

BRADLEY BEACH BOARD OF EDUCATION
515 Brinley Avenue
Bradley Beach, NJ 07720

OFFICIAL MINUTES

Special Meeting/Public Hearing
May 2, 2023

Bradley Beach Mission Statement

The mission of the Bradley Beach Elementary School is to provide a supportive learning environment to a diverse student community, where student success is defined through the demonstration of academic, emotional, and social growth. Our students will develop critical thinking skills to become valued members in today's society, while mastering the skills necessary to pursue future educational achievement.

I. Call To Order

The workshop portion of the meeting held by the Bradley Beach Board of Education was called to order at 7:04 p.m. by President Franks at the school, 515 Brinley Avenue, Bradley Beach, NJ.

II. Roll Call

Present: Mr. Carrea Ms. Sacci
 Ms. Caruso Walker Ms. Walleston
 Ms. Davis Ms. Weinberg
 Ms. Devane Dr. Franks
 Ms. Flynn
 Mr. Heidelberg, Superintendent/Principal
 Mr. Tonzola, Business Administrator/Board Secretary

III. Announcement of Notice – Open Public Meetings Act

In accordance with the Open Public Meetings Act, notice of this meeting has been given to the designated newspapers, *The Asbury Park Press* and *the Coast Star*, and posted in the school in a place reserved for this kind of notice.

IV. Flag Salute

V. Discussion Items

Formal Public Hearing and Presentation of the Proposed 2023/2024 School Budget

Mr. Heidelberg and Mr. Tonzola reviewed the Budget PowerPoint Presentation with the Board and the Public during the public hearing portion of the meeting. Mr. Heidelberg addressed the educational impact that the 2023/2024 budget will have on the district, while Mr. Tonzola reviewed the fiscal budget with the Board.

Mr. Tonzola stated that the general fund budget would remain flat. However, Mr. Tonzola indicated that the Board would increase the general fund tax levy by 2% to \$6,706,612. Mr. Tonzola reviewed the revenue sources and the appropriations funded by the various revenues. Mr. Tonzola also discussed the tax rate and the tax rate's effect on an average residential assessed home in Bradley Beach. The tax rate for the general fund will be \$0.3195 per \$100 of the assessed valuation. Therefore, the annual tax, including the general fund and debt service fund on an average assessed home of \$972,356, would be \$3,106.68, representing an annual decrease of \$15.80 over last year.

VI. President's Report

Dr. Franks read the PTA's letter regarding their appreciation for the Board's help during the PTA Gift Auction.

Dr. Franks also announced that Bradley Beach Elementary School Hall of Fame member, Ms. Linda Deutsch, would be visiting the school on Thursday, May 11th, and giving a talk to the eighth-grade and newspaper club students.

VII. Student Representative's Report

The Board received the student representative report from Jalil Bessellieu. Mr. Bessellieu discussed the events since the last Board of Education meeting.

The topics of discussion included:

- Band's performance at The Prudential Center during a New Jersey Devils' game
- The sixth-grade visit to a local synagogue
- The bike safety assemblies
- The last student government dance
- The Kind Coin Challenge
- The recognition of Autism Awareness Week
- The upcoming student council elections
- The upcoming state testing

VIII. Superintendent's Report – None

IX. Committee Reports – None

X. Public Comments – Agenda Items Only

Mr. Tom Cohen, 612 Third Avenue, Bradley Beach, NJ, inquired about the maximum amount the Board has in its allowable surplus account.

Dr. Franks called for an executive session at 7:47 to discuss personnel issues. Dr. Franks stated that the executive session would last about fifteen minutes.

XI. Executive Session

President Franks called for an Executive Session at 7:47 p.m. to discuss personnel matters.

Resolved: That the Board agree to a Confidential Executive Session.

MOTION: Ms. Sacci SECOND: Ms. Davis VOTE: 9-0

Public Workshop Reconvened

On a motion made by Ms. Davis, and seconded by Ms. Sacci, the Board reconvened into the workshop session at 8:05 p.m.

XII. Workshop Agenda Items

After the executive session, Mr. Heidelberg reviewed his agenda item.

Mr. Tonzola then reviewed his agenda items with the Board.

On a unanimous voice vote the workshop portion of the meeting adjourned at 8:11 p.m.

XIII. Regular Meeting

The Special Public Meeting was called to order by President Franks at 8:12 p.m.

