

RIVER VALE BOARD OF EDUCATION
River Vale, New Jersey 07675
REGULAR MEETING
Roberge Elementary School Gym
February 1, 2022
AGENDA

Live Stream Can Be Found At: www.rivervaleschools.com/youtube

CALL TO ORDER: 7:00 P.M.

NOTICE IS HEREBY GIVEN THAT in accordance with the Open Public Meetings Act, Chapter 231, the Laws of 1975, notice of this meeting has been sent to all school offices, officially designated newspapers, filed with the Township Clerk, and posted in the Board of Education Office, forty-eight (48) hours in advance of this meeting.

ROLL CALL:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|----------------|----------------|-----------------|-----------------|---------------|--------------|-----------|------------|
| PRESENT | | | | | | | |
| ABSENT | | | | | | | |

FLAG SALUTE

BOARD PRESIDENT’S REPORT

COMMITTEE REPORTS – CHAIRPERSON

- **Buildings & Grounds – Mr. Schlereth**
- **Communications & Policies – Mrs. Senande**
- **Curriculum & Technology – Mrs. Rothenberg**
- **Finance – Mrs. Pintarelli**
- **Negotiations – Mr. Rosini**
- **Personnel – Mrs. Pintarelli**

COMMITTEE MEETING SCHEDULE

| Date | Time | Committee |
|-------------------|-------------|---|
| February 8, 2022 | 6:00 PM | Buildings & Grounds |
| February 15, 2022 | 6:00 PM | Finance |
| March 1, 2022 | 6:00 PM | Finance |
| March 15, 2022 | 6:00 PM | Finance |
| March 29, 2022 | 6:00 PM | Communications & Policies Committee “Zoom” Meeting |

| | | |
|--------------------|---------|--|
| April 5, 2022 | 6:00 PM | Buildings & Grounds |
| April 26, 2022 | 6:00 PM | Personnel |
| May 10, 2022 | 6:00 PM | Curriculum & Technology |
| September 6, 2022 | 6:00 PM | Buildings & Grounds “Walk Through” Meeting |
| September 20, 2022 | 6:00 PM | Curriculum & Technology |
| October 11, 2022 | 6:00 PM | Communications & Policies |
| November 15, 2022 | 6:00 PM | Negotiations |
| December 13, 2022 | 6:00 PM | Finance |
| January 3, 2023 | 6:00 PM | Finance |

PUBLIC COMMENTS – AGENDA ITEMS ONLY

THE RIVER VALE BOARD OF EDUCATION IS committed to encouraging the citizens of River Vale and employees of the River Vale School District to speak directly to Board Trustees. In order to facilitate this communication, residents and employees are requested (1) to sign in before speaking; (2) to maintain an appropriate sense of decorum; and (3) to limit their remarks to no more than five minutes. The Board will also take under advisement the written comments and opinions of non-residents that are submitted to the Board Secretary. Being mindful of its responsibility to maintain the orderly conduct of meetings, the Board retains the right to rule on such matters as the speaker’s right to address the Board, as well as the appropriateness of the subject being presented. The Board’s decision in such matters is final.

The Board also reminds all members of the public that while it subscribes, without reservation, to the principle of keeping the community informed, by policy and law, it cannot allow public discussion of personnel matters nor can Trustees comment on any current or pending litigation. If a matter concerning an employee of the River Vale Public Schools is of interest or concern to a resident, the matter should be referred to the responsible building principal or the Superintendent of Schools by telephone, letter or email.

Meeting opened to public comments at _____ P.M.

Public comments:

Meeting closed to public comments at _____ P.M.

SUPERINTENDENT’S REPORT

Board Ethics Training Presentation by Stephen R. Fogarty, Esq., of Fogarty & Hara, Esqs.

BOARD SECRETARY’S REPORT

GENERAL RESOLUTIONS

RESOLUTION BY _____ SECONDED _____ to approve
 Resolution Item **G1** listed below.

