Call Vote:

R-191-11 **Volunteers for 2010-2011**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve volunteers for the 2010-2011 school year as presented.

Vote:

b. Facilities and Technology

R-192-11 **Facility Use Request**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve facility use requests for the 2010-2011 school year as follows:

Elementary School:

Organization	Date	School Area
LAA-Baseball	2-27-11 & 3-6-11	gym & MPR

Middle School:

Organization	Date	School Area
Pbrg. Summer Youth Theater	6-27-11 to 8-6-11 Mon. – Thurs.	APR, music room and community room
PTA - Day of Arts	3-5-11	class rooms, APR, gym, stage, community room
LAA Twirlers	2-24-11	stage
Lehigh Valley Showtime	4-28-11 to 6-1-11	gym
LEA	3-28-11	cafeteria

Vote:

R-193-11 **Contract with USA Architects**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a contract with USA Architects for a study of water intrusion at the middle school for a cost of $8,500.00 plus reimbursable expenses.

Roll Call Vote:

R-194-11 **Eneractive Solutions Feasibility Study**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a feasibility study with Eneractive Solutions for the Installation of Photovoltaic Solar Power at the elementary and middle schools for a cost not to exceed $9,000.00.

Roll Call Vote:

c. Finance

R-195-11 **Tuition Contract with Warren Hills Regional School District**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a tuition contract with Warren Hills Regional School District for the placement of a Lopatcong student, State I.D. #3215032788, in the autistic program for the 2010-2011 school year in the amount of $59,000.00 with additional services billed separately.

Roll Call Vote:

R-196-11 **Tuition Contract with Ewing High School**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve a tuition contract with Ewing High School for the placement of a Lopatcong student, State I.D. #7057287321, effective February 14, 2011 for the prorated amount of $5626.32 for the remainder of the 2010-2011 school year.

Roll Call Vote:

R-197-11 **Tuition Contract with Stepping Stone School**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve the placement of one Lopatcong student, State I.D.#3659646422, at Stepping Stone School effective March 1, 2011 and to approve a tuition contract for such placement in the amount of $225.15 per diem for the remainder of the 2010-2011 school year.

Roll Call Vote:

R-198-11 **Transfer of Uncommitted Funds**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve the transfer of uncommitted funds within the 2010-2011 school year budget in the amount of $19,650.00.

Roll Call Vote:

R-199-11 **Authorize the Sale of the Refunding School Bonds**

Motion by ,second by ,

WHEREAS, The Board of Education of the Township of Lopatcong in the County of Warren, New Jersey (the "Board" when referring to the governing body and the "School District" when referring to the territorial boundaries governed by the Board) issued $15,895,000 aggregate principal amount of tax-exempt refunding school bonds in 2001 (the "2001 School Bonds") to refinance previously issued school bonds, the proceeds of which were used to fund a voter-approved school facilities project; and

WHEREAS, the Board has determined that the current tax-exempt interest rate environment may enable it to realize going-forward debt service savings for the taxpayers of the Township of Lopatcong through the issuance by the Board of Refunding School Bonds, Series 2011 (the "Refunding School Bonds") to refund all or a portion of its outstanding callable 2001 School Bonds in the amount of $15,095,000 maturing on July 15, 2012 through July 15, 2030 (the "Refunded Bonds"); and

WHEREAS, the Board, pursuant to a refunding school bond ordinance (the "Refunding Bond Ordinance") introduced on first reading by resolution of the Board on February 22, 2011, authorized the issuance of the Refunding School Bonds for the purpose of refunding the Refunded Bonds; and

WHEREAS, the Board, pursuant to a resolution duly adopted by the Board on February 22, 2011, authorized the filing of an application with the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs (the "Local Finance Board"), in accordance with N.J.S.A. 18A:24-61 et seq., seeking the Local Finance Board's consent to enact and adopt the Refunding Bond Ordinance and its endorsement to be placed thereon and to authorize the issuance of the Refunding School Bonds; and

WHEREAS, on March 9, 2011, the Local Finance Board will consider and is expected to (i) approve the Board's application in connection with the issuance of the Refunding School Bonds and (ii) consent to the Board's adoption and enactment of the Refunding Bond Ordinance; and

WHEREAS, on the date hereof, the Board has held a public hearing on the Refunding Bond Ordinance; and

WHEREAS, the Board has determined to issue and sell such Refunding School Bonds contingent upon and in accordance with the consent to be granted by the Local Finance Board; and

WHEREAS, the Board now desires to finally adopt the Refunding Bond Ordinance and to authorize certain actions in connection with the sale and issuance of the Refunding School Bonds.

