

EAST WINDSOR REGIONAL SCHOOL DISTRICT, HIGHTSTOWN, NJ 08520

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF EDUCATION
DECEMBER 9, 2013**

The Board of Education of the East Windsor Regional School District, Hightstown, NJ, held a Regular Meeting on Monday, December 9, 2013 at 7:30 p.m. in the cafeteria of Hightstown High School located at 25 Leshin Lane, Hightstown, NJ.

Members Present: Lisa Abel, Pete Bussone, Paul Connolly, Suzann Fallon, Bonnie Fayer,
Christine Harrington, Robert Laverty, Kennedy Paul and Alice Weisman

Also Present: Dr. Edward Forsthoffer, CSA
Thaddeus Thompson, SBA/Board Secretary
David Coates, Board Legal Counsel

1. WELCOME/SUNSHINE NOTICE

Board President Robert Laverty called the meeting to order at 7:30 p.m. and read the Open Public Meeting Act Statement as follows: "Written advance notice of this meeting has been given in accordance with law. Minutes of this meeting are being kept by the Board Secretary and will be made available to any member of the public requesting them from the Board Secretary at the Administration building, 25A Leshin Lane, Hightstown, NJ. Minutes will be provided at cost and in accordance with Board policy." Mr. Laverty asked "Are there any Board members present who believe this meeting to be in violation of the Open Public Meeting Act?" No one objected. "There being none, we may proceed."

Fire Code Compliance: Mr. Laverty made the following announcement: "In compliance with the fire code of the State of New Jersey, I call your attention to the emergency exits for this room, which are located.... (Mr. Laverty pointed to the emergency exits.)"

2. PLEDGE OF ALLEGIANCE

3. A APPROVAL OF AGENDA

- Mr. Paul moved seconded by Ms. Fayer to approve the agenda with an addendum to staffing.
- On a roll call vote of the Board, motion to approve was carried unanimously.

3. B RESOLUTION: EXECUTIVE SESSION

- Mr. Paul moved, seconded by Ms. Fayer to approve the following resolution:

Be it Resolved, that the Board of Education of the East Windsor Regional School District will hold two closed sessions during its meeting on Monday, December 9, 2013. These closed sessions concern:

- Sabbatical Request – F.P.
- Assistant Principal Candidate
- Student Matters-Bullying
- EWMA Letter re: Negotiations
- Final Review of 12-13 District/Superintendent Goals
- BOE Self Evaluation

Minutes of these closed sessions will be available in accordance with Board policy when the need for confidentiality no longer exists.

- On a roll call vote, motion to approve was carried unanimously.

4. RECOGNITION OF SERVICE: BOE MEMBER – BONNIE FAYER

The Board recognized retiring Board member Bonnie Fayer for her outstanding service.

Mr. Laverty commented on Ms. Fayer's retirement. He noted that she has been instrumental in guiding the Board on numerous important issues; was very involved with improvements to the District and always dedicated to the success of our students.

Dr. Forsthofer and Board President Bob Laverty presented a plaque in honor of her years of service which read as follows:

To BONNIE FAYER

In Grateful Recognition for your Outstanding Dedication and Integrity while Honorably Serving on the East Windsor Regional School District Board of Education for Four Consecutive Terms, from April, 2001 to December, 2013. Given this 9th day of December, 2013

5. PRESENTATION: 2012-13 DISTRICT AUDIT

District Auditor, Mr. Rodney Haines, CPA, of the firm Holman, Frenia & Allison provided a detailed and informative narrative review of the 2012-13 district audit findings. He commented that the District has a very good report and that no modifications were necessary to be made to the financial statements. He explained the balance sheet of the governmental funds and the fund balances/amounts. There was only one comment noted under the recommendations section which addressed the lack of separation of duties regarding deposits to the Kidcare accounts. He noted that he appreciated the cooperation and assistance received from the business office staff during the audit.

6. FIRST OPPORTUNITY FOR PUBLIC COMMENT

No one spoke.

7. FIRST OPPORTUNITY FOR BOARD MEMBERS' COMMENTS

Mr. Bussone thanked Ms. Fayer for her service to the Board, and for her guidance and support when he was new to the Board.

