

NJSBA

Delegate Assembly Handbook

November 21, 2020 • Virtual Webex Conference



New Jersey School Boards Association
Serving Local Boards of Education Since 1914



New Jersey School Boards Association

413 West State Street • Trenton, NJ 08618 • Telephone: 609.695.7600 • Toll-Free: 888.88NJSBA • Fax: 609.695.0413

SEMIANNUAL DELEGATE ASSEMBLY **Virtual Webex Conference**

November 21, 2020

Agenda

8:00 a.m.	REGISTRATION	
9:00 a.m.	CALL TO ORDER Presiding: Michael McClure	
	PLEDGE OF ALLEGIANCE	Delegates
	RECOGNITION OF COMMITTEE CHAIRS	Michael McClure
	REPORT OF THE PRESIDENT	Michael McClure
	REPORT OF THE EXECUTIVE DIRECTOR	Dr. Lawrence S. Feinsod
	ADOPTION OF THE RULES FOR THE CONDUCT OF THE DELEGATE ASSEMBLY	Michael McClure Parliamentarian

-over-

MINUTES OF THE MEETING OF
June 27, 2020

Michael McClure

REPORT OF THE V. P. FOR
LEGISLATION/RESOLUTIONS

Karen Cortellino

Resolutions Subcommittee Report

CONSIDERATION OF RESOLUTIONS

Karen Cortellino

ADJOURNMENT

Michael McClure

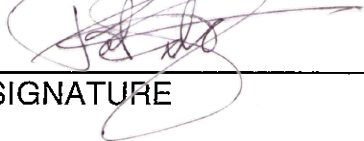
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New Jersey School Boards Association
413 West State Street
Trenton, New Jersey 08618
(609) 695-7600

DELEGATE CERTIFICATION FORM

I, the undersigned, hereby certify that I am a regular voting member of the
Glassboro Board of Education in the County of Gloucester;
that to the best of my knowledge, said Board of Education is a member in good standing of
the New Jersey School Boards Association, and that I am duly appointed and authorized to
act as the Delegate from said Board of Education at the Semiannual Delegate Assembly on
November 21, 2020.



SIGNATURE

627 Harper Drive

ADDRESS

Glassboro, NJ 08028

CITY/STATE/ZIP

NEW JERSEY SCHOOL BOARDS ASSOCIATION
SEMIANNUAL DELEGATE ASSEMBLY
November 21, 2020

Summary of Delegate Action

Enclosed for your convenience to
report to your board of education.

ACTION TAKEN

RESOLUTION NO. 1 - Lodi Board of Education (Bergen County) proposes **new** policy language supporting the requirement that a board member with a term of office extending beyond the next election must resign the seat currently held before submitting a nominating petition to stand as a candidate for a for a seat different than the seat currently held by the member.

RECOMMENDATION:

The Resolutions Subcommittee recommends approval of this resolution with the following resolved language which would create **new** policy language to be included in NJSBA's *Manual of Positions and Policies on Education*:

The NJSBA believes that a board member with a term of office extending beyond the next election should resign the seat currently held, before submitting a nominating petition to become a candidate for a board seat different than the seat currently held by the member.

First Amendment - Passed

The NJSBA believes that a board member **[with a term of office extending beyond the next election] whose seat is not up for re-election in the upcoming election cycle** should resign the seat currently held, before submitting a nominating petition to become a candidate for a board seat different than the seat currently held by the member **on that same board**.

Third Amendment - Passed

The NJSBA believes that a board member whose seat is not up for re-election in the upcoming election cycle should resign the seat currently held, before submitting a nominating petition to become a candidate for a board seat other than the seat currently held by the member on that same board.

Second Amendment = Failed

The NJSBA believes that a board member whose seat is not up for re-election in the upcoming election cycle should resign the seat currently held, before submitting a nominating petition, **resignation contingent upon certification by the clerk**, to become a candidate for a board seat different than the seat currently held by the member on that same board.

Fourth Amendment - Failed

The NJSBA believes that a board member whose seat is not up for re-election in the upcoming election cycle **shall not be eligible to submit a nominating [should resign the seat currently held, before submitting]** petition to become a candidate for a board seat other than the seat currently held by the member on that same board.