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF LOPATCONG IN THE COUNTY OF WARREN, NEW JERSEY, AS FOLLOWS:

SECTION 1. The Refunding Bond Ordinance is hereby adopted and shall take effect upon approval and consent of the Local Finance Board.

SECTION 2. The Refunding School Bonds are hereby authorized to be sold to, and the Board hereby appoints Roosevelt & Cross, Inc. and Associates, to serve as the Underwriter (the "Underwriter"), upon the terms set forth herein and set forth in its proposal to the Board.

SECTION 3. There is hereby delegated to the Business Administrator/Board Secretary, subject to the limitations contained herein and in consultation with Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Board ("Bond Counsel"), the power with respect to the Refunding School Bonds to determine and carry out the following:

a) the sale of the Refunding School Bonds at private sale, provided that the purchase price paid by the purchaser thereof shall not be less than ninety-five percent (95%) of the principal amount of the Refunding School Bonds so sold;

b) the principal amount of Refunding School Bonds to be issued, provided that (i) such amount shall not exceed $15,700,000, and (ii) such amount shall not exceed the amount necessary to pay the costs of issuance associated with the Refunding School Bonds and to fund the deposit to the escrow fund as set forth in the Escrow Deposit Agreement (as defined herein) in an amount that, when invested, will be sufficient to provide for the timely payments required for the Refunded Bonds;

c) the maturity dates and the principal amount of each maturity of the Refunding School Bonds, provided that no Refunding School Bonds refunding the Refunded Bonds shall mature later than July 15, 2030.

d) the interest payment dates and the interest rates on the Refunding School Bonds, provided that the true interest cost on the Refunding School Bonds shall produce a present value debt service savings of at least three percent (3%) of the principal amount of the Refunded Bonds;

e) the denomination or denominations of and the manner of numbering and lettering the Refunding School Bonds, provided that all Refunding School Bonds of like maturity shall be identical in all respects, except as to denominations, amounts, numbers and letters;

f) provisions for the sale or exchange of the Refunding School Bonds and for

the delivery thereof;

g) the form of the Refunding School Bonds shall be substantially in the form set forth in Exhibit A attached hereto, with such additions, deletions and omissions as may be necessary for the Board to market the Refunding School Bonds in accordance with the requirements of The Depository Trust Company, New York, New York, ("DTC") and the Purchase Contract (as defined herein);

h) the direction for the application and investment of the proceeds of the Refunding School Bonds; and

i) any other provisions deemed advisable by the Business Administrator/Board Secretary not in conflict with the provisions hereof.

The Business Administrator/Board Secretary shall execute a certificate evidencing the determinations or other actions taken pursuant to the authority granted hereunder, and any such certificate shall be conclusive evidence of the actions or determinations of the Business Administrator/Board Secretary as to the matters stated therein.

SECTION 4. The President and Vice-President of the Board are hereby authorized and directed to execute by manual or facsimile signature the Refunding School Bonds in the name of the Board and the corporate seal (or facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. The Business Administrator/Board Secretary is hereby authorized and directed to attest to such signature and to the affixing of said seal to the Refunding School Bonds.

SECTION 5. The Business Administrator/Board Secretary, in consultation with Bond Counsel, is hereby authorized and directed to approve the Bond Purchase Contract (the "Purchase Contract") for the Refunding School Bonds, to be dated the date of sale of such Refunding School Bonds and to be executed by the Underwriter. The President, Vice-President and Business Administrator/Board Secretary are hereby authorized and directed on behalf of the Board to execute and deliver said Purchase Contract.

SECTION 6. The Business Administrator/Board Secretary, in consultation with Bond Counsel, is hereby authorized and directed to apply and qualify for the issuance of any policy of municipal bond insurance and to approve a Commitment for Municipal Bond Insurance (the "Commitment") setting forth the terms and conditions (including premium charges) upon which a bond insurer proposes to issue its bond insurance policy covering the Refunding School Bonds. The Business Administrator/Board Secretary is hereby authorized and directed on behalf of the Board to execute and deliver said Commitment.

