



## East Brunswick Board of Education

### *Board Meeting Agenda*

April 4, 2024

5:00 PM

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#### **CALL TO ORDER AND ROLL CALL**

Board Member	Present	Absent	Late
Mrs. Vicki Becker			
Mr. Timothy Cummings			
Ms. Heather Guas, Vice President			
Mrs. Laurie Herrick			
Mr. Liwu Hong			
Mrs. Barbara Reiss			
Mrs. Laurie Lachs, President			
<b>Totals</b>			

#### **PLEDGE OF ALLEGIANCE**

#### **PRESIDENT'S ANNOUNCEMENT**

*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 and acted upon. In accordance with the provisions of this Act, the East Brunswick Board of Education has caused notice of this meeting to be published by having the date, time and place thereof posted at the Board of Education offices, located at 760 Route 18, East Brunswick, New Jersey. Written notice was also provided to the Sentinel, The Newark Star Ledger, The Home News Tribune, The Alternative Press of East Brunswick, and the Municipal Clerk of East Brunswick.*

*All Board of Education meetings, with the exception of executive session discussions, are video taped for later broadcast. It is the policy of the Board of Education that video taped meetings are not edited for any purpose. Individuals who speak at the Board's public meetings should*

*be aware of these videotaping rules.*

## **FOR THE GOOD OF THE CAUSE FOR THE PUBLIC**

### **Public Comment Rules**

The Board of Education recognizes the value of public comment on educational issues and the importance of allowing members of the public to express themselves on school matters of community interest. To protect the privacy of all students and staff, concerns regarding individual students and staff members should generally be addressed by first meeting with the appropriate administrative staff.

In order to permit the fair and orderly expression of such comment, the Board shall provide a period for public comment at every meeting of the Board.

Public participation shall be permitted only as indicated on the order of business in Board Bylaw No. 0164.

Public participation shall be extended to residents of this district, persons having a legitimate interest in the actions of this Board, persons representing groups in the community or school district, representatives of firms eligible to bid on materials or services solicited by the Board, and employees and pupils of this district, except when the issue addressed by the participant is subject to remediation by an alternate method provided for in policies or contracts of the Board.

Public participation is not an opportunity to engage in a dialogue with the Board and shall be governed by the following rules:

1. A participant must be recognized by the presiding officer and must preface comments by an announcement of his/her name, place of residence, and group affiliation, if appropriate;
2. A participant is limited to three (3) minutes' duration; elapsed time will be determined through the use of a timing device operated by the Board Secretary;
3. No participant may speak more than once and there shall be no yielding of time among speakers;
4. All statements shall be directed to the presiding officer; no participant may address or question Board members individually;
5. There shall be no cross dialogue between the participant and the Board and/or Administration;
6. Upon conclusion of a participant's remarks, the presiding officer will acknowledge the individual's remarks and may respond and/or direct a member of the Administration to respond to an inquiry following the participant's remarks or at the conclusion of the public participation session;

The presiding officer may:

- a. Interrupt, warn, or terminate a participant's statement when the statement is too lengthy, abusive, obscene, or irrelevant;
- b. Request any individual to leave the meeting when that person does not observe reasonable decorum;
- c. Request the assistance of law enforcement officers in the removal of a disorderly person when that person's conduct interferes with the orderly progress of the meeting;
- d. Call for a recess or an adjournment to another time when the lack of public decorum

so interferes with the orderly conduct of the meeting as to warrant such action; and  
e . Waive these rules when necessary for the protection of privacy or the efficient  
administration of the Board's business.

N.J.S.A. 2C:33-8

N.J.S.A. 10:4-12

## **FINANCIAL SERVICES**

### **1. Shared Services Agreement Between The Township Of East Brunswick And The Board Of Education Of The Township Of East Brunswick - 2024-2029 Financing (Roll Call)**

A new Shared Services Agreement is required to finance capital construction and renovations, and the acquisition of instructional and non-instructional items and equipment as described in the resolution.

The planned payments take into consideration the debt expiring in FY2025. Overall, a level-debt structure will be maintained. Similar financing has been utilized in past years and resulted in substantial interest cost savings to East Brunswick's taxpayers.

It is recommended that the Board approve financing through a Shared Services Agreement with the Township of East Brunswick and for which the Township has committed to enabling the financing. The Township Council is anticipated to approve the Agreement at an upcoming meeting.

**Recommendation:** That a Shared Services Agreement with the Township of East Brunswick is approved as attached, subject to legal review, for a term commencing April 4, 2024 and ending on August 31, 2029 with a repayment term not to exceed five years as reflected in the attachment.

