

**INTERLAKEN BOARD OF EDUCATION  
REGULAR MEETING  
MAY 31, 2012, 7:30 p.m.**

**MINUTES**

**1.0 CALL TO ORDER**

Mrs. Wong called the May 31, 2012, regular meeting to order at 7:30 p.m.

**SUNSHINE NOTICE:**

I hereby declare that the notice of this meeting was published in the Asbury Park Press and was delivered to the Municipal Clerk, Borough of Interlaken, in accordance with PL 1975, Ch. 231A.

**ROLL CALL:**

- |                  |              |          |
|------------------|--------------|----------|
| • Mrs. Handerhan | Yes <u>X</u> | No _____ |
| • Mrs. Walters   | Yes <u>X</u> | No _____ |
| • Mrs. Watt      | Yes <u>X</u> | No _____ |
| • Mrs. Weeden    | Yes <u>X</u> | No _____ |
| • Mrs. Wong      | Yes <u>X</u> | No _____ |

**2.0 PUBLIC COMMENTS ON RECOMMENDATIONS**

- Robert Napoli – Windermere Avenue – Mr. Napoli asked if items A-K under # 5.0 were part of the Board’s annual reorganization and if it was permissible for items to be approved until June 30, 2013. Mr. Sciarrillo indicated that due to the change of the election date from April to November a reorganization was necessary prior to June 30, 2012 to reappoint those professionals and services that would otherwise expire on June 30, 2012. The official reorganization will take place annually in January.

**3.0 APPROVE MINUTES**

It was motioned by Mrs. Weeden, seconded by Mrs. Handerhan to approve the following minutes:

➤ April 23, 2012

The minutes were approved by the following roll call vote:

AYES: (5) Mrs. Handerhan, Mrs. Walters, Mrs. Watt, Mrs. Weeden, Mrs. Wong

NOES: (0)

ABSTENTIONS: (0)

#### **4.0 BILL PAYMENT**

It was motioned by Mrs. Handerhan, seconded by Mrs. Weeden, to pay bills for May 2012 as presented.

The bill list was approved by the following roll call vote:

AYES: (5) Mrs. Handerhan, Mrs. Walters, Mrs. Watt, Mrs. Weeden, Mrs. Wong

NOES: (0)                      ABSTENTIONS: (0)

#### **5.0 FINANCIAL REPORTS**

It was motioned by Mrs. Handerhan, seconded by Mrs. Watt, to accept the following financial report:

- Report of the Board Secretary/Treasurer Dated:
  - April 30, 2012
- Pursuant to N.J.A.C. 6:2-2.13(e), the Board certifies that after review of the Secretary's Monthly Financial Report and upon consultation with the appropriate district officials that to the best of its knowledge no major account or fund has been over-expended and that sufficient funds are available to meet the district's financial obligations for the remainder of the year.

The financial reports were approved by the following roll call vote:

AYES: (5) Mrs. Handerhan, Mrs. Walters, Mrs. Watt, Mrs. Weeden, Mrs. Wong

NOES: (0)                      ABSTENTIONS: (0)

#### **6.0 MOTIONS**

It was motioned by Mrs. Weeden, seconded by Mrs. Handerhan, to approve items A-K below:

##### **A. SPECIAL EDUCATION PLACEMENTS**

Approve the following special education extended school year placements including transportation per the student's IEP for the summer of 2012:

Student A	Antrim Elementary School, Pt. Pleasant	30 days
Student B	Antrim Elementary School, Pt. Pleasant	30 days

## **B. PROFESSIONAL APPOINTMENTS**

RESOLUTION: WHEREAS, there exists a need for a Board of Education Auditor, Attorney and Insurance Agent; and

WHEREAS, funds are available for this purpose, and the Local Public Schools Contract Law authorizes the contracting of such professional services without competitive bidding; now, therefore,

BE IT RESOLVED, by the Board of Education of the Borough of Interlaken, that the Board of Education hereby authorizes the engagement of the following professional services:

- Mr. Allen Schechter, CPA, as Board Auditor;
- Mr. Anthony Sciarrillo, Esq., as Board Attorney with no retainer fee;
- The insurance services of the New Jersey School Boards Association Insurance Group as Insurance Agent.

These appointments, in place until the 2013 organization meeting, are made without competitive bidding as exempt under the Public School Contracts Law and are contingent on receipt of newly-required Political Contribution Disclosure information.

## **C. DEPOSITORY**

BE IT RESOLVED, that PNC Bank and JP Morgan Chase Bank are hereby designated as depositories for funds of the Board of Education, Borough of Interlaken, for the ensuing year, and

BE IT FURTHER RESOLVED, that an account or accounts in the name of the Board of Education of the Borough of Interlaken be maintained at any of said banks for Board of Education deposits, and that the bank is hereby authorized to make payments from the notes and acceptances of the General Fund of the Board of Education of the Borough of Interlaken signed by the Board President or Vice President and Board Secretary.

## **D. OFFICIAL NEWSPAPER**

Approve the Asbury Park Press as the official newspaper for the 2012-2013 school year.

## **E. APPOINTMENTS**

- Representative to NJ and Monmouth County SBA – Meredith Wong
- Affirmative Action Officer - School Business Administrator
- Public Agency Compliance Officer - School Business Administrator

**F. SHARED BUSINESS SERVICES AGREEMENT**

Approve the shared services agreement with the Shore Regional High School District as per the agreement as approved by the Monmouth County Executive Superintendent for the period of July 1, 2012 through June 30, 2013, at the annual rate of \$15,000 per the agreement.

**G. JOINTURE APPROVAL**

Recommend that the Board of Education approve the participation in the MOESC Transportation Jointure for the 2012-2013 school year.