SECTION 7. The Business Administrator/Board Secretary, in consultation with Bond Counsel, is hereby authorized and directed to approve the Escrow Deposit Agreement (the "Escrow Deposit Agreement") with an escrow agent (the "Escrow Agent") to be selected by the Business Administrator/Board Secretary, in consultation with Bond Counsel, with respect to the Refunded Bonds, to be dated the date of the closing on the Refunding School Bonds. The President and Vice-President of the Board are hereby authorized and directed to execute and deliver the Escrow Deposit Agreement in the name of the Board and the corporate seal (or facsimile thereof) shall be thereunto affixed, imprinted, engraved or otherwise reproduced thereon. The Business Administrator/Board Secretary is hereby authorized and directed to attest to such signature and to the affixing of said seal to the Escrow Deposit Agreement. The Underwriter is hereby authorized to act as the agent and representative of the Board for the purpose of subscribing for the purchase of United States Treasury Securities – State and Local Government Series to be held by the Escrow Agent.

SECTION 8. The Business Administrator/Board Secretary is hereby authorized and directed to select a verification agent (the "Verification Agent"), if required, in consultation with Bond Counsel, with respect to the Refunded Bonds. The Verification Agent shall prepare the verification report required to verify the sufficiency of the escrowed monies to refund the Refunded Bonds.

SECTION 9. It is hereby delegated to the Business Administrator/Board Secretary the authority to "deem final" (as defined under the Rule (as hereinafter defined)) a Preliminary Official Statement (the "Preliminary Official Statement") and such official is hereby authorized and directed to execute and deliver a certificate to the Underwriter evidencing the same. The preparation and distribution by the Board, in consultation with Bond Counsel and counsel to the Underwriter, of a Preliminary Official Statement for the Refunding School Bonds to be used in connection with the marketing of such Refunding School Bonds, is hereby approved and any previous actions undertaken by various representatives and officers of the Board with respect thereto are hereby ratified and confirmed. Upon the sale of the Refunding School Bonds to the Underwriter, the Preliminary Official Statement shall be so modified by the Business Administrator/Board Secretary, in consultation with Bond Counsel, to reflect the effect of the pricing of the Refunding School Bonds and the Purchase Contract and any other revision not inconsistent with the substance thereof deemed necessary or advisable by Bond Counsel, and said Preliminary Official Statement as so modified shall constitute the final Official Statement (the "Official Statement"). The Business Administrator/Board Secretary is authorized and directed on behalf of the Board to execute and deliver said Official Statement.

SECTION 10. The Board hereby covenants and agrees that it will comply with and carry out all of the provisions of a Continuing Disclosure Certificate (the "Certificate") which will set forth the obligation of the Board to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events deemed material in accordance with the provision of the Rule. The Business Administrator/Board Secretary is hereby authorized and directed to execute and deliver this Certificate evidencing the Board's undertaking with respect to the Rule. Notwithstanding the foregoing, failure of the Board to comply with the Certificate shall not be considered a default on the Refunding School Bonds; however, any Bondholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance to cause the Board to comply with its obligations hereunder.

SECTION 11. The President, Vice-President and Business Administrator/Board Secretary or any other appropriate officer or representative of the Board, are hereby authorized and directed to execute and deliver any and all documents and to do and cause to be done any and all acts and things necessary or proper for carrying out the transactions contemplated by this resolution, the Purchase Contract, the Certificate, the Escrow Deposit Agreement and the Commitment, and for the authorization, sale and issuance of the Refunding School Bonds. The execution by such officials and officers of any such documents, with changes, insertions or omissions approved by the Business Administrator/Board Secretary, in consultation with Bond Counsel, as hereinabove provided, shall be conclusive and no further ratification or other action by the Board shall be required with respect thereto.

SECTION 12. The Board hereby covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on the Refunding School Bonds.

SECTION 13. All other resolutions adopted in connection with the Refunding School Bonds and inconsistent herewith are hereby rescinded to the extent of such inconsistency.