Mr. Bussone also commented that he appreciated receiving a copy of the High School newspaper, Ram Page. He noted three articles that were very interesting; one was "TUWU Unites for a New School Year" by Caroline Cardoso, which spoke about the "Teaming Up with Underclassmen/Upperclassmen" program. This program was created to build friendships by bringing groups of seniors and freshman together, through after school activities and team building exercises. The second article of interest was "The Danger of Dancing with Molly" by Ciara Francis. It explained the dangers of casual usage of drugs and controlled substances, and the media attention it is getting. The third article was titled "Hightstown's Neighborhoods" by Momin Rafi, which dealt with how people in different parts of the District community are affected by memories and experiences growing up in different neighborhoods.

Mr. Bussone also commented that the high school principal and guidance department are looking at an organization called "Campaign Connect" and is looking forward to receiving more information on this new program.

Ms. Weisman reminded the Board of the high school winter concert coming up this week. She also thanked Ms. Fayer for her service and the many years they worked side by side on the Board.

Mr. Paul also thanked Ms. Fayer and noted she was instrumental in turning the District 180 degrees. Her focus was always on education and we will all miss her.

Ms. Fallon added her thanks to Ms. Fayer; a colleague and friend who brought expertise and analytical skills to the Board.

Ms. Harrington also thanked Ms. Fayer, and wished her all the best.

Ms. Fayer thanked everyone for their kind words and added it has been an honor to serve on the Board these past years, and promised to stay involved in the District as a "non" board member.

Mr. Connolly too, offered his note of thanks to Ms. Fayer for her years of service.

Mr. Connolly also commented on the middle school musical concert performance which he attended; it was another great show.

Ms. Fallon commented on the Comcast internet service offered for those who could not afford to subscribe to it. She noted that we were not listed as a participant and wondered if we could investigate how to get the district involved, and that it is not free; \$9.95 a month and no contract.

Mr. Connolly commented on the possibility of recording the music concerts to be made available to the public to view our talented students. These are really good shows that they are missing.

Dr. Forsthoffer responded that we would have to consider if there are any copyright infringements. We may need to get waivers from those involved/being recorded.

Ms. Abel thanked Ms. Fayer for her service and for the guidance she provided when she was a “newbie” on the Board.

8. PRESENTATION: NJDOE CONSOLIDATED MONITORING REPORT FOR FEDERALLY FUNDED GRANTS

Michael Dzwonar Assistant Superintendent for Curriculum and Assessment gave his presentation on the State Report of Federally Funded Grants. He noted that several State auditors routinely visit school districts every 6 to 10 years to audit grant funding spending. He summarized the findings of the recent audit of the District.

Mr. Thompson also added to the information. He spoke on the IDEA findings and explained the reasoning behind the results.

Dr. Forsthoffer added that it is a pretty grueling process, but the items reported are relatively simple to fix.

9. APPROVAL OF JUNE 30, 2013 AUDIT

Mr. Paul moved seconded by Ms. Fayer to approve the District Audit as submitted and presented by the District auditor this evening.

- On a roll call vote of the Board, motion to approve was carried unanimously.

Mr. Thompson thanked all the administrators and their staff for their support during the financial audit.

10. APPROVAL OF JUNE 30, 2013 AUDIT CORRECTIVE ACTION PLAN

A component of the annual audit is the report on administrative findings and recommendations.

The intent of this report is to focus attention on areas in the business office in need of improvement. The current year’s audit contains 1 (one) recommendation. The SBA will work with his staff to implement the recommendation as submitted.

- Mr. Paul moved seconded by Ms. Fallon, to approve the District Audit Corrective Action Plan as submitted.
- On a roll call vote of the Board, motion to approve was carried unanimously.

11. ANNOUNCEMENTS

Dr. Forsthoffer spoke on the following topics:

- Thanked Ms. Fayer personally for her service and for her input on important District matters. He noted her willingness to join and be involved in various District committees.
- Michele Tiedman is our new At Risk Supervisor; she will start January 2nd.
- The ROD Grants for District phones system upgrade is up for approval this evening; the State will provide 40 percent of funding for this.
- The District Climate Survey – we received close to 3000 responses in total.
- Met with the new Roosevelt District Superintendent Mary Robertson Cohen. She is very motivated and committed to the position, and very interested in aligning their curriculum with to ours.
- Exciting news that the College Boards have chosen our Advanced Placement program to be included in their AP Hall of Fame.