This resolution does not apply to BOE members running for municipal or other positions - only BOE seats.

The resolution does not apply to BOE seeking reelection of the same seat.

An amendment was proposed with clarifying language noted under the resolution.

The first amendment passed by a vote of 111 to 13.

A second amendment was proposed. The amendment failed by a vote of 95 - 34.

A third amendment to add "other" after "board seat" which was approved 86-40.

A fourth amendment failed by a vote of 95-71.

Someone questioned the enforcement. NJSBA beliefs become advocacy issues to seek changes in law.

The main motion, as amended (3rd), passed by a vote of 114 to 17.

Amendments

Delegates wishing to propose amendments to policy language must email them directly to bbarnett@njsba.org. Delegates must clearly indicate language to be deleted, and/or language to be added. All deletions will be highlighted and [bracketed] in red and additional language will be underlined in blue.

This is an example to show how to indicate additions and deletions:

This is sample language to show how to submit [a resolution] an amendment correctly.

To ensure that you are allotted your full discussion time, the time clocks will be stopped while the proposed amendments are prepared for viewing. The parliamentarian will tell the staff timing discussion when to stop the time clocks and when they should resume timing discussion.

NEW JERSEY SCHOOL BOARDS ASSOCIATION
BOARD OF DIRECTORS 2020-2021
(As of 10/8/20)

OFFICERS/EXECUTIVE COMMITTEE

<i>President</i>	Michael R. McClure Maple Shade Board of Education
<i>Vice President for County Activities</i>	Bruce R. Young Carlstadt-East Rutherford Board of Education
<i>Vice President for Finance</i>	Tammeisha D. Smith Knowlton Township Board of Education
<i>Vice President for Legislation/Resolutions</i>	Karen Cortellino, M.D. Montville Township Board of Education
<i>Immediate Past President</i>	Daniel Sinclair Lakeland Regional Board of Education
EX OFFICIO	Lawrence S. Feinsod, Ed.D. <i>Executive Director</i> New Jersey School Boards Association

MEMBERS & ALTERNATES

ATLANTIC COUNTY

Amy Hassa, Hamilton Township Board Of Education
Jerome Page, Pleasantville Board of Education (Alt.)

BERGEN

Sheli Dansky, River Edge Board of Education
Clara Williams, Teaneck Board of Education (Alt.)

BURLINGTON

Harry Litwack, Delanco Board of Education
Erica Campbell, Palmyra Board of Education (Alt.)

CAMDEN

Gail David, Eastern Camden County Regional Board of Education
Naomi Davidson, Runnemede Board of Education (Alt.)

CAPE MAY

Andrea Olenik-Hipkins, Upper Township Board of Education
Jacqueline McAlister, Ocean City Board of Education (Alt.)

CUMBERLAND

Michelle Kennedy, Fairfield Township Board of Education
Vacancy (Alt.)

ESSEX

Shane Berger, Bloomfield Board of Education
Shannon Cuttle, South Orange-Maplewood Board of Education

GLOUCESTER

Peter J. Calvo, Glassboro Board of Education
Jennifer Cavallaro-Fromm, Kingsway Regional Board of Education (Alt.)

HUDSON

Maria Mattiace, Guttenberg Board of Education
Haissam Jaafar, North Bergen Board of Education (Alt.)

HUNTERDON

Laurie Markowski, Flemington-Raritan Regional Board of Education
Charles T. Miller, East Amwell Board of Education (Alt.)

MERCER

Dana Krug, West Windsor-Plainsboro Board of Education
Anthony F. Messina, Ewing Township Board of Education (Alt.)

MIDDLESEX

Vacancy
Deven M. Patel, South Brunswick Board of Education (Alt.)

MONMOUTH

Mark A. Bonjavanni, Howell Township Board of Education
Steven Seavey, Monmouth Regional Board of Education (Alt.)

MORRIS

Irene LeFebvre, Boonton Town Board of Education
Paul Breda, Wharton Borough Board of Education (Alt.)