Present: Mr. Carrea Ms. Sacci
Ms. Caruso Walker Ms. Walleston
Ms. Davis Ms. Weinberg
Ms. Devane Dr. Franks
Ms. Flynn
Mr. Heidelberg, Superintendent/Principal
Mr. Tonzola, Business Administrator/Board Secretary

XIV. Approval of Minutes – None

XV. Regular Meeting – Superintendent

A. Personnel

Note: All appointments of district staff are contingent upon satisfying the requirements of the New Jersey Criminal History Background Check Status

1. Resolved: That the Board approve the reappointments of non-tenured certificated staff for the 2023/2024 school year as on file in the office of the Superintendent.
(Attachment XV-A.1)

MOTION: Ms. Davis SECOND: Ms. Flynn VOTE: 7-0-2
Ms. Caruso Walker abstained
Ms. Flynn abstained

XVI. Regular Meeting – Business Administrator/Board Secretary

A. Approval of School Budget – 2023/2024 School Year

Resolved: That the Board approve the following resolution:

WHEREAS, the Bradley Beach Board of Education adopted a tentative budget on March 16, 2023, and submitted it to the Executive County Superintendent of Schools for approval, and

WHEREAS, the tentative budget was approved by the Executive County Superintendent of Schools on March 29, 2023, and

WHEREAS, the tentative budget was advertised in the legal section of the Asbury Park Press on April 26, 2023, and

WHEREAS, the final budget was presented to the public during a hearing held in the Bradley Beach Auditorium, Bradley Beach, NJ on May 2, 2023,

NOW THEREFORE LET IT BE RESOLVED that the Board approve the 2023/2024 School budget in the following amounts:

	General Fund	Special Revenue	Debt Service	Total
2023/2024 Total Expenditures	\$7,589,547	\$1,499,275	0	\$9,088,822
Less Anticipated Revenues	882, 935	1,499,275	0	2,382,210
Taxes to be Raised	\$6,706,612	0	0	\$6,706,612

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

B. Approval of General & Debt Service Funds’ Tax Levies – 2023/2024 School Year

Resolved: That the Board approve the following amounts to be raised by taxes:

General Fund	\$6,706,612
Debt Service	0

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

C. Approval of Advertised Budget

Resolved: That the Business Administrator has advertised said budget in the Asbury Park Press on April 26, 2023 in accordance with the format required by the State Department of Education and according to law.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

D. Approval of Maximum General Fund Travel Expenditure

Resolved: That in accordance with State Statute the maximum general fund expenditure for travel and related expenditures for the 2023/2024 school year for all staff and board members is \$14,100.00. For 2022/2023 the maximum amount approved for travel and related general fund expenditures was \$13,600.00 of which \$7,349.00 has been spent to date.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

E. Approval of the District’s General Fund Professional Services Appropriation Budget

Resolved: That in accordance with the New Jersey Accountability Regulations the 2023/2024 general fund professional services appropriation budget be set for the amount of:

Professional Services	Amount
Legal	\$ 6,000.00
Auditing	26,138.00
Architectural/Engineering	10,000.00
Occupational Therapist	33,385.00
BCBA	15,000.00
Physician	2,000.00

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

F. Approval of the District’s Special Revenue Fund Professional Services Appropriation Budget

Resolved: That in accordance with the New Jersey Accountability Regulations the 2023/2024 special revenue fund professional services appropriation budget be set for the amount of:

Professional Services	Amount
Physical Therapy	\$ 10,000.00

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

G. Approval of the District’s General Fund Co-Curricular Appropriation Budget

Resolved: That in accordance with the New Jersey Accountability Regulations the 2023/2024 general fund co-curricular appropriation budget be established as follows:

Co-Curricular Activities	Salaries
Safety Patrol	\$ 2,894.00
Yearbook	2,894.00
Yearbook Tech. Advisor	2,894.00
Environmental Club	2,894.00
Computer Club	2,894.00

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Newspaper Relations	2,894.00
Music Director	3,320.00
DJ	2,894.00
Student Government	2,894.00
Drama Club	2,894.00
8 TH Grade Trip Advisor	2,894.00
Webmaster	2,894.00
Washington Stipend	1,200.00
Total	\$36,354.00

Co-Curricular Activities	Supplies
Safety Patrol	\$ 31.25
Yearbook	31.25
Environmental Club	31.25
Computer Club	31.25
Newspaper Club	31.25
Choral Director	31.25
Student Government	31.25
Drama Club	31.25
Total	\$250.00