G1. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION that the Board, upon recommendation of the Superintendent of Schools, **approves the following resolution:**

WHEREAS, NJAC 6A:23A-5.3 provides that a school district may request a waiver of compliance with respect to the district's participation in the Special Education Medicaid Initiative (SEMI) Program for the 2022-2023 school year, and

WHEREAS, the River Vale Board of Education desires to apply for this waiver due to the fact that it projects having fewer than 40 Medicaid eligible classified students and the participation in SEMI would not provide a cost benefit to the district based on the projection of the district's available SEMI reimbursement for the 2022-2023 budget year;

NOW THEREFORE BE IT RESOLVED that the River Vale Board of Education hereby authorizes the Chief School Administrator to submit to the Executive County Superintendent of Schools in the County of Bergen an appropriate waiver of the requirements of NJAC 6A23A-5.3 for the 2022-2023 school year.

ROLL CALL VOTE:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|------------------|-----------------------|------------------------|------------------------|----------------------|---------------------|------------------|-------------------|
| AYE | | | | | | | |
| NAY | | | | | | | |
| ABSENT | | | | | | | |
| ABSTAINED | | | | | | | |

BUSINESS RESOLUTIONS

RESOLUTION BY _____ SECONDED _____ to approve
 Resolution Items **B1 and B2** listed below.

B1. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION that the Board, upon recommendation of the School Business Administrator, **approves the following resolution:**

WHEREAS, the River Vale Board of Education advertised for bids for the Additions to the Holdrum Middle School, Contract 58.1(“Project”); and

WHEREAS, on January 26, 2022, the Board received and publicly opened sixteen bids for the Project; and

WHEREAS, APS Contracting, Inc., submitted the lowest responsible bid on the Project, with a base bid in the amount of \$5,990,000, together with Alternate 1 deducting \$130,000, Alternate 2 adding \$25,000, Alternate 3 deducting \$55,000, Alternate 4 deducting \$35,000, and Alternate 5 adding \$100,000; and

WHEREAS, APS Contracting, Inc.’s bid complied in all material respects;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby awards the contract for the Project to APS Contracting, Inc., including Alternates No. 1, 3, 4, and 5, for a total of \$5,870,000; and

BE IT FURTHER RESOLVED, that this award is expressly conditioned upon APS Contracting, Inc. furnishing the requisite insurance certificate and labor and materials/performance bond as required in the project specifications, together with an AA201-Project Manning Report, an executed A-101-Standard Form of Agreement Between Owner and Contractor and an executed A-201-General Conditions of the Contract for Construction, as prepared by the Board Attorney and/or Architect, within ten days of the date hereof; and

BE IT FURTHER RESOLVED, that the Board hereby directs the Board Attorney and/or Architect to prepare the contract with APS Contracting, Inc., and authorizes the Board President and Board Secretary to execute such agreement and any other documents necessary to effectuate the terms of this Resolution.

| CONTRACTOR | Base Bid | Alt #1 - Reduced Scope @ Courtyards | Alt #2 - New Fencing @ North Side of Site | Alt #3 - Delete Toilet Room @ Classroom 108 | Alt #4 - Wide Flange Beams in lieu of Bar Joists | Alt #5 - Lgtwgt Insulating Concrete in lieu of Polyisocyanurate Roofing Insulation | Total - Base Bid plus Alt #1, Alt #3, Alt #4 & Alt #5 |
|-------------------------------------|-----------------|--|--|--|---|---|--|
| Bismark Construction Corp. | 6,555,000 | (55,000) | 37,000 | (37,000) | no change | 170,000 | 6,633,000 |
| M&M Construction Co., Inc. | 7,490,000 | (130,000) | 30,000 | (130,000) | 15,000 | 185,000 | 7,430,000 |
| Grove Contracting, LLC | 6,689,000 | (24,000) | 28,000 | (65,000) | (34,000) | 130,000 | 6,696,000 |
| Brockwell & Carrington Contractors, | 7,440,000 | (89,000) | 44,000 | (34,000) | (40,000) | 171,000 | 7,448,000 |
| Northeastern Interior Services, LLC | 7,111,289 | (25,000) | 39,800 | (45,000) | (36,000) | 198,000 | 7,203,289 |
| GPC, Inc. | 7,069,000 | (305,000) | 32,000 | (64,000) | 35,700 | 146,000 | 6,881,700 |
| Tekon Construction, Inc. | 7,899,000 | (200,000) | 36,000 | (53,500) | 18,000 | 191,136 | 7,854,636 |
| Belmont Construction Corp. | 6,590,000 | (125,000) | 17,000 | (60,000) | 12,000 | 150,000 | 6,567,000 |
| Paul Otto Building Co. | 6,484,000 | (50,000) | 25,000 | (50,000) | 10,000 | 130,000 | 6,524,000 |
| Vanas Construction Co., Inc. | 7,317,000 | (94,500) | 27,300 | (31,000) | 11,600 | 146,900 | 7,350,000 |
| The Bennett Company | 6,640,000 | (125,000) | 40,000 | (50,000) | (35,000) | 130,000 | 6,560,000 |
| Mark Construction, Inc. | 6,198,000 | (124,000) | 23,000 | (62,000) | 362,000 | 151,000 | 6,525,000 |
| LaRocca, Inc. | 7,055,000 | (82,000) | 13,000 | (40,000) | 1,000 | 53,000 | 6,987,000 |
| APS Contracting, Inc. | 5,990,000 | (130,000) | 25,000 | (55,000) | (35,000) | 100,000 | 5,870,000 |
| H&S Mechanical | 6,588,000 | (85,000) | 35,000 | (75,000) | (36,000) | 110,000 | 6,502,000 |
| Pal-Pro Builders LLC | 6,780,000 | (65,000) | 27,000 | (74,000) | (35,000) | 76,000 | 6,682,000 |

Account No. 30-000-400-450-20-11-000

- B2. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION** that the Board, upon recommendation of the School Business Administrator, **approves the following resolution:**

WHEREAS, the River Vale Board of Education advertised for bids for entrance canopy upgrades at various schools, Contract No. 54 (“Project”); and

WHEREAS, on January 19, 2022, the Board received and publicly opened two bids for the Project; and

WHEREAS, the bids received, in the amount of \$1,664,600.00 and \$1,740,000.00, both substantially exceed the cost estimates for the Project;

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby rejects all the bids in accordance with N.J.S.A. 18A:18A-22.a; and

BE IT FURTHER RESOLVED, that Board hereby authorizes and directs the Business Administrator/Board Secretary to notify the bidders of the same and re-advertise the Project for bid.

PERSONNEL RESOLUTIONS

RESOLUTION BY _____ SECONDED _____ to approve Resolution Items **P1** through **P3** as listed below.

- P1. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION** that the Board, upon recommendation of the Superintendent of Schools, **advises pursuant to N.J.S.A. 18A:16-17, 18A:16-17.1 and 52:14-17.46.14, that unless an employee waives health insurance coverage, the employee shall contribute to the cost of their health insurance coverage in the amounts required by law, or any applicable collective negotiations agreement, whether said contributions are a percentage of the health insurance premium based upon their salary range, or a percentage of their annual base salary, as determined by the health insurance plan in which the employee is enrolled.**
- P2. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION** that the Board, upon recommendation of the Superintendent of Schools, **approves ESS Northeast, LLC, with all of their properly certified employees, to provide substitute teacher, secretary and substitute aide services to the district for the 2021-2022 school year.**

P3. BE IT RESOLVED BY THE RIVER VALE BOARD OF EDUCATION that the Board, upon recommendation of the Superintendent of Schools, **approves Northern Region Educational Services Commission with all of their properly certified employees, to provide substitute aide services to the district for the 2021-2022 school year.**

ROLL CALL VOTE:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|------------------|-----------------------|------------------------|------------------------|----------------------|---------------------|------------------|-------------------|
| AYE | | | | | | | |
| NAY | | | | | | | |
| ABSENT | | | | | | | |
| ABSTAINED | | | | | | | |

PUBLIC COMMENTS – GENERAL ITEMS

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The Board also reminds all members of the public that while it subscribes, without reservation, to the principle of keeping the community informed, by policy and law, it cannot allow public discussion of personnel matters, nor can trustees comment on any current or pending litigation. If a matter concerning an employee of the River Vale School District principal or the Superintendent of Schools by either telephone, letter or email.

Meeting opened to public comments at _____ P.M.

Public comments:

Meeting closed to public comments at _____ P.M.

OLD BUSINESS

NEW BUSINESS

MOTION TO ENTER CLOSED SESSION

MOTION BY _____ SECONDED BY _____

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 private session pursuant to N.J.S.A. 10:4-12b; and

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

1. Any matter which by provision of law is rendered confidential or excluded from the requirements of subsection A of N.J.S.A. 10:4-12, specifically, the following matter:

_____.

2. Any matter in which the release of information would impair a right to receive funds from the government of the United States, specifically, the following matter:

_____.

3. Any material the disclosure of which constitutes an unwarranted invasion of individual privacy, specifically, the following matter:

_____.

4. Any matter involving a collective bargaining agreement, or the proposals for inclusion in such, specifically, the following matter:

_____.

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 which would adversely affect the public interest, specifically, the following matter:

_____.

6. Any tactics and techniques utilized in protecting the safety and property of the public or any investigations of violations or possible violations of the law, specifically, the following matter:

_____.

7. Any pending or anticipated litigation or contract negotiation (other than any matter involving a collective bargaining agreement, or the proposals for inclusion in such) in which the Board of Education is or may become a party, or any matter falling within the attorney/client privilege, specifically, the following matter:

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 current or prospective officer or employee, unless all individual employees or appointees request in writing that such matter be discussed in public, specifically, the following matter:

9. Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific penalty or loss of the license or permit belonging to the responding party, specifically, the following matter:

NOW, THEREFORE, IT IS RESOLVED, that the aforesaid subjects shall be discussed in closed session by this Board of Education and administrative staff, and the minutes of said closed session discussion will be made available to the public when the reasons for the non-disclosure in accordance with the Open Public Meetings Act no longer exist.

Meeting closed to the public at _____ P.M.

ROLL CALL VOTE:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|------------------|---------------------------|----------------------------|----------------------------|--------------------------|-------------------------|----------------------|-----------------------|
| AYE | | | | | | | |
| NAY | | | | | | | |
| ABSENT | | | | | | | |
| ABSTAINED | | | | | | | |

**MOTION BY _____ SECONDED BY _____ that the
February 1, 2022 Closed Session Meeting be reopened to the Regular Meeting at
_____ P.M.**

ROLL CALL VOTE:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|------------------|---------------------------|----------------------------|----------------------------|--------------------------|-------------------------|----------------------|-----------------------|
| AYE | | | | | | | |
| NAY | | | | | | | |
| ABSENT | | | | | | | |
| ABSTAINED | | | | | | | |

ADJOURNMENT

**MOTION BY _____ SECONDED BY _____ that the
 February 1, 2022 Regular Meeting be adjourned at _____ P.M.**

ROLL CALL VOTE:

| | Mrs. Berkowitz | Mrs. Pintarelli | Mrs. Rothenberg | Mr. Schlereth | Mrs. Senande | Mr. White | Mr. Rosini |
|------------------|---------------------------|----------------------------|----------------------------|--------------------------|-------------------------|----------------------|-----------------------|
| AYE | | | | | | | |
| NAY | | | | | | | |
| ABSENT | | | | | | | |
| ABSTAINED | | | | | | | |