- Our high school graduation rates have improved and noted that the State has revised their methods of tracking district graduation rates and are more accurately reflecting the circumstances attached to these numbers.
- ACE (Architecture Construction and Engineering) mentorship has begun at the high school.
- Attended the high school drama club performance of Alice in Wonderland. The scenery was great and kids did a fantastic job.
- Noted the upcoming winter concerts, added the McKnight school will have theirs in January.

Discussion:

Ms. Fallon asked for more clarification on the how the State tracks graduation rates.

Dr. Forsthoffer explained the process by which the State garners the information and how they are now considering more cases/scenarios that can affect the final percentage amount.

Ms. Harrington asked about the school messenger, if there is a way for a person to choose or control how they are contacted.

Dr. Forsthoffer responded that he did not think so but will check into it. A discussion ensued on the school messenger service and what other options are available.

12. EXECUTIVE SESSION (OPTIONAL)

The Board went into closed session.

13. SECOND OPPORTUNITY FOR PUBLIC COMMENT

No one spoke.

14. SECOND OPPORTUNITY FOR BOARD MEMBERS' COMMENTS

No one spoke.

15. MOTION TO APPROVE ROUTINE ITEMS BY EXCEPTION

- Mr. Paul moved, seconded by Ms. Fayer to approve the following routine agenda items by exception.
- On a roll call vote of the Board, motion to approve was carried unanimously

A. Staffing

B. Bullying Report from December 9, 2013

C. Overnight Field Trips

1) HHS Ski Club to Vermont

2) HHS Cheerleading to Orlando, Florida for National Competition

D. Donations:

1) To HHS Red Cross Club Holiday Party

2) ExxonMobil Education Alliance to MHK School

3) To FIRST Robotics Team of HHS from Parents

E. Approve Title 1, 2A, 3, Race to the Top, and Carl D. Perkins Corrective Action Plan

F. Travel & Related Expenses

G. Out of District Placement

H. Professional Services for Students

I. Approval of Minutes: November 18, 2013

J. Board Secretary & Treasurer's Reports for November 2013

K. Transfer Report for November 2013

M. Bill List - January 6, 2014

A. Staffing – as submitted

B. Approval of Employee Sabbatical Leave

The Superintendent recommends the following actions: Sabbatical Leave for Franco Paoletti for the 2014-2015 school year. According to **Article XII Leaves of Absence, I. Sabbatical Leave**, the Chief School Administrator shall review applications for sabbatical leave. If approved, the application is then submitted to the Board of Ed. for its review and approval. It is recommended that the Board approve the Sabbatical Leave for teacher Franco Paoletti.

C. Bullying Report from November 18, 2013

D. Donations to:

1. HHS FIRST Robotics Team from Hague Heating & Cooling

Hague Heating & Cooling, Mr. Tom Hague, owner, P.O. Box 291, Roosevelt, NJ 08555 would like to donate \$1,000.00 to the FIRST Robotics Team of Hightstown High School. These funds are to be used to cover expenses incurred by the team.

2. HHS Red Cross Club from Shiseido America, Inc.

Shiseido America, Inc., Mrs. Kathy Petti, Human Resources, 366 Princeton-Hightstown Road, East Windsor, NJ 08520 would like to donate \$250.00 to the Red Cross Club of Hightstown High School. The club will use the donation to purchase children’s gifts and door prizes at their annual holiday party.

3. HHS FIRST Robotics Team from Mid-Atlantic Robotics

Mr. Michael F. Bregen, Treasurer, Mid-Atlantic Robotics, 154 Old Clinton Rd. Flemington, NJ 08822 is forwarding a donation of \$1,000.00 to the FIRST Robotics Team of Hightstown High School. The parents of Riley Branstrom had requested a donation be made to Mid-Atlantic Robotics in memory of their son. This donation is a result of those contributions. Riley was a member of the Robotics Team and a 2012 HHS graduate.