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

H. Approval of the District’s General Fund Athletics Appropriation Budget

Resolved: That in accordance with the New Jersey Accountability Regulations the 2023/2024 general fund athletics appropriation budget be established as follows:

Athletics	Salaries
Baseball	\$3,703.00
Softball	3,703.00
Boys Basketball	3,703.00
Girls Basketball	3,703.00
Boys Soccer	3,703.00
Girls Soccer	3,703.00
Athletic Director	2,894.00
Cheerleaders	3,703.00
Total	\$28,815.00

Athletics	Purchased Services (Board Subsidy e.g. transportation & officials)
Baseball	\$ 2,500.00
Softball	2,500.00
Boys Basketball	2,500.00
Girls Basketball	2,500.00

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Boys Soccer	2,500.00
Girls Soccer	2,500.00
Cheerleaders	n/a
Total	\$15,000.00

Athletics	Supplies
Baseball	\$ 357.14
Softball	357.14
Boys Basketball	357.14
Girls Basketball	357.14
Boys Soccer	357.14
Girls Soccer	357.14
Cheerleaders	357.16
Total	\$2,500.00

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

I. Approval of Parliamentary Procedures (2023/2024)

Resolved: That the Board adopt Roberts Rules of Order as the official parliamentary procedure manual to be used to conduct meetings and appoint the Board Secretary to act as the parliamentarian for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

J. Approval of Implementation of the 2023/2024 Budget

Resolved: That the Board authorize the Superintendent and Business Administrator/Board Secretary to implement the 2023/2024 budget pursuant with local and state policies and regulations.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

K. Approval of Tax Requisition Schedule (2023/2024)

Resolved: That the Board hereby approve the tax requisition schedule for the 2023/2024 school year as listed on Attachment XVI-K.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

L. Bank Resolutions

1. Resolved: That the following bank for the specific accounts, as listed, is continued as depository of school funds:

Bank of America, Bradley Beach

General Account
Payroll Account
Payroll Agency Account
Unemployment Tax Trust Account
Cafeteria Account
Student Council Activity Account
School Account

2. Resolved: That for investment purposes, the following bank is hereby approved and that the Business Administrator/Board Secretary be authorized to amend this initial list predicated on prevailing interest rates and investment activity when such additions and/or deletions present an investment enhancement for the Bradley Beach Board of Education:

Bank of America

Bradley Beach, NJ

3. Resolved: That the following warrant signatures (signatures may be original or facsimile) are hereby authorized for the accounts specified:

General Account – Three (3) Signatures Required

1. Board President
2. Treasurer of School Funds
3. Business Administrator or Superintendent

Payroll Account – One (1) Signature Required

1. Treasurer of School Funds or Business Administrator

Payroll Agency Account – Two (2) Signatures Required

1. Business Administrator/Board Secretary or Superintendent
2. Treasurer of School Funds

Cafeteria Account – Two (2) Signatures Required

1. Business Administrator/Board Secretary
2. Treasurer of School Funds

School Account - Two (2) Signatures Required

1. Treasurer of School Funds
2. Superintendent or Business Administrator/Board Secretary

Unemployment Account - Two (2) Signatures Required

1. Treasurer of School Funds

2. Superintendent or Business Administrator/Board Secretary

Student Council Account - Two (2) Signatures Required

1. Treasurer of School Funds
2. Superintendent or Business Administrator/Board Secretary

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

M. Appointment of Authorized Agent for Federal and State Funds

Resolved: That the following resolution is hereby adopted:

BE IT RESOLVED that the Business Administrator/Board Secretary of the Bradley Beach Board of Education is hereby designated as the Board's authorized agent to file applications and requests for State and Federal Funds under existing State and Federal laws.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

N. Appointment of Architect of Record

Resolved: That the firm of Di Cara/Rubino Architects, Wayne, NJ, is hereby reappointed as Architect of Record for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

O. Appointment of Property/Liability and Worker Compensation Insurance Advisor

Resolved: That the Board approve the firm of Arthur J. Gallagher & Co., Princeton, NJ as its Property/Liability and Worker Comp. Insurance Advisor for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

P. Appointment of Health/Dental Insurance Advisor

Resolved: That the Board approve the firm of Brown & Brown Benefit Advisors, Shrewsbury, NJ, as their Health/Dental Insurance Advisor for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

Q. Appointment of School Board Attorney

Resolved: That the following resolution is hereby adopted:

RESOLUTION AUTHORIZING AN AGREEMENT FOR LEGAL SERVICES
ADOPTED BY THE BRADLEY BEACH BOARD OF EDUCATION IN THE
COUNTY OF MONMOUTH.