OCEAN

Melanie Biscardi, Manchester Board of Education
Richard Casey, Ocean Gate Board of Education (Alt.)

PASSAIC

Nancy Lohse Schwartz, Pompton Lakes Board of Education
Joseph Canova, Clifton Board of Education (Alt.)

SALEM

Dominick Miletta, Pittsgrove Board of Education
Vacancy (Alt.)

SOMERSET

Robert B. Morrison, Watchung Hills Board of Education
Barry Walker, Bridgewater-Raritan Board of Education (Alt.)

SUSSEX

Marie S. Bilik, Green Township Board of Education
William F. Kehoe, High Point Regional Board of Education (Alt.)

UNION

J. Brendan Galligan, Westfield Board of Education
 Maureen Byrne, Winfield Board of Education (Alt.)

WARREN

Paul Williams, Harmony Township Board of Education
 Scott Nodes, Greenwich Township Board of Education (Alt.)

COUNTY ASSOCIATION LEADERSHIP

Ginny Murphy, Washington Township Board of Education, Gloucester County
 Vacancy (Alt.)

URBAN BOARDS

Jonathan Hodges, M.D., Paterson Board of Education, Passaic County
 Rita Martin, Winslow township board of Education (Alt.)

William Monk, Mount Holly Board of Education, Burlington County
 Rosa E. Moreno-Ortego, Elizabeth Board of Education, Union County

Diane Johnson, Pennsauken Board of Education
 Sheila Etienne, Asbury Park Board of Education (Alt.)

VOCATIONAL BOARDS

Elizabeth Martin, Hunterdon County Vocational Board of Education
 Jon Barr, Union County Vocational Board of Education (Alt.)

NSBA REPRESENTATIVE (Non-Voting)

Vacancy
(Exclusive to NSBA Officer or NSBA BOD member)

6/26/20



PROCEDURAL SUGGESTIONS FOR DELEGATES

- Action in delegate meetings is sometimes prolonged when parliamentary procedure has not been properly followed in difficult situations. To speed the meeting, delegates might consider the following procedures:

Making Motions

To be discussed, a resolution must be moved by a delegate, preferably from the sponsoring board. The Vice President for Legislation/Resolutions does not move the resolution but merely reads a summary of the objectives sought in the resolution and the Resolutions Subcommittee's recommendation for delegate action as sent to all boards of education.

The recommendations proposed to the Delegate Assembly at the end of the discussion pages in this Delegate Handbook are made by the Resolutions Subcommittee. The Subcommittee is authorized by the NJSBA Bylaws to review all resolutions to come before the Delegate Assembly for policy consideration. Research on the issues presented in these resolutions sometimes leads the Resolutions Subcommittee to offer an alternative solution to the objectives sought with the Subcommittee recommending a substitute resolved clause for delegate approval.

If you would like to make a motion, or second a motion, you will need to type into the chat box your name, district, and "I would like to move ...," or "I second...." Once it is in the chat room, the meeting monitor will share your name with the VP/Legislation, who will call on you and your microphone will be unmuted.

If a board delegate so chooses, the substitute resolved clause may be moved as the original motion for delegate approval.

When moving a resolution as originally presented by the sponsoring board of education, please say:

I move Resolution No. ____ as originally submitted.

When moving a resolution with the substitute resolved clause recommended in the discussion pages, please say:

I move Resolution No. ____ with the substitute resolved clause and recommended policy language for NJSBA'S Manual of Positions and Policies on Education.

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Making Amendments

Delegates wishing to propose amendments to policy language must email them directly to bbarnett@njsba.org. Delegates must clearly indicate language to be deleted, and/or language to be added. All deletions will be highlighted and [bracketed] in red and additional language will be underlined in blue.

When moving to amend a motion, please clarify your intent by saying one of the following:

- I move to strike on page ____, line ____ the word(s) _____.
- I move to strike on page ____, line ____ the word(s) _____ and insert the word(s) _____.
- I move to insert the word(s) _____ between _____ and _____ on page ____, line ____.
- I move to add at the end of line ____ on page ____ the word(s) _____.