<b>Board Member</b>	<b>Moved</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstention</b>	<b>Did Not Vote</b>
Mrs. Becker						
Mr. Cummings						
Mrs. Guas						
Mrs. Herrick						
Mr. Hong						
Mrs. Reiss						
Mrs. Lachs						
<b>Totals</b>						

## **COMMITTEE REPORTS, INFORMATION ITEMS AND FOR THE GOOD OF THE CAUSE FOR THE BOARD**

### **CLOSED SESSION**

#### **Closed Session Resolution**

**Recommendation:** WHEREAS, the Board of Education must discuss matters which are not

appropriate for discussion in a public meeting; and

WHEREAS, these subjects are within the exceptions to the Open Public Meetings Act and are permitted to be discussed in Closed Session pursuant to N.J.S.A. 10:4-12b; and

WHEREAS, the Board of Education intends to discuss matters as follows:

- Pursuant to N.J.S.A. 10:4-12b(1), “any matter which, by provision of federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of subsection a.” of N.J.S.A. 10:4-12, public meetings. The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(2), “any matter in which the release of information would impair a right to receive funds from the Government of the United States”. The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(3), “any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(4), “any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.” The collective bargaining contract(s) discussed are between the Board and: **East Brunswick Education Association; East Brunswick Principals and Supervisors Association.**

- Pursuant to N.J.S.A. 10:4-12b(5), “any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matter were disclosed.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(6), “any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

- Pursuant to N.J.S.A. 10:4-12b(7), “any pending or anticipated litigation or contract negotiation other than in subsection b. (4)” of N.J.S.A. 10:4-12 “in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is: **Legal advice.**

- Pursuant to N.J.S.A. 10:4-12b(8), “any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or discipline of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is: **Employee Nos. 23648, 25950, 23074, 20905, 21408, 25768, 20657, 14054, 26094, 11631, 24118, 20394, 26518, 26115, 23196, 22428, 12349, 23645, 22437, 22714, 21015, 10729, 24677, 21101, 21456, 24611, 12818, 20698, 22691, 13324, 24386, 25729, 26500, 21090, 14177, 12025, 22754, 25941, 14553, 21064, 13408, 13205, 11855, 13528, 24335, 21386, 23669, 23165, 21427, 20094, 14456, 25474, 23609; Board of Education Member vacancies.**

- Pursuant to N.J.S.A. 10:4-12b(9), “any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act or omission for which the responding party bears responsibility.” The nature of the matter, described as specifically as possible without undermining the need for confidentiality, is:

WHEREAS, the length of the Closed Session is estimated to be **three hours** after which the public meeting of the Board shall reconvene and action **WILL NOT BE** taken.

NOW, THEREFORE, BE IT RESOLVED that the East Brunswick Board of Education will recess into Closed Session for only the aforesaid subject(s); and

BE IT FURTHER RESOLVED that the East Brunswick Board of Education hereby declares that its discussion of the aforesaid subject(s) will be made public at a time when the public’s interest in disclosure is greater than any privacy or governmental interest being protected from disclosure in accordance with the Open Public Meetings Act.

<b>Board Member</b>	<b>Moved</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstention</b>	<b>Did Not Vote</b>
Mrs. Becker						
Mr. Cummings						
Ms. Guas						
Mrs. Herrick						
Mr. Hong						
Mrs. Reiss						

Mrs. Lachs						
<b>Totals</b>						

## **ADJOURNMENT**

### **1. Adjournment**

**Recommendation:** That the meeting be adjourned.

<b>Board Member</b>	<b>Moved</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstention</b>	<b>Did Not Vote</b>
Mrs. Becker						
Mr. Cummings						
Ms. Guas						
Mrs. Herrick						
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Mrs. Reiss						
Mrs. Lachs						
<b>Totals</b>						



**EAST BRUNSWICK PUBLIC  
SCHOOLS**

**FINANCIAL SERVICES**  
Agenda Item: 1.

Date Prepared: 3/10/2024

Meeting Date: 4/4/2024

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**TO:** Members, Board of Education

**FROM:** Bernardo Giuliana, SFO, QPA, Assistant Superintendent for Business & Support Operations/Board Sec'y

**SUBJECT:** Shared Services Agreement Between The Township Of East Brunswick And The Board Of Education Of The Township Of East Brunswick - 2024-2029 Financing (Roll Call)

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***Summary:***

A new Shared Services Agreement is required to finance capital construction and renovations, and the acquisition of instructional and non-instructional items and equipment as described in the resolution.

The planned payments take into consideration the debt expiring in FY2025. Overall, a level-debt structure will be maintained. Similar financing has been utilized in past years and resulted in substantial interest cost savings to East Brunswick's taxpayers.

It is recommended that the Board approve financing through a Shared Services Agreement with the Township of East Brunswick and for which the Township has committed to enabling the financing. The Township Council is anticipated to approve the Agreement at an upcoming meeting.

***Recommendation:***

**Recommendation:** That a Shared Services Agreement with the Township of East Brunswick is approved as attached, subject to legal review, for a term commencing April 4, 2024 and ending on August 31, 2029 with a repayment term not to exceed five years as reflected in the attachment.

<b>Board Member</b>	<b>Moved</b>	<b>Second</b>	<b>Aye</b>	<b>Nay</b>	<b>Abstention</b>	<b>Did Not Vote</b>
Mrs. Becker						
Mr. Cummings						
Mrs. Guas						
Mrs. Herrick						
Mr. Hong						
Mrs. Reiss						
Mrs. Lachs						
<b>Totals</b>						

**ATTACHMENTS:**

Description

Upload Date

Type