WHEREAS, there exists a need for legal services for the Bradley Beach Board of Education; and
WHEREAS, such legal services can be provided only by a licensed attorney and is so recognized as such; and Michael Gross of Kenny, Gross, Kovats, and Parton, 130 Maple Ave., PO Box 8610, Red Bank, N. J. 07701
WHEREAS, funds in the amount of \$6,000 annually are available for this purpose;

NOW THEREFORE, BE IT RESOLVED, BY THE BRADLEY BEACH BOARD OF EDUCATION, IN THE COUNTY OF MONMOUTH, AS FOLLOWS:

1. Michael Gross of Kenny, Gross, Kovats, and Parton, is hereby appointed as Board Attorney at \$130 per hour for the period July 1, 2023 to June 30, 2024.
2. The contract is awarded without competitive bidding as a “Professional Service” in accordance with the Public School contracts Law, N.J.S.A. 18A:18A (a)(1), because it is for services performed by persons authorized by law to practice a recognized profession.
3. A copy of this resolution shall be placed on file with the Secretary of the Board.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

R. Appointment of Treasurer of School Funds

Resolved: That Bruce Rodman is hereby reappointed as Treasurer of School Funds for the 2023/2024 school year at an annual fee of \$2,760.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

S. Approval of 403b and 457 Tax Shelter Providers

Resolved: That the Board approve the following list of 403b and 457 Tax Shelter Providers for the 2023/2024 school year:

403b Tax Shelter Provider

1. Axa Equitable
2. Great American Life Insurance Co.
3. Siracusa
4. Tax Deferred Services

457 Tax Shelter Provider

1. Axa Equitable

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

T. Approval of Resolution Authorizing the Procurement of Goods and Services Through State Agency for the 2023/2024 School Year

Resolved: That the following resolution is hereby adopted:

WHEREAS, Title 18A:18A-10 provides that "a board of education, without advertising for bids, or after having rejected all bids obtained pursuant to advertising therefore, by resolution may purchase any goods or services pursuant to a contract or contracts for such goods or services entered into on behalf of the State by the Division of Purchase and Property, and

WHEREAS, The Bradley Beach Board of Education has the need, on a timely basis, to procure goods and services utilizing state contracts, and

WHEREAS, The Bradley Beach Board of Education desires to authorize its purchasing agent for the 2023/2024 school year to make any and all purchases necessary to meet the needs of the school district throughout the school year."

NOW, THEREFORE, BE IT RESOLVED that the Bradley Beach Board of Education does hereby authorize the district purchasing agent to make purchases of goods and services entered into on behalf of the State by the Division of Purchase and Property utilizing various vendors that have State Contracts. The Purchasing Agent shall make known to the Board the Commodity/Service, Vendor and State Contract Number utilized.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

U. Approval of Procurement of Goods and Services through the Monmouth-Ocean Educational Services Commission

Resolved: That the Board authorizes the district purchasing agent to make purchases of goods and services entered into on behalf of the Monmouth-Ocean Educational Services Commission Cooperative Pricing System utilizing various vendors that have participating contracts for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

V. Approval of Procurement of Goods and Services through the Hunterdon County Educational Services Commission

Resolved: That the Board authorizes the district purchasing agent to make purchases of goods and services entered into on behalf of the Hunterdon County Educational Services Commission Cooperative Pricing System utilizing various vendors that have participating contracts for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

W. Approval of Procurement of Goods and Services through the Educational Services Commission of New Jersey

Resolved: That the Board authorizes the district purchasing agent to make purchases of goods and services entered into on behalf of the Educational Services Commission of New Jersey Cooperative Pricing System utilizing various vendors that have participating contracts for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

X. Approval of Authorization to Award Contracts Up to the Bid Threshold and Set the Quote and Verification of Claims Thresholds

Resolved: That the Board approve the authorization to award contracts up to the bid threshold of \$44,000 pursuant to N.J.S.A. 18A:18A-2 and set the quote and verification of claims threshold to 15% of the bid threshold pursuant to N.J.S.A. 18A:18A-37 and 18A:19-3 respectively.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