**H. CERTIFICATE OF DEPOSIT**

Recommend that the Board of Education extend the Board's capital reserve certificate of deposit as a CD with PNC Bank at the best rate possible upon maturation.

**I. INSURANCE COVERAGE**

Recommend that the Board of Education enter into a 2012-2013 insurance coverage contract effective July 1, 2012, with New Jersey School Boards Association Insurance Group for the following: Package, Worker's Compensation, Errors and Omissions and Umbrella.

**J. CUSTODIAN OF SCHOOL RECORDS**

Recommend that the Board of Education approve Dennis Kotch as custodian of school records consistent with the State Open Public Records Act requirements effective July 1, 2012 for the 2012-2013 school year.

**K. MONMOUTH COUNTY VOCATIONAL**

Recommend that the Board of Education approve the following students to attend the Monmouth County Vocational School District for the 2012-2013 school year:

Taylor Walters

CHS (Communications High School)

Austin Carkhuff

MAST (Marine Academy of Science & Technology)

Items A-K were approved by the following roll call vote:

AYES: (5) Mrs. Handerhan, Mrs. Walters, Mrs. Watt, Mrs. Weeden, Mrs. Wong

NOES: (0)

ABSTENTIONS: (0)

## **7.0 OLD BUSINESS**

- Mr. Sciarrillo reported that on April 26, 2012 he filed an application for an interim relief order to maintain the status quo as it pertains to the send/receive relationships with West Long Branch and Shore Regional. In this order, we asked for the following:
  - Status quo be maintained
  - West Long Branch and Shore Regional remain as a second send/receive relationship in addition to the current send/receive with Asbury Park, or
  - Dissolve the current send/receive with Asbury Park and form on new send/receive with West Long Branch and Shore Regional.
- The Commissioner of Education referred our application to the Office of Administrative Law for Administrative Law Judge Kerins to review and render a decision.
- A hearing took place on May 3, 2012 in the courtroom of Judge Kerins. Present were the board attorneys of Interlaken, West Long Branch, Shore Regional and Asbury Park. The Judge heard oral arguments from all parties in addition to reviewing our written report.
- On May 11, 2012, Judge Kerins rendered a decision ordering that the status quo be maintained. Judge Kerins indicated that we demonstrated to her that the students would be successful by maintaining the status quo and that we satisfied the order for emergent relief.
- The Commissioner of Education has 45 days to confirm, modify or reject the Judge's order. We should hear from the Commissioner at or about June 25, 2012 unless the Commissioner extends the deadline, which he has the authority to do.

## **8.0 NEW BUSINESS**

- None

## **9.0 PUBLIC PARTICIPATION**

- Robert Napoli – Windermere Avenue – Mr. Napoli asked the following:
  - For Mr. Sciarrillo to clarify the term, “verified complaint.” Mr. Sciarrillo indicated that we verified to the court that everything we filed was true. The other side then has the opportunity to argue against what we claim to be true.
  - Was Asbury Park and opposing party? Did they file a strong argument? Mr. Sciarrillo indicated that Asbury Park was an opposing party and, while Mr. Sciarrillo would not answer the question referring to the strength of Asbury Park's argument, he did say that Asbury Park argued that they need the Interlaken students and the money.
  - Please explain the Office of Administrative Law's process with the Commissioner of Education. Mr. Sciarrillo indicated that everything that goes to the OAL must first be reviewed by the Commissioner.
  - Is there a timeline for the process? Mr. Sciarrillo indicated that a pre-hearing conference must take place within 3-6 weeks of the Commissioner's ruling. Then it depends on the Judge's schedule.
  - Can Asbury Park oppose the Commissioner's ruling on the Judge's order? Mr. Sciarrillo indicated that Asbury Park can appeal the Commissioner's decision.

- Can the children of Interlaken continue to go to West Long Branch and Shore Regional and can the two Districts be paid for both the 2011-2012 and 2012-2013 school years? Mr. Sciarrillo indicated that the interim relief allows for payments to be made for both school years. The Monmouth County Executive Superintendent has received copies of all documents from the Judge's office and is good with the decision.
- Was money budgeted for tuition to West Long Branch and Shore Regional for the 2012-2013 school year or does the budget have to be readopted? Mr. Kotch indicated that there are funds in a tuition reserve account, which will not be enough. There are also ample funds in the allowable surplus account.
- Did the State take an adverse position with the Office of Administrative Law? Mr. Sciarrillo indicated that the State did not.
- Growing up in Bradley Beach, Mr. Napoli is familiar with the legal case that took place with Bradley Beach and Belmar and the litigation costs. Can extensive litigation be possible with our case? Mr. Sciarrillo indicated that the facts are different in our case.
- Keith Miller – Bridlemere Avenue – Mr. Miller asked the following:
  - What happens to new students that enroll for the 2012-2013 school year? Mr. Sciarrillo indicated that new students can enroll for the 2012-2013 school year. The Board is waiting on the Commissioner's decision before they make the formal announcement to the public.
  - When was the petition filed? Mr. Sciarrillo indicated that the petition was filed on April 26, 2012 and we extended the court date on the request of Asbury Park.
  - What was the delay in filing the petition? Mr. Sciarrillo indicated that we wanted to be very thorough with our research. A lot of time was devoted to researching both Interlaken's and Asbury Park's files going back to the 1940's. The Interlaken files were in much better condition than the Interlaken files.

## 10.0 ADJOURNMENT

It was motioned by Mrs. Weeden, seconded by Mrs. Watt to adjourn the meeting at 7:58 p.m.

Respectfully Submitted,

Dennis W. Kotch  
Business Administrator/Board Secretary