4. HHS Science and Math from Exxon/Mobil Educational Alliance Grant

An Exxon/Mobil Educational Alliance Grant of \$500.00 would like to donate \$500 to the Math and Science Departments of Hightstown High School. Mr. Dilvar Sekhon, owner of the Exxon/Mobil Station located at 522 Rt. 130 South, East Windsor, NJ 08520, was the individual that nominated Hightstown High School for the Grant and presented the school with the check.

E. Field Trips

- Business Students of HHS to Junior Achievement Finance Park
108 Centennial Park, Piscataway, NJ

F. HHS Athletic Department Gate Receipt Donation to the V Foundation

Mr. Gary Bushelli, Athletic Director of HHS, and the Hightstown High School’s Boy’s Basketball Team would like to donate the gate receipts from their basketball game on February 7, 2014 to the V Foundation for Cancer Research as part of the Colonial Valley Conference Tip Off against Cancer Program.

G. Travel and Related Expenses

A. Daigle	Student Services	January 8, 2014	Registration to attend Assoc. of Math Teachers of NJ 6th Annual Conference, Jersey City, NJ	179.00	179.00
N. Gumnic	MHK	Feb 20-22, 2014	Registration to attend annual Music Conference, East Brunswick, NJ	150.00	150.00
W. McGovern	Bldg & Grounds	Feb 1, 2, 8, Oct 4, 2014	Registration to attend 34-hour NJ Electrician Program, Cherry Hill, NJ	650.00	650.00

S. Menchaca R. Perez	HHS	Feb 27, 28, 2014	Two registrations to attend the ASAP-NJ Annual Conference "Be Shore II: Strong & Calm", Long Branch, NJ	275.00	550.00
B. Hill	GNR	January 29, 2014	Registration to attend 2014 State Wide Preschool Nurse's Meeting, Parsippany, NJ	N/C	N/C
M. Dzwonar S. Small K. Natalizio K. Akey	Curric & Assessment	Jan 30-31, 2014	Five registrations to attend Techspo 2014, Atlantic City, NJ	385.00	1540.00
M. Beckman	Student Services	Jan 30-31, 2014	Registration to attend Techspo 2014, Atlantic City, NJ	385.00	385.00
Monthly Total					3,454.00
YTD Total					20,480.20

H. Out of District Placement in Private & Public Schools

Maria H. Katzenbach School for the Deaf

Tuition September 9, 2013 – June 30, 2013

- 1. Student: #103004 RSY \$ 47,495.00
- 2. Student: #101469 RSY \$ 47,495.00

Thomas J. Rubino Academy

Tuition November 6, 2013 through June 30, 2014

- 1. Student: #600565 RSY. \$ 13,740.00

Tuition November 18, 2013 through June 30, 2014

- 2. Student: #601051 RSY. \$ 13,740.00

I. Professional Services for Students

The Office of Student Services requires services of consultants to provide students with disabilities and staff assigned to these students, services under the Individuals with Disabilities Act (IDEA).

Name	Type of Service	Rate
inlingua Translation Service	Foreign Language Interpreter	\$110 per hour, plus \$30 per hour travel

J. Declaration and Removal of Surplus Property

1. HHS Copy Machine

The High School Language Lab is in possession of an old Ricoh Aficio 650 Copy Machine (Asset tag 010141). This machine is beyond repair, and has been sitting in storage and taking up space for the past year.

1. WCB Overhead Projectors

The Black School has several overhead projectors that are outdated and been replaced by document cameras.

Model	Serial #	WCB #
1. Da-Lite G 200	21260	WCB 1
2. Da-Lite G 200	D012669	WCB 2
3. Da-Lite G 200	D012666	WCB 3
4. Da-Lite G 200	D012665	WCB 13
5. Da-Lite G 200	D009774	WCB 17
6. Da-Lite G 200	21255	WCB 19
7. Eiki 3860A	6208050	WCB 31
8. Eiki 3860A	6208059	WCB 32
9. Eiki 3860A	7154079	WCB 35
10. Eiki 3860A	7154112	WCB 36

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|-------------------|------------------|--------|
| 11. Da-Lite G 200 | D009766 | WCB 37 |
| 12. Da-Lite G 200 | 21257 | WCB 38 |
| 13. MPC HP-L11CH | 616777 | WCB 41 |
| 14. Buhl 128P | 517042B070302211 | WCB 46 |

3. MHK Library Books (As posted on Sharepoint website.)

The Melvin H. Kreps School librarian has weeded through the collection of books in the library, and has pulled books that are dated and/or in poor condition. These items will be offered to teachers for classrooms, and then to students before disposing of.