SECTION 14. This resolution shall take effect immediately.

Roll Call Vote:

R-200-11 **Employee Travel and Expense Reimbursement**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, approve employee travel and expense reimbursement as attached.

Roll Call Vote:

d. Policy

R-201-11 **First Reading of New Policy**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent and the Policy Committee, adopt on first reading, the following policy.

Policy Number	Title
R2461	Special Education (Receiving Schools) (M)

Roll Call Vote:

R-202-11 **Second Reading of Revised Policies**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent and the Policy Committee, adopt on second reading, the following revised policies.

Policy Number	Title
1523	Comprehensive Equity Plan
1530	Equal Employment Opportunities
1550	Affirmative Action Program for Employment and Contract Practices
2260	Affirmative Action Program for School and Classroom Practices
2415.01	Academic Standards, Academic Assessments and Accountability
2415.04	Title I – District-Wide Parental Involvement
2423	Bilingual and ESL Education
6360	Political Contributions
6362	Contributions to Board Members and Contract Awards
8420	Emergency and Crisis Situations
8420	Emergency and Non-Fire Evacuation Plan
8420.2	Bomb Threat
8420.7	Lockdown Procedures
8740	Bonding

Roll Call Vote:

R-203-11 **Second Reading of New Policies**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent and the Policy Committee, adopt on second reading, the following policies.

Policy Number	Title
1140	Affirmative Action Program
8420.10	Active Shooter

Roll Call Vote:

ADDENDUM

R-204-11 **Principal Retirement**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, accept with regret the retirement of Rosemary Kowalchuk effective July 1, 2011.

Roll Call Vote:

R-205-11 **Assistant Principal Retirement**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent, accept with regret the retirement of Steven Geisel effective July 1, 2011.

Roll Call Vote:

R-206-11 **Revise 2010-2011 Budget**

Motion by , second by ,

Be it, RESOLVED, that the Board of Education, upon recommendation by the Superintendent and the Warren County Office of Education as directed by the State of New Jersey, adopt a revised 2010-2011 budget to appropriate tuition reserve in the amount of $275,000 into the following line items effective February 1, 2011:

Account	Amount
11-110-100-101 K Teach Sal	1,000.00
11-213-100-101 RC Teach Sal	36,098.00
11-230-100-101 BSI Teach Sal	10,000.00
11-120-100-101 1-4 Teach Sal	6,000.00
11-130-100-101 6-8 Teach Sal	3,000.00
11-215-100-101 PSD Teach Sal	35,900.00

11-105-100-101 Preschool Teach Sal	30,962.00
11-150-100-320 HI-Purch Prof Ed	10,000.00
11-000-217-100 Spec Ed Aide Sal	13,700.00
11-000-219-104 CST Sal	9,357.00
11-000-262-100 Custodial Sal	5,000.00
11-000-251-100 BO/HR Sal	4,982.00
11-000-216-320 OT/PT/PROF SERV	15,000.00
11-000-261-420 Required Maint	33,000.00
11-000-262-610 Plant Supplies	15,000.00
11-000-270-390 Transp Purch Tech Serv	1,000.00
11-000-291-220 PERS/Soc Sec	7,000.00
11-000-291-270 Health Benefits	9,706.00
11-000-291-290 Other Benefits	28,295.00
Total	**$275,000.00**

Roll Call Vote:

Executive Session

Motion by , second by ,

WHEREAS, the Open Public Meetings Act authorizes Boards of Education to meet in executive session under certain circumstances

WHEREAS, the Open Public Meetings Act requires the Board to adopt a resolution at a public meeting to go into private session; now therefore,

Be it, RESOLVED, that the Lopatcong Township Board of Education, hereby recesses into executive session at pm to discuss certain items involving:

1. Matters involving personnel issues, including but not limited to, the employment, appointment, termination of employment, terms and conditions of employment, evaluation of performance, promotion or discipline of any public officer or employee

Be it, FURTHER RESOLVED that any discussion held by the Board which need not remain confidential will be made public as soon as feasible. The minutes of the executive session will not be disclosed until the need for confidentiality no longer exists.

And be it, FURTHER RESOLVED that the Board of Education will return to open session to conduct business at the conclusion of the executive session.

Vote: