

**MONTGOMERY TOWNSHIP BOARD OF EDUCATION
Skillman, New Jersey 08558**

Meeting, Tuesday, February 22, 2022

6:00 p.m. Executive Session

7:30 p.m. Public Session

Upper Middle School Media Center

BUSINESS MEETING AGENDA

2020-2021 District Goals

- Goal 1: Provide deeper student-teacher-parent connection to allow for continued excellent academic education and emotional well-being of students regardless of mode of instruction during the COVID19 pandemic.
- Goal 2: Revise the Science Curriculum and Structure to reflect new developments and requirements in Science.
- Goal 3: Implement curricular changes to incorporate diversity and inclusion.
- Goal 4: Prioritize our financial resources to drive innovation in ongoing student education.

OPENING OF THE MEETING

Call to Order – Board President

Statement of Open Meeting and Public Participation - In accordance with the State's Sunshine Law, adequate notice of this meeting was provided by mailing notice of meeting on January 5, 2022 and February 17, 2022. Notice was provided to Board of Education Members, Montgomery Township Clerk, Rocky Hill Borough Clerk, Public Library, Township Posting, School Posting, PTSA Officers, Courier News, Montgomery News, Princeton Packet, Trenton Times, and The Star Ledger.

The Board reserves the right to enter into Executive Session during all meetings of the Board of Education.

It is the School Board's intention to conclude this meeting no later than 10:00 p.m.

ROLL CALL

EXECUTIVE SESSION

It is recommended that the Board of Education adopt a resolution to convene in executive session as follows:

WHEREAS, the Open Public Meetings Act, Chapter 231 of the Laws of 1975 provides that a public body may exclude the public from that portion of a meeting of which the public body discusses certain matters for which confidentiality is required as permitted in Section 7B of the act.

WHEREAS, the items that are permitted to be discussed in executive session are as follows:

- 1) a matter rendered confidential by federal or state law
- 2) a matter in which release of information would impair the right to receive government funds
- 3) material the disclosure of which constitutes an unwarranted invasion of individual privacy
- 4) a collective bargaining agreement and/or negotiations related to it
- 5) a matter involving the purchase, lease, or acquisition of real property with public funds
- 6) protection of public safety and property and/or investigations of possible violations or violations of law
- 7) pending or anticipated litigation or contract negotiations and/or matters of attorney-client privilege
- 8) specific prospective or current employees unless all who could be adversely affected request an open session
- 9) deliberation after a public hearing that could result in a civil penalty or other loss

NOW THEREFORE BE IT RESOLVED, that the Board of Education will be discussing items 3, 4, and 8. Action may take place on these items.

The matters discussed in executive session shall be disclosed to the public when the need for confidentiality no longer exists.

ROLL CALL

RECONVENE IN OPEN SESSION – 7:30 p.m.

SALUTE THE FLAG

SUPERINTENDENT’S REPORT / PRESENTATIONS

- Lower Middle School - School Leadership Team (SLT)
- Lower Middle School - Student Recognition

NEW BUSINESS FROM BOARD/PUBLIC

Members of the public are allotted one opportunity to bring any new business to the Board for up to a maximum of three (3) minutes per speaker. All comments or questions must be directed to the board president. The Board of Education welcomes and encourages input from the public. There are two times during board meetings that the public is invited to speak. One time is now when members of the public are invited to bring any new business to the board for up to a maximum of three minutes per speaker. Later in the meeting there will be a second opportunity to address the board regarding the Action Agenda.

Before you make your comment, please state your name, address and subject matter. Being mindful of privacy rights regarding students and board employees and to avoid any potential liability on the part of the speaker, the board discourages references to specific individuals. While directing your comments or questions to the board president, please understand that the public comment portions of the meeting are not structured as question and answer sessions but rather are offered as opportunities for you to share your thoughts with the board. The board president may need to refer an issue to the superintendent if the particular issue has not been handled through the appropriate chain of command with the school district before coming to the board for a response. Responses may be provided at the end of this session. However, there are times when comments and questions will require additional information gathering before a response is provided.

COMMITTEE/REPRESENTATIVE REPORTS

Representative Reports

- Student Representative Report
- MTEA Report
- Board Member Delegate/Representative Reports
(SCSBA, PTSA, MAC, Legislative, NJSBA, Ed. Services Commission, etc.)

Board Committee Reports

- Assessment, Curriculum and Instruction Committee (ACI)
- Equity Committee (EC)
- Anti-Racism and Reform Sub-Committee (ARRSC)
- Operations, Facilities and Finance Committee (OFF)
- Policy and Communications Committee (PCC)
- Human Resource Committee (HRC)
- President's Report

APPROVAL OF MINUTES – It is recommended that the Board of Education approve the minutes of the following Board Meeting(s):

1. January 25, 2022 Executive Session Meeting
2. January 25, 2022 Business Meeting

CORRESPONDENCE TO THE BOARD – List of correspondence to the Board:

1. Email dated 2/8/22 from L. Rodenbaugh regarding Letter to Unmasking
2. Email dated 2/8/22 from Anonymous regarding Masks

PUBLIC COMMENTS

Members of the public are allotted one opportunity to address the Board regarding the **Action Agenda** for up to a maximum of three (3) minutes during this period of the meeting. All comments or questions must be directed to the board president. The board president may need to refer an issue to the superintendent if the particular issue has not been handled through the appropriate chain of command within the school district before coming to the board for a response. All responses will be provided at the end of this session.

ACTION AGENDA

1.0 ADMINISTRATIVE

The Superintendent recommends that the Board of Education approve the administrative items as follows:

- 1.1 Routine Monthly Reports – Accept the following reports:
 - a. Student Control Report
 - b. Fire/Security Drill Report
 - c. Harassment, Intimidation and Bullying (HIB) Report

1.2 Policy First Reading - Accept the following policies and regulation as a first reading:

- 0155 Board Committees
- 0168 Recording Board Meetings
- 1648.14 Safety Plan for Healthcare Settings in School Buildings – COVID-19
- 2467 Surrogate Parents and Resource Family Parents
- 7432 Eye Protection
- 7432R Eye Protection

1.3 Policy Second Reading - Accept and adopt the following policy following a second reading:

- 0152 Board Officers

2.0 CURRICULUM & INSTRUCTION

The Superintendent recommends that the Board of Education approve the curriculum and instruction agenda as follows:

2.1 Bilingual/ESL Three-Year Plan – Approve the Bilingual/ESL Three-Year Program Plan for the 2021 – 2024 school years.

2.2 Fireplace, Inc. – Approve annual software subscription to SMORE in the amount of \$1,199.00 to be funded by ESEA Title II funds.

2.3 Out-of-District Placements: 2021-2022 - Approve the following Out-of-District placements for the 2021-2022 School Year:

Student ID	School	Dates	TUITION		
			ESY	RSY	Total for Year
108185	Titusville Academy	2/7/22-6/23/22		\$26,634.60	\$26,634.60
108622	East Mountain School	2/11/22-6/17/22		\$26,534.38	\$26,534.38

2.4 Consultant Approvals: 2021-2022 - Approve the following consultants for the 2021-2022 School Year:

CONSULTANT NAME/VENDOR	SERVICES PROVIDED	RATES OF SERVICE
Center for Behavioral Health MD PA Rajeswari Muthuswamy, MD	Psychiatric Evaluation/Fit to Return Evals, virtual or in office Combined CST Evaluation/Fit to return	\$525.00/eval \$650.00/eval

Eden Autism Services, Inc.	BCBA Consultation Services Behavior Specialist Services Home Based BCBA Services Home Based Behavior Specialist Speech/Language Consultation Speech/Language Therapy Services Func Behavior Assessment (FBA) Occupational Therapy (OT) Evaluation Social Skills Assessment Speech/Language Evaluation On-Site Workshops/Prof Dev	\$150.00/hour \$90.00/hour \$150.00/hour \$90.00/hour \$150.00/hour \$110.00/hour \$1700.00/eval \$800.00/eval \$1650.00/eval \$750.00/eval 1/2 day \$600.00 Full Day \$1200.00 \$250.00/hour
Life Insight Center	Psychological Evaluation Psycho-Educational Evaluation Comprehensive Neuropsychological Evaluation IEP Meeting Attendance Travel Cost	\$950.00/eval \$2400.00/eval \$3500.00/eval \$125.00/hour \$35.00/30 minutes
Behavior Therapy Associated	Behavioral Consults/Functional Behavioral Assessments Dr. Briana Ostrosky	\$200.00/hour
Karen Noble, M.Ed., LDTC	Educational Evaluation Meeting Attendance	\$850.00/each \$100.00/hour
The Coder School – Montgomery	Provide coding classes for Title 1 students at OHES. March 1, 2022 – June 22, 2022	\$12,395 <i>To be funded by ESEA Title 1</i>
The Coder School – Montgomery	Provide coding classes for Title 1 students at LMS. March 1, 2022 – June 22, 2022	\$27,000 <i>To be Funded by ESEA Title 1</i>
Nathanial White	Provide Professional Development LMS, UMS and MHS orchestra teachers to improve their pedagogy and instructional practice in the double bass. February – June, 2022	Not to Exceed \$4,400 (<i>Revised</i>)
A-Speakers	Provide VES Title 1 students and parents with a virtual evening on the topic of Building Resilient Children. April 28, 2022	\$6,030 <i>To be Funded by ESEA Title 1</i>

3.0 OPERATIONS, FACILITIES AND FINANCE

The Superintendent recommends that the Board of Education approve the finance agenda as follows:

3.1 Acceptance of the Financial Reports

WHEREAS, N.J.A.C. 6A:23A-16.10 requires the Board Secretary and the Board of Education of the Montgomery School District to certify that no budgetary line item account has been over-expended and that the sufficient funds are available to meet the District's financial obligation, and

WHEREAS, N.J.A.C. 6A:23A-16.10 further requires the Board of Education of the Montgomery Township School District receive and accept the monthly financial statement, the Board Secretary's and Treasurer's Reports; and

WHEREAS, the Board Secretary's and Treasurer's Reports for the month ending January 31, 2022 are presented for the Board to accept and are on file in the Office of the School Business Administrator;

NOW THEREFORE BE IT RESOLVED, the Board of Education of the Montgomery Township School District acknowledges receipt of and accepts the Board Secretary's and Treasurer's Reports for the month ending January 31, 2022; and

BE IT FURTHER RESOLVED, that the Board Secretary and the Board of Education certifies that no budgetary line item account has been over-expended and that there are sufficient funds available to meet the District's financial obligation.

3.2 Approval of Transfers

WHEREAS, N.J.A.C. 6A:23A-16.10-(c)1 states that a report shall be presented to the Board showing all transfers between line item accounts for each line item account shown on the budget prepared in accordance with N.J.S.A. 18A:22-8; and

WHEREAS, Board Policy 6422 designates the Superintendent of Schools to approve transfers as necessary between meetings of the Board and be reported to the Board, ratified and duly recorded in the minutes at a subsequent Board meeting; and

WHEREAS, transfers were necessary to maintain the needs of the district and are on file in the Office of the School Business Administrator,

NOW THEREFORE BE IT RESOLVED, that the Montgomery Township Board of Education ratifies and approves the transfers through January 31, 2022 within the 2021-2022 school year budget, as approved by the Superintendent, so that no budgetary line item account has been over-expended and that sufficient funds would be available to meet the district's financial obligations, as requested by various district;

BE IT FURTHER RESOLVED, this resolution shall take effect immediately, and the Montgomery Township Board of Education authorizes the Superintendent, Board President and School Business Administrator to sign any documents on behalf of the Montgomery Board of Education with regards to exercising the intent of this resolution.

3.3 Approval of Bill List

WHEREAS, N.J.S.A. 18A:19, Expenditure of Funds; Audit and Payment of Claims, provides Board of Educations to make payments on claims for goods received and services rendered payable to the order of the person entitled to receive the amount after approval by the board; or in accordance with payrolls duly certified; or debt service or when provided by resolution approval by a person designated by the board; and

WHEREAS, a list of bills dated February 23, 2022 is being presented to the board with the recommendation that they be ratified and paid respectively; and

WHEREAS, each claim or demand has been fully itemized, verified and audited as required by law in accordance with N.J.S.A. 18A:19-2;

NOW THEREFORE BE IT RESOLVED, that the Montgomery Township Board of Education approves the list of bills for payment in the grand sum of \$7,148,752.86 and

General Account	\$6,983,640.25
Food Service Account	\$ 165,112.61
TOTAL	\$7,148,752.86

BE IT FURTHER RESOLVED, the list of bills is on file in the Office of the School Business Administrator, and

BE IT FURTHER RESOLVED, that the Montgomery Township Board of Education authorizes the School Business Administrator to pay bills if it is determined that a need arises prior to the next board meeting in accordance with Board Policy 6470 – Payment of Claims.

3.4 Travel Reimbursement – 2021-2022 – Approve the Board member and/or staff conference and travel expenses as per the travel reimbursement list dated 2/22/22.

3.5 Acceptance of FY2021 Audit Annual Comprehensive Financial Report (ACFR) – Approve the following resolution:

WHEREAS, the Montgomery Township Board of Education engaged the firm Suplee, Clooney & Company to conduct a yearly audit of the District’s financial reports; and

WHEREAS, the firm audited these records for the 2020-2021 school year; and

WHEREAS, the auditor has submitted a full report of the audit to the Board; and

WHEREAS, no recommendations were reported;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education of the Township of Montgomery, does hereby accept and place on file the 2020-2021 Annual Audit Report of the records and report of examination of the financial statements for the year ending June 30, 2021, as submitted by the firm Suplee, Clooney & Company;

BE IT FURTHER RESOLVED, that the Board Secretary be directed to file the necessary reports with the New Jersey State Department of Education.

3.6 Appointments – The Board President made the following committee assignments for 2022 as per the below list:

- Members of the Assessment, Curriculum and Instruction Committee (ACI):

Chair	Zelda Spence-Wallace
Member	Christina Harris
Member	Maria Spina
Member	Patrick Todd
Alternate	Phyllis Bursh

- Members of the Equity Committee (EC):

Chair	Phyllis Bursh
Member	Christina Harris
Member	Maria Spina
Member	Patrick Todd
Alternate	Richard Specht

- Members of the Anti-Racism and Reform Sub-Committee (ARRSC) of the Equity Committee:

Chair	Maria Spina
Member	Phyllis Bursh
Member	Christina Harris
Member	Patrick Todd
Alternate	Richard Specht

- Members of the Human Resources Committee (HRC):

Chair	Cookie Franco-Herman
Member	Phyllis Bursh
Member	Patrick Todd
Member	Zelda Spence-Wallace
Alternate	Maria Spina

- Members of the Operations, Finances & Facilities Committee (OFF):

Chair	Shreesh Tiwari
Member	Martin Carlson
Member	Cookie Franco-Herman
Member	Richard Specht
Alternate	Patrick Todd

- Members of the Policy and Communications Committee:

Chair	Richard Specht
Member	Phyllis Bursh
Member	Martin Carlson
Member	Cookie Franco-Herman
Alternate	Christina Harris

- Members of the Food Services Committee:

Chair	Cookie Franco-Herman
Member	Phyllis Bursh
Member	Richard Specht
Member	Zelda Spence-Wallace

- Legislative Liaison for the purpose of receiving materials:

Delegate	Martin Carlson
Alternate	Christina Harris

- Montgomery Township PTSA/PTO/PTA Liaison:

Delegate	Cookie Franco-Herman
Alternate	Richard Specht

- Montgomery Township SEPTA/SEPAG Liaison:

Delegate	Martin Carlson
Alternate	Maria Spina

- Liaison to the Montgomery Township Municipal Alliance Committee:

Liaison	Phyllis Bursh
Alternate	Patrick Todd

- Liaison to the Rocky Hill Municipal Alliance Committee:

Liaison	Maria Spina
Alternate	Martin Carlson

- Voting member and alternate to the New Jersey School Boards Association:

Voting Member	Zelda Spence-Wallace
Alternate	Patrick Todd

- Member and Alternate to the Executive Committee of the Somerset County School Boards Association:

Delegate	Cookie Franco-Herman
Alternate	Richard Specht

- Members of the Negotiations Committee with CWA:

Chair	Phyllis Bursh
Member	Cookie Franco-Herman
Member	Patrick Todd
Member	Zelda Spence-Wallace

- Members of the Negotiations Committee with MTEA:

Chair	Phyllis Bursh
Member	Richard Specht
Member	Zelda Spence-Wallace
Member	Patrick Todd

3.7 Election of Delegate - It is recommended that the Board of Education elect Mr. Richard Specht as delegate to the Somerset County Educational Services Commission; Ms. Maria Spina as an alternate delegate.

3.8 Non Public Chapter 192/193 Agreement with SCESC 2022-2023 - Approve the following nonpublic instructional services agreement:

THIS AGREEMENT is made the first day of July 2022 between the Somerset County Educational Services Commission, County of Somerset, State of New Jersey, hereinafter referred to as SCESC and the Montgomery Township School District in the County of Somerset, State of New Jersey, hereinafter referred to as the Public School District.

WHEREAS, the SCESC, by authority of its Board of Directors, acting on approval of the State Board of Education, is capable of providing New Jersey's Chapter 192 and Chapter 193 programs to eligible students enrolled full time in nonpublic elementary and secondary schools in New Jersey. Chapter 192 programs provide nonpublic school students with auxiliary services such as compensatory education, English as a second language, and home instruction. Chapter 193 programs provide nonpublic school students with remedial services such as evaluation and determination of eligibility for special education and related services, supplementary instruction, and speech-language services.

WHEREAS, the SCESC services are in accordance with N.J.S.A. 18A:46-6, 8, 19.1 et seq. (Laws of 1977, Chapter 193), N.J.S.A. 18A:46-1 et seq. (Laws of 1977, Chapter 192), and the Rules and Regulations governing auxiliary services to nonpublic schools; and

WHEREAS, the Public School District is under obligation to provide said services to all eligible students attending nonpublic schools/facilities within its district; and

WHEREAS, the Public School District has by Resolution of its Board, agreed with the SCESC to provide said services pursuant to N.J.S.A. 18A:46-19.7 and N.J.S.A. 18A:46A-7 as authorized by the Public School District;

NOW, THEREFORE, the parties hereto agree to as follows:

1. The terms and conditions of this Agreement shall be in effect for one (1) year from July 1, 2022 through and including June 30, 2023.
2. All services will be provided based on available state funding and the economical allocation of staffing resources available.
3. SCESC will provide the Auxiliary Services in Compensatory Education, English as a Second Language, Supplemental Instruction, Corrective Speech and/or Home Instruction for eligible students at nonpublic schools/facilities.
 - a. COMPENSATORY EDUCATION will be provided to students who meet the established State requirements. Every eligible student will be assessed, and an Individual Student Improvement Plan (I.S.I.P.) will be developed, instruction will be based on the New Jersey Core Curriculum Content Standards/Common Core, provided per session as applicable to the student, and as long as the funding is available based on the Commission's calendar. Progress reports will be distributed twice per year. Student instructional services shall be scheduled for a minimum of thirty (30) minutes per week, based on the Commission's nonpublic services calendar.
 - b. ENGLISH AS A SECOND LANGUAGE will be provided to students who meet the established State requirements. Every eligible student will be tested and assessed with a state approved Language Assessment Battery, an Individual Student Improvement Plan (I.S.I.P.) will be developed, and instruction will be based on the New Jersey Core Curriculum Content Standards/Common Core, provided per session as applicable to the student, and as long as funding is available, based on the Commission's calendar. Progress reports will be distributed twice per year. Student instructional services shall be scheduled for a minimum of thirty (30) minutes per week, based on the Commission's nonpublic services calendar.
 - c. SUPPLEMENTAL INSTRUCTION will be provided to students examined and classified by a Child Study Team under N.J.A.C. 6A:14-4.5. Every eligible student will receive instruction based on the Individual Student Plan (I.S.P.), provided per session as applicable to the student, and as long as the funding is available, based on the

Commission's calendar. Progress reports will be distributed as per State guidelines during the year. Student instructional services shall be scheduled for a minimum of thirty (30) minutes per week based on the Commission's nonpublic services calendar.

- d. CORECTIVE SPEECH will be provided to students who meet established requirements under N.J.A.C. 6A:14-3.6. Every eligible student will receive instruction based on the Individual Student Plan (I.S.P.) provided per session as applicable to the student, and as long as funding is available, based on the Commission's calendar. Student instructional services shall be scheduled for a minimum of thirty (30) minutes per week, based on the Commission's nonpublic services calendar.
 - e. HOME INSTRUCTION will be given in lieu of regular classroom instruction to an eligible student who is enrolled full time in a nonpublic school and is unable to attend school for 10 consecutive school days or 15 cumulative school days or more during the school year due to temporary or chronic health condition or need for treatment which precludes participation in their usual educational setting. The teacher providing the instruction will be appropriately certified for the subject and grade level in which instruction is given pursuant to N.J.A.C. 6A:16-10.1(b).
4. SCESC will provide the auxiliary services in examination and classification to nonpublic school students who are identified by a nonpublic school as having potential learning problems. Examinations and/or classifications will be conducted in accordance with N.J.A.C. 6A:14-3.3(c) by appropriate certified personnel.
 5. Nothing contained herein shall prevent a Public School District from electing to provide all of the above services for any individual nonpublic school student within its District boundaries.
 6. All nonpublic transportation funding will be allocated according to State guidelines.
 7. For the Auxiliary services of Compensatory Education, English as a Second Language, Supplemental Instruction and Corrective Speech services described in this Agreement, the Public School District agrees to pay to SCESC a sum equal to 10% of the funding that is allocated for the contract year by the State Department of Education for Auxiliary Services to Nonpublic Schools pursuant to the provisions of the Laws of 1977, Chapter 192 and 193, based on the active roster of students, which will be considered the official enrollment, and provided to the Public School District through monthly invoices of services rendered.
 8. For the Auxiliary services of Examination and Classification, and Home Instruction described in this Agreement, the Public School District agrees to pay to SCESC a sum equal to 100% of the funding that is allocated for the contract year per pupil by the State Department of Education for Auxiliary Services to Nonpublic Schools pursuant to the provisions of the Laws of 1977, Chapter 192 and 193 when services are rendered. The SCESC will submit monthly billing of services rendered.

9. The SCESC, as per New Jersey Department of Education guidelines effective August 2018 will retain 6% of the total monthly invoice as reimbursement for programming, supervision and administrative expenses associated with the Chapter 192/193 program implementation. The SCESC shall be required to provide service only to the extent of the amount of state aid received.
10. It is the responsibility of the nonpublic school to notify the SCESC in writing when a student has exited and is no longer on the active roster within 10 (ten) business days.
11. The Public School District agrees to pay SCESC within sixty (60) days following receipt of invoices for such services.
12. The Project Completion Report for Chapter 192/193 services shall be prepared by SCESC and submitted to the Public School District by July 30.
13. In the event a Public School District fails to remit funds to the SCESC within the time schedule set forth above, SCESC shall have the right to discontinue services without further notice.
14. The SCESC shall act as agent for the Public School District in the distribution, collection, processing and preparation of the Request for Additional Funding Under the Provisions of Chapter 192/193 required by the State Department of Education for the implementation of said services pursuant to the laws of 1977, Chapters 192/193. The SCESC Business Administrator may act as the local district's agent by filing for Additional Funding Under Provisions of Chapters 192/193. The Public School District will provide the SCESC access to the NJ DOE Homeroom for submission of the requests.
15. Due to the wide variation in district school calendars, the SCESC will develop and adhere to their master calendar for teacher scheduling.
16. The SCESC will coordinate the Annual Consultation meeting between the Public School District and its nonpublic schools according to the provisions set forth by the State of New Jersey Department of Education.
17. During the performance of this contract, SCESC and the Public School District agree to the following affirmative action:
 - a. The SCESC and the Public School District, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation. The SCESC and the Public School District will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, sex, affectional or sexual orientation. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of

compensation; and selection for training, including apprenticeship. The SCESC and the Public School District agree to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

18. The SCESC will act as the signer of all 407 forms for Chapters 192/193 student services on behalf of Montgomery Township School District as permitted by the New Jersey Department of Education guidelines.

3.9 Non Public IDEA Agreement with SCESC 2022-2023 - Approve the following nonpublic instructional services agreement:

THIS AGREEMENT shall be in effect from July 1, 2022 until June 30, 2023 between the Somerset County Educational Services Commission, County of Somerset, State of New Jersey, hereinafter referred to as SCESC and the Montgomery Township School District in the County of Somerset, State of New Jersey, hereinafter referred to as the Public School District.

The District agrees to pay the Commission the monthly amount of the Nonpublic School IDEA proportionate share grant funding in support of the Nonpublic School Individuals With Disabilities Education Act. The following payment schedule is hereby agreed to: 100% of the monthly services as defined below plus any other additional fees for services allowable by law with prior District approval. No other funding is due the Commission in order to operate this program.

In the event the District fails to remit the funds according to the schedule indicated above, the Commission retains the right to postpone service under this contract until funds are released.

The parties agree that if the District shall no longer be eligible for funding pursuant to the Nonpublic School Individuals With Disabilities Education Act, or if such funding shall terminate, either party may terminate this agreement.

It is understood that the Commission will provide services to all of the eligible Somerset County nonpublic schools identified by the District's grant application and as authorized by the District. Also, the SCESC will coordinate the Annual Consultation Meeting between the District and its nonpublic schools, according to the provisions set forth by the State of New Jersey Department of Education.

The Commission will provide an annual report of I.D.E.A. funded services, equipment and/or technology and provide input into the grant process for each school served.

Speech (per student on active roster/per month)	\$140.00
Supplemental (per student on active roster/per month)	\$130.00
Study Skills/Student Support Class – Teacher provided up to 5 days per week for 60 minutes per day to provide supplemental instruction (per month)	\$3,000.00

3.10 Resolution/New Jersey Nonpublic School Technology Initiative Program 2022-2023 –
Approve the following resolution:

WHEREAS, the New Jersey Nonpublic School Technology Initiative Program has been authorized in the Appropriations Act for Fiscal Year 2022-2023; and

WHEREAS, Nonpublic School Technology Initiative Aid shall be paid to school districts and allocated for nonpublic school pupils in a manner that is consistent with the provisions of the federal and state constitutions; and

WHEREAS, said program requires the Board of Education in each public school district in New Jersey to provide technology to all students attending a nonpublic school located in the public school district; and

WHEREAS, it is the responsibility of the chief school administrator of the public school district or designee to confer with the administrator of each participating nonpublic school within the district to advise the nonpublic school of the limit of funds available and to agree upon the technology to be provided to the nonpublic school within the limits of the funds that are available for the nonpublic school; and

WHEREAS, it is the responsibility of the public school district to send written verification that conferences were held with each nonpublic school administrator to the County Superintendent, along with a copy of each agreement, prior to the State's deadline; and

WHEREAS, it shall be the responsibility of each public school district to provide the agreed upon technology which may include equipment, software, professional development and/or maintenance of equipment; and

WHEREAS, the Somerset County Educational Services Commission (SCESC) has agreed to administer the responsibilities associated with this program for the purpose of greater cost effectiveness through joint purchasing and centralized administration,

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township School District (District) enter into an agreement with the SCESC, whereby the SCESC will administer the Nonpublic School Technology Initiative Program for nonpublic schools located within the boundaries for the 2022-2023 school year and are awarded funding and as authorized by the District, and

BE IT FURTHER RESOLVED that the SCESC will coordinate the Annual Consultation Meeting between the District and its nonpublic schools, according to the provisions set forth by the State of New Jersey Department of Education, and

BE IT FURTHER RESOLVED that the District pay the State-approved administrative percentage (5% in 2021-2022) of the allocation for the Nonpublic School Technology Initiative Program to cover the SCESC's cost for administering the program. The SCESC will invoice the District for technology items as expended in accordance with the Guidelines for

Administering the New Jersey Nonpublic School Technology Initiative Program and State-approved administrative percentage of the total amount spent as reimbursement for administrative expenses associated with the Nonpublic School Technology Initiative Program. No other funding is due the Commission in order to operate this program.

3.11 Resolution/New Jersey Nonpublic Textbook Program 2022-2023 – Approve the following resolution:

WHEREAS, 18A:58-37-1 et seq., as amended by Chapter 121, Laws of 1984, requires that the state and local community purchase and loan textbooks upon individual request to all students enrolled in grades kindergarten through 12 in nonpublic schools located within the local school district; and,

WHEREAS, no Board of Education is required to expend funds for the purchase and loan of textbooks in excess of the amounts provided in state aid; and,

WHEREAS, the Somerset County Educational Services Commission (SCESC) has agreed to administer the purchasing and processing of nonpublic school textbooks for local public school districts for the purpose of greater cost effectiveness through joint purchasing and centralized administration;

THEREFORE, BE IT RESOLVED that the Montgomery Township School District enters into an agreement with the SCESC whereby the SCESC will administer a nonpublic textbook program for those eligible students attending nonpublic schools located within the county for the 2022-2023 school year, in accordance with 18A:58-37-1 et seq, and as authorized by the District. The SCESC will coordinate the Annual Consultation Meeting between the District and its nonpublic schools, according to the provisions set forth by the State of New Jersey Department of Education.

BE IT FURTHER RESOLVED that the Montgomery Township School District agrees to pay the total amount allocated by the State for the New Jersey Nonpublic School Textbook Program and a 6% administrative fee not to be paid through State program funds to the SCESC by August 31, 2022 or 30 days after State funding is announced, whichever is first. The 6% administrative fee will be waived if all other nonpublic program services for the District are provided by the SCESC. Any unexpended funds will be refunded to the local district.

3.12 Nonpublic Security Aid Program 2022-2023 – Approve the following nonpublic services agreement:

WHEREAS, the Nonpublic Security Aid Program has been authorized in the Appropriations Act for Fiscal Year 2022-2023; and

WHEREAS, Nonpublic Security Aid shall be paid to school districts and allocated for nonpublic school pupils in a manner that is consistent with the provisions of the federal and state constitutions; and

WHEREAS, said program requires the Board of Education in each public school district in New Jersey to provide security services, equipment, and technology to the nonpublic schools located in the public school district; and

WHEREAS, it is the responsibility of the chief school administrator of the public school district or designee to confer with the administrator of each participating nonpublic school within the district to advise the nonpublic school of the limit of funds available and to agree upon the security to be provided to the nonpublic school within the limits of the funds that are available for the nonpublic school; and

WHEREAS, it is the responsibility of the public school district to send written verification that conferences were held with each nonpublic school administrator to the County Superintendent, along with a copy of each agreement, prior to the State's deadline; and

WHEREAS, it shall be the responsibility of each public school district to provide the agreed upon security which may include security services, equipment and technology; and

WHEREAS, the Somerset County Educational Services Commission (SCESC) has agreed to administer the responsibilities associated with this program for the purpose of greater cost effectiveness through joint purchasing and centralized administration,

NOW, THEREFORE, BE IT RESOLVED that the Montgomery Township School District (District) enters into an agreement with the SCESC, whereby the SCESC will administer the Nonpublic Security Aid Program for nonpublic schools located within the boundaries for the 2022-2023 school year and are awarded funding and as authorized by the District, and

BE IT FURTHER RESOLVED that the SCESC will coordinate the Annual Consultation Meeting between the District and its nonpublic schools, according to the provisions set forth by the State of New Jersey Department of Education, and

BE IT FURTHER RESOLVED that the SCESC will invoice the District for security items as expended in accordance with the Guidelines for Administering the Nonpublic Security Aid Program. No other funding is due the Commission in order to operate this program.

3.13 Nonpublic School Nursing Services 2022-2023 – Approve the following nonpublic instructional services agreement:

THIS AGREEMENT is made the first day of July 2022 between the Somerset County Educational Services Commission, hereinafter referred to as SCESC and the Montgomery Township School District, County of Somerset and State of New Jersey, hereinafter referred to as the Public School District.

WHEREAS, the SCESC, by authority of its Board of Directors, acting on approval of the State Board of Education, is capable of providing auxiliary services and any other service or supply provided under the grant guidelines to eligible students attending nonpublic schools; and

WHEREAS, the SCESC services are in accordance with Chapter 226, Laws of 1991, and the Rules and Regulations governing nursing services to nonpublic schools; and

WHEREAS, the Public School District is under obligation to provide said services to all eligible nonpublic schools within its district to assure equal access to specified nursing services; and

WHEREAS, the Public School District has by Resolution of its Board, agreed to contract with the SCESC to provide said services pursuant to said legislation.

NOW, THEREFORE, the parties hereto agree as follows:

1. The terms of this Agreement shall be in effect from July 1, 2022 until June 30, 2023.
2. The SCESC will provide services for pupils in grades K-12 who are enrolled full time in the nonpublic school within the limitation of State funds and according to State guidelines.
 - a. Nursing services for pupils in grades K-12 who are enrolled full time in the nonpublic school. The services shall include:
 1. Assistance with medical examinations including dental screening;
 2. Screening of hearing;
 3. Maintenance of student health records and notification of local or county health officials of any student who has not been properly immunized;
 4. Scoliosis examinations of students between the ages of 10 and 18;
 5. The extension of emergency care provided to public school students to full time nonpublic school students who are injured or become ill at school or during participation on a school team or squad pursuant to NJAC 6A:16-1.4 and 2.1(a)4. These health services include:
 - a. The emergency administration of epinephrine via epipen pursuant to N.J.S.A. 18A:40 12.5;
 - b. The care of any student who becomes injured or ill while at school or during participation in school-sponsored functions;
 - c. The supervision of any student determined to be in need of immediate care; and
 - d. The notification to parents of any student determined to be in need of immediate medical care.

6. In the event of a school closure due to the current pandemic, the SCESC nurse will use the remaining hours to coordinate with the nonpublic school administration and Somerset County health department. The SCESC nurse will contact students on a weekly basis, as remaining hours permit, to check on their health and report positive cases to the Somerset County health department.

The nursing services provided to nonpublic schools shall not include instructional services.

3. The SCESC shall purchase nursing supplies for nonpublic schools, if requested, with remaining funds after required nursing services are provided as per the provisions set forth by the State of New Jersey Department of Education and with authorization by the Public School District.
4. The SCESC shall contact the nonpublic schools within the district and determine the services they will require within the parameters of the law and limitation of funds.
5. The SCESC will coordinate the Annual Consultation Meeting between the Public School District and its nonpublic schools, according to the provisions set forth by the State of New Jersey Department of Education.
6. The Public School District agrees to pay to the SCESC a sum equal to the full funding that is allocated by the State Department of Education for nursing services to nonpublic schools within its district pursuant to the provisions of Chapter 226 Laws of 1991. Payment shall be made monthly during the school year and forwarded to the SCESC within sixty (60) days after district's receipt of the SCESC's monthly invoice of services provided and supplies purchased. Nursing services (per 60 minute session) is \$44.00. The SCESC, as per New Jersey Department of Education guidelines effective October 7, 2003, will retain 6% of the payment as reimbursement for programming, supervision and administrative expenses associated with the Nonpublic School Nursing Services Program implementation. In the event a Public School District fails to remit funds to the SCESC, the SCESC shall have the right to give notice of discontinued services.

3.14 Resolution for Participation in Coordinated Transportation for the 2022-2023 School Year – Approve the following resolution:

WHEREAS, the Montgomery Township Board of Education desires to transport special education, public and vocational school students to specific destinations; and

WHEREAS, the Somerset County Educational Services Commission (SCESC), hereinafter referred to as the SCESC, offers coordinated transportation services; and

WHEREAS, the SCESC will organize and schedule routes to achieve the maximum cost effectiveness;

NOW THEREFORE, it is agreed that in consideration of pro-rated contract costs, plus an administration fee of 4.75%, as presented to the Montgomery Township Board of Education as calculated by the billing formula adopted by the SCESC. The total amount to be charged to the Montgomery Township Board of Education will be adjusted based on actual costs. Payments will be due within 30 days of receipt by the district and deemed late after 60 days with an additional 1% fee for late payments. At the discretion of the SCESC, late fee charges may be waived for extenuating circumstances.

- 1) The SCESC will provide the following services for Special Education Transportation:
 - a. routes coordinated with other districts when possible to achieve a maximum cost reduction while maintaining a realistic capacity and travel time;
 - b. monthly billing and invoices;
 - c. student lists for all routes coordinated by SCESC;
 - d. all information necessary for the accurate submission of the District Report of Transported Resident Students;
 - e. all necessary interaction and communication between the sending district, receiving school, and the respective transportation contractors;
 - f. constant/timely review and revision of routes;
 - g. transportation as soon as possible after receipt of the formal written request; and
 - h. timely submission of contracts, contract renewals or contract addenda to the county office for approval.

- 2) The SCESC will provide the following services for Nonpublic Transportation:
 - a. Routes coordinated with other districts when possible to achieve a maximum cost reduction while maintaining a realistic capacity and travel time;
 - b. Monthly billing of all district nonpublic students within State allocated funding;
 - c. Student lists for all routes coordinated by SCESC;
 - d. All information necessary for the accurate submission of the District Report of Transported Resident Students;
 - e. All necessary interaction and communication between the sending district, receiving school and the respective transportation contractors;
 - f. Transportation provided within five days or sooner during school year after receipt of the formal, signed, written request and B6T form;
 - g. Timely submission of contracts, contract renewals or contract addenda to the county office for approval.

- 3) The SCESC will provide the following services for Public Transportation:
 - a. Routes coordinated as requested to achieve a realistic capacity and travel time;
 - b. Monthly billing of regular education routes;
 - c. All information necessary for the accurate submission of the District Report of Transported Resident Students;
 - e. Transportation provided within five days or sooner after receipt of the formal, signed, written request;
 - g. If multiple in-district routes are provided for the Board, a separate agreement will be provided.

- 4) The SCESC will provide the following services for Athletic and Field Trip Charters:
 - a. Arrange all field and extra-curricular trips as requested by the Board;
 - b. Monthly billing of all district athletic and field trip charters as per SCESC approved rates;
 - c. Transportation provided within five days or sooner after receipt of written request.

- 5) It is further agreed that the Montgomery Township Board of Education will provide the SCESC with the following:
 - a. Copies of district policies as they relate to ride time or other specific transportation parameters;
 - b. Requests for transportation on forms or software provided by the SCESC, completed in full and signed by authorized district personnel;
 - c. Forms will contain all necessary and relevant information, medical or otherwise, regarding individual student's condition and transportation needs;
 - d. Withdrawal or long-term suspension (over five school days) for any special education transportation communicated in writing by authorized district personnel; no billing adjustments will be made if not submitted in writing in advance;
 - e. Strict adherence to the established payment schedule.

- 6) Additional Cost: All additional costs generated by unique requests, including but not limited to mid-day runs or early dismissals, will be borne by the district making such request. It is understood that any change in the number of students being transported on each route, or changes in mileage during the course of the year may necessitate a reapportionment and adjustment of costs. If an athletic or field trip charter cancellation occurs after the bus departs from the terminal, a cancellation fee of the first two hours of the scheduled trip contracted amount will be charged.

- 7) The SCESC accepts no responsibility for assuring a pupil's use of arranged transportation or attendance on an established route. Once assigned to a route, the monthly billings for the pupil's reserved seat will continue until the SCESC is otherwise notified, in writing, to delete the pupil from the assigned route.

- 8) The SCESC will contract transportation each day while school or classes attended are in session unless the Board's district is closed due to weather conditions (snow, ice, flooding, etc.). The SCESC accepts no responsibility for defaults by transportation contractors; however, the SCESC will make every effort to re-establish transportation expeditiously.

- 9) Other Services: The SCESC also provides coordinated regional bus maintenance services, safety training, and other related transportation services for an additional fee as a shared services program, the Board may participate at any time.

- 10) Length of Agreement: This agreement and obligations and requirements therein shall be in effect between September 1, 2022 and August 31, 2023.

- 11) Entire Agreement: This agreement constitutes the entire and only agreement between the parties and may be amended by an instrument in writing over authorized signature.
- 12) It is understood and agreed by the parties hereto that this agreement shall be without force and effect until it shall have been approved by the Executive County Superintendent of the County of Somerset.

- 3.15 Approval for the installation of a Fire Alarm System at Village Elementary School – Approve the installation of a new fire alarm system (control panel, circuit components, smoke and heat detectors) and services on behalf of the Educational Services Commission of New Jersey Co-Operative Pricing System # ESCNJ 17/18-59

<u>Vendor</u>	<u>Contract Title/ ESCNJ #</u>	<u>Total</u>
Alarm & Communication Technologies, Inc. Wharton, NJ	Fire Alarm – Integrated Software based Intelligent Life Safety Systems #ESCNJ 17/18 -59	\$137,916.14

- 3.16 Approval for the Purchase of 72 Chromebooks – Approve the purchase of 72 Chromebooks entered into on behalf of the Educational Services Commission of Morris County, Morris Plains, NJ on behalf of the New Jersey Cooperative Bid (Educational Data Services) as follows:

<u>Vendor</u>	<u>Contract Title/Contract #</u>	<u>Total</u>
Staples Technology Solutions Chicago, IL	Office/Commercial Supplies ED Data Bid # SPLS9829	\$22,361.76

- 3.17 Approval of Postage Meter Lease Contract with FP Mailing Solutions – approve the lease contract for a postage meter with FP Mailing Solutions for 63 months at \$309.47 per month for a total of \$19,496.61.

- 3.18 Approve BOE Professional Training with King Educational Consulting, Inc. – approve two hours of professional training on Diversity, Equity, Inclusion and Hiring to the Board of Education for a minimum of two hours at a rate of \$250 per hour at an upcoming board meeting.

4.0 PERSONNEL

The Superintendent recommends that the Board of Education approve the personnel agenda following discussion in Executive Session.

ANNOUNCEMENTS BY THE PRESIDENT

ADJOURNMENT