Y. Approval of Board Policies and Regulations

Resolved: That the policies and regulations governing the actions of the Bradley Beach Board of Education are hereby readopted.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

Z. Approval of the Uniform Minimum Chart of Accounts for 2023/2024 School Year

Resolved: That the Board adopt the Uniform Minimum Chart of Accounts (Handbook 2R2, March 2023 Edition) for New Jersey Public Schools for the 2023/2024 school year.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

AA. Approval of Travel and Related Expense Reimbursement 2023/2024

Resolved: That the following resolution is hereby adopted:

WHEREAS, the Bradley Beach Board of Education recognizes school staff and Board Members will incur travel expenses related to and within the scope of their current responsibilities and for travel that promotes the delivery of instruction or furthers the efficient operation of the school district; and

WHEREAS, N.J.A.C. 6a:23b-1.1 et seq. requires Board Members to receive approval of these expenses by a majority of the full voting membership of the Board and staff members to receive prior approval of these expenses by the Superintendent of Schools; and

WHEREAS, the Bradley Beach Board of Education has established in its annual school general fund budget a maximum amount that may be allotted for such travel and expense reimbursement for the 2023/2024 school year; now

THEREFORE, BE IT RESOLVED, the Board of Education approves travel and related expense reimbursements in accordance with N.J.A.C. 6a:23B-1.2(b), to a maximum expenditure of \$14,100 for all staff and Board Members; and

BE IT FURTHER RESOLVED, that the School Business Administrator shall track and record these costs to insure that the maximum amount is not exceeded.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

BB. Approval of Doctrine of Necessity

Resolved: That the Board approve the following resolution:

WHEREAS, the School Ethics Act, N.J.S.A. 18AA:12-21 et seq. was enacted by the New Jersey State Legislature to ensure and preserve public confidence in school board members and school administrators and to provide specific ethical standards to guide their conduct; and

WHEREAS, questions have arisen regarding how a Board should invoke the Doctrine of Necessity when a quorum of a board of education has conflicts of interest on a matter required to be voted upon; and

WHEREAS, the School Ethics Commission has provided some guidance in Public Advisory Opinion A03-98 (April 1, 1998) but finds that there is a need to repeat and clarify its opinion; and

WHEREAS, the opinion set forth that, when it is necessary for a Board to invoke the Doctrine of Necessity, the Board should state publicly that it is doing so, the reason that such action is necessary and the specific nature of the conflicts of interest; and

WHEREAS, the opinion further provided that if the Board must invoke the Doctrine of Necessity not just to vote, but also to form a negotiations committee because it is without even three members to serve as a committee, then the Board must determine whether to act as a committee of the whole or to choose a smaller negotiations committee from among its members after stating publicly its reason for doing so as set forth above; and

WHEREAS, in keeping with the Legislative purpose as set for the in N.J.S.A. 18A:12-22(a) the School Ethics Commission views public disclosure of conflicts of interest to be paramount when it is necessary to invoke the Doctrine of Necessity;

NOW THEREFORE BE IT RESOLVED, that the School Ethics Commission hereby requires Boards of Education and Charter School Boards of Trustees that must invoke the Doctrine of Necessity to adopt a resolution setting forth that they are invoking the Doctrine, the reason for doing so and the specific nature of the conflicts of interest; and

BE IT FURTHER RESOLVED, that Boards of Education and Charter School Boards of Trustees that invoke the Doctrine are directed to read the resolution at a regularly scheduled public meeting, post it where it posts public notices for 30 days and provide the Commission with a copy;

BE IT FURTHER RESOLVED, that the Commission shall distribute this Resolution to the county superintendents for distribution to the school districts and charter schools, the New Jersey School Boards Association, the New Jersey Principals and Supervisors Association, the New Jersey Association of School Administrators, the New Jersey Association of School Business Officials and the New Jersey Education Association.

MOTION: Mr. Carrea SECOND: Ms. Davis VOTE: 9-0

XVII. Regular Meeting – Old Business

Ms. Devane encouraged participation in different committees and felt the committee structure was working well.

XVIII. Regular Meeting – New Business

Ms. Flynn stated that Teacher Appreciation Week is upcoming next week.

XIX. Public Comments – None

XX. Executive Session (if needed) – None

XXI. Adjournment

By a unanimous voice vote the meeting was adjourned at 8:22 p.m.

Respectfully submitted,

David Tonzola
Business Administrator/Board Secretary