4. MHK Overhead Projectors and AV Equipment (as posted on Sharepoint website).

The Melvin H. Kreps School Library has several overhead projectors, televisions, and DVD/cassette players that are outdated and/ or in disrepair.

K. Approval of Minutes for October 28, 2013 - as submitted.

L. Staff Eligible for Mileage Reimbursement

State travel regulations require the Board of Education to approve in advance payment for school related travel. The District compiles a list of individual(s) who may routinely receive the standard IRS mileage reimbursement rate for district related travel in accordance with collective bargaining agreements and unaffiliated employee terms of employment. It is recommended that the Board approve the list of District employees to receive mileage reimbursement for District related travel for 2013-14 school year, for the following employees:

- Roswell Perez Guidance - SAC
- Sharon Menchaca Guidance - SAC

M. Resolution to Accept the Preliminary Eligible Costs as Final eligible Costs for the ROD grant

At the July 15, 2013 meeting of the Board of Education, the Board approved a Resolution to submit a Round 4 ROD Grant Application for various District projects. This was in order to better facilitate the funding of district construction projects which include new/upgraded phone system, and other identified projects. The ROD Grant application included Preliminary Eligible Cost (PEC) calculations for the project. The District has been notified by the NJDOE’s Office of School Facilities that the project application has been deemed complete and has met all the requirements to qualify as a school facilities project eligible for State support under the Educational Facilities Construction and Financing Act, P.L. 2000,c.72. It is Recommend the Board of Education accept the ROD Grant offerings from the State of New Jersey Department of Education for the following projects:

<u>Project Number</u>	<u>Description</u>
1245-050-14-1001-G04	Hightstown HS Telecommunications System Replacement
1245-055-14-1002-G04	McKnight ES Telecommunications System Replacement
1245-060-14-1003-G04	Rogers ES Telecommunications System Replacement
1245-070-14-1004-G04	Kreps MS Telecommunications System Replacement
1245-075-14-1005-G04	Drew ES Telecommunications System Replacement
1245-080-14-1006-G04	Black ES Telecommunications System Replacement

• **RESOLUTION**

WHEREAS, in order to obtain State funding through a Regular Operating District Grant for a replacement telecommunications system within the district, and

WHEREAS, it is prudent to budget 2012-2013 excess surplus and/or capital reserve funds for the projects in the 2014-2015 budget, and

WHEREAS, it is also prudent to accept the Preliminary Eligible Costs as the Final Eligible Cost, as the 41.01654% offered exceeds the 40% anticipated, therefore,

BE IT RESOLVED, that the East Windsor Regional School District accepts the Preliminary Eligible Costs as the Final Eligible Cost calculations for the project, and

BE IT ALSO RESOLVED, that the District will be funding the local funding cost through 2012-13 excess surplus and/or capital reserve funds for the projects in the 2014-15 budget, and the State is funding each one of these projects at 41.0654% in the form of one total grant amount of \$237,518.00.

N. Resolutions to Join the ACES (Alliance for Competitive Electric service) consortium to Obtain Bids for Public Utilities (Natural Gas & Electric Services)

On August 17, 2009, the East Windsor Regional School District Board of Education approved a resolution binding the District to purchase natural gas supply and electric services through ACES (Alliance for Competitive Electric Service). This is a State wide consortium to obtain bids for public utilities services for the benefit of NJ school districts. It is a recommended business practice of the new accountability regulations and we have been well served by joining the ACES program for the past 4 years. As the four year term will end in 2014, it is in the best interest of the District to approve and authorize ACES to continue to obtain bids for the EWRSD for electrical and natural gas supply through May, 2018 per the attached resolution.

A RESOLUTION BINDING East Windsor Regional School District TO PURCHASE ELECTRIC POWER SERVICES THROUGH THE ALLIANCE FOR COMPETITIVE ENERGY SERVICES (“ACES”) BID COOPERATIVE PRICING SYSTEM ID#E8801-ACESCPS

WHEREAS, the Alliance For Competitive Energy Services (hereinafter referred to as “ACES”), an alliance composed of the New Jersey School Boards Association (hereinafter referred to as “NJSBA”), the New Jersey Association of School Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from electric power suppliers for electric generation services through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS in accordance with the “Public School Contracts Law”, N.J.S.A. 18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the East Windsor Regional School District is a Participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain electric generation services for its own use through one or more contracts to be awarded to electric power suppliers following said bids for electric generation services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through **May, 2018** hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for electric generation services on behalf of the ACES Cooperative Pricing System pursuant to the Public School Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale electric market, Participating Members will preauthorize the Lead Agency to award contracts for Electric Generation Service in each service territory to one or more electric power suppliers that submit bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous electric usage and utility provided Basic Generation Service rates; and

WHEREAS, the Lead Agency will only award contracts for said electric generation services to electric power suppliers that submit bids with pricing reasonably estimated to be lower than the utility-provided basic generation service; and

WHEREAS, the District agrees to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period through any electric power supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Public School Contracts Law;

WHEREAS, the Lead Agency will notify the Department of Community Affairs’ Division of Local Government Services by mail prior to the issuance a Request for Bids for electric generation services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.

NOW, THEREFORE BE IT RESOLVED that the District binds itself to the ACES Cooperative Pricing System ##E8801-ACESCPS to purchase all electric power needed for its own use (exclusive of on-site electric generation sources) during the Effective Period from the electric power supplier or suppliers awarded a contract for electric generation services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the ACES Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the district to purchase electricity at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the ACES Cooperative Pricing System #E8801-ACESCPS (or any CPS number to be assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the Districts relative to the price charged for basic generation service by the electric public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that ACES is authorized to continue to bid to obtain electric generation services at any time during the Effective Period on behalf of the ACES Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the NJSBA pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5)), and the Local Public and Public School Contracts Laws Administrative Code (N.J.A.C. 5:34-7.1 et seq.) shall be valid until May, 2018 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission or expiration of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

A RESOLUTION BINDING East Windsor Regional School District TO PURCHASE NATURAL GAS SERVICES THROUGH THE ALLIANCE FOR COMPETITIVE ENERGY SERVICES (“ACES”) BID COOPERATIVE PRICING SYSTEM ID#E8801-ACESCPS

WHEREAS, the Alliance For Competitive Energy Services (hereinafter referred to as “ACES”), an alliance composed of the New Jersey School Boards Association (hereinafter referred to as “NJSBA”), the New Jersey Association of School Administrators, and the New Jersey Association of School Business Officials, will from time to time during the Effective Period as defined below solicit bids from natural gas suppliers for retail natural gas supply services including interstate transportation to the local natural gas distribution utility company (Natural Gas Supply Services) through an energy aggregation program in which NJSBA will act as Lead Agency of the ACES Cooperative Pricing System #E8801-ACESCPS in accordance with the “Public School Contracts Law”, N.J.S.A. 18A:18A-1 *et seq.*, and the Electric Discount and Energy Competition Act, N.J.S.A. 48:3-49 *et seq.* (“EDECA”) and the regulations promulgated thereunder; and

WHEREAS, the East Windsor Regional School District is a Participating member of the ACES Cooperative Pricing System and is eligible thereby to obtain natural gas services for its own use through one or more contracts to be awarded to natural gas suppliers following said bids for natural gas services pursuant to the aggregation program; and

WHEREAS, the Lead Agency will from time to time during the Effective Period (from date of adoption through **May, 2018**, hereinafter referred to as “Effective Period”) issue one or more Requests for Bids for natural gas services on behalf of the ACES Cooperative Pricing System pursuant to the Public School Contracts Law and EDECA; and

WHEREAS, due to significant volatility and the potential for price increases in the wholesale natural gas market, Participating Members will preauthorize the Lead Agency to award contracts for Natural Gas Supply Service in each service territory to one or more natural gas suppliers that submits bids which are reasonably forecasted to provide estimated savings to the Participating Member based upon its previous natural gas usage and utility provided Basic Gas Supply Service rates; and

WHEREAS, the Lead Agency will only award contracts for said Natural Gas Supply Services to natural gas suppliers that submit bids with pricing reasonably estimated to be lower than the utility-provided basic gas supply service; and

WHEREAS, the District agrees to purchase all Natural Gas Supply Services for its own use during the Effective Period through any natural gas supplier(s) awarded a contract, it being understood that the term of any one contract shall be subject to the provisions of Public School Contracts Law; and

WHEREAS, the Lead Agency will notify the Department of Community Affairs’ Division of Local Government Services by mail prior to the issuance a Request for Bids for natural gas supply services, with the understanding that if the Division of Local Government Services does not respond within 10 business days, it will be deemed to have approved the issuance of the Request for Bids or the Request for Rebids.

NOW, therefore, be it RESOLVED that the District binds itself to the ACES Cooperative Pricing System ##E8801-ACESCPS to purchase all natural gas supply services needed for its own use during the Effective Period from the natural gas supplier or suppliers awarded a contract for natural Gas supply services by the Lead Agency; and, be it

FURTHER RESOLVED that the Lead Agency of the ACES Cooperative Pricing System is hereby authorized to execute a master performance agreement that obligates the district to purchase natural gas at the terms and conditions stated therein with a third-party supplier or suppliers who have been awarded the contract or contracts by the Lead Agency on behalf of the participating members of the ACES Cooperative Pricing System #E8801-ACESCPS (or any CPS number to be assigned in the future), and provided further that all such contracts shall be at prices reasonably forecast and estimated by the Lead Agency to provide savings to the districts relative to the price charged for basic gas supply service by the natural gas public utility that would otherwise provide such service; and, be it

FURTHER RESOLVED that ACES is authorized to continue to bid to obtain natural gas services at any time during the Effective Period on behalf of the ACES Cooperative Pricing System including, for example, a rebid if energy market conditions do not initially lead to a successful bid, on additional dates to be determined by the Lead Agency; and,

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon passage. The authorization provided to the NJSBA pursuant to the Local Public Contracts Laws (N.J.S.A. 40A:11-11(5)), and the Local Public and Public School Contracts Laws Administrative Code (N.J.A.C. 5:34-7.1 et seq.) shall be valid until May, 2018 (the Effective Period) at which time the Cooperative Pricing System will be subject to renewal. Any rescission of this resolution shall not affect any Agreements entered into prior to such rescission or expiration.

O. Board Secretary's & Treasurer's Report – October, 2013

WHEREAS, the Board of Education has received the report of the **Board Secretary** and **Treasurer** for the month of **October, 2013** submitted pursuant to N.J.S.A 18A:17-9, and

WHEREAS, in compliance with N.J.A.C. 6:20-2A.10 (d) the Secretary has certified that, as of the date of the reports, no budgetary line item account has obligations and payments (contractual orders) which in total exceed the amount appropriated by the District Board of Education; and

WHEREAS, the report of the Treasurer is in agreement with the Report of the Board Secretary;

NOW, THEREFORE BE IT RESOLVED, the Board accepts the above referenced reports and certifications, and certifies that after review of the Secretary's monthly financial report (appropriation section), and Treasurer's report, no major account or fund has been over expended in violation on N.J.A.C.6:20-2A.10(a)(1), and that sufficient funds are available to meet the district's financial obligations for the remainder of the year.

P. Transfer Report – October, 2013

The East Windsor Regional School District submits to the County School Business Administrator an updated report of budget transfers and changes in revenue and appropriations on a monthly basis. The EWRSD Board of Education certifies to the best of its knowledge that no major account or fund has been over expended in violation of N.J.A.C. 6A:23-2.11 and sufficient funds are available to meet the District's financial obligations for the remainder of the fiscal year.

RESOLVED, that the Board of Education ratifies the attached transfers between budget line items that have been approved by the Superintendent of Schools and reported to them pursuant to Board policy and State regulation.

Q. Bill List for December 9, 2013 – in the amount of \$8,308,268.47

16. EXECUTIVE SESSION

The Board went into a second closed session

17. OPEN SESSION

18. ADJOURN

Recorded by Thaddeus Thompson, Board Secretary