Postponing or Referring a Motion

When delegates wish to defer action in order to develop more information, they should move to refer a resolution to a committee for study or refer a report back to the original committee for further study.

Close Votes

Whenever a delegate doubts the result of a vote as inconclusive or a tie, he/she may move that the vote be recast. If this motion is seconded, a majority vote is required to order a recount.

RULES FOR THE CONDUCT OF THE DELEGATE ASSEMBLY MEETING

1. **Credentials:** (a) The delegate's credential is the link sent by the Cisco Webex host to all duly registered delegates. Voting shall be recorded by the designated electronic device. (b) The delegate to the Delegate Assembly must be either the delegate of record or alternate of record, or show proof of designated representation by the local board. A signed statement by the school business administrator on school district letterhead must be provided to show proof of designated representation by the local board; or the member must submit a signed certification found in the DA handbook. The delegate must email the board letter or a certification that they are the delegate to charrison@njsba.org at time of registration. (c) The registration process shall close during the voting process in any contested election and no credentials shall be issued during such period. (d) An official count of all registered delegates shall be prepared and submitted to the President for announcement at the meeting just prior to the casting of a vote in a contested election.
2. **Parliamentary Procedure:** (a) *Robert's Rules of Order Newly Revised, current edition*, shall govern the proceedings unless otherwise inconsistent with these rules. (b) There shall be an official parliamentarian to whom questions may be directed only through the Chair.
3. **Speaking:** (a) All voting delegates, officers, members of the Board of Directors, county school board association representatives and staff shall have speaking privileges. (b) All others shall be muted for the meeting.
4. **Recognition by Chair:** (a) An eligible speaker shall use the chat function and gain recognition of the Chair before speaking. (b) He/she shall give his/her full name and local board or official capacity. (c) Speakers shall state, at the outset, if they are speaking for or against a motion.
5. **Written Amendments:** (a) All motions to amend a resolution or committee report shall be submitted by the maker in writing to the Chair before or at the time the motion is made through the chat room. The Chair has discretion to require any other motion to be submitted in writing. A majority vote is needed to pass the motion.
6. **Time Limitations on Speakers:**
 - (a) The first presentation of a delegate moving a question shall be limited to three minutes. Subsequent presentations shall be limited to two minutes each. No authorized speaker shall speak a second time on the same question until all persons seeking the floor shall have had an opportunity to speak once.*
 - (b) The first presentation of a delegate moving an amendment to a question shall be limited to two minutes. Subsequent presentations shall be limited to one minute each. No authorized speaker shall speak a second time on the same amendment until all persons seeking the floor shall have had an opportunity to speak once.
 - (c) Discussion on a committee report shall be limited to 15 minutes with the provision that, if continuation is desired, a motion may be passed by a two-thirds vote of the delegates present and voting to extend discussion time for a period of not more than five minutes, with a separate motion

being required for each such extension.*

- (d) Discussion on a proposed amendment to the *Bylaws* shall be limited to 15 minutes with the provision that, if continuation is desired, a motion may be passed by a two-thirds vote of the delegates present and voting to extend discussion time for a period of five minutes, with a separate motion being required for each such extension.*
- (e) Discussion on a resolution shall be limited to 15 minutes with the provision that, if continuation is desired, a motion may be passed by a two-thirds vote of the delegates present and voting to extend discussion time for a period of not more than five minutes, with a separate motion being required for each such extension.*
- (f) If a motion to amend the main motion is made, time will be suspended on the main resolution or committee report and five minutes will be allowed for discussion of the proposed amendment with the provision for extension as noted above (d). At the conclusion of a vote on the proposed amendment, time will be resumed on the main resolution or committee report.*

* Time clocks will be stopped when questions on parliamentary procedure are discussed and while proposed amendments are being prepared for presentation.

- 7. **Straw Poll:** There shall be no straw poll vote while the meeting is in session.
- 8. **A Motion to Call the Question:** (a) May not be made by a delegate at the conclusion of his/her remarks; (b) Will be deemed out of order if there are delegates waiting to speak and if discussion on the matter has not exceeded five minutes. A two-thirds vote of the delegates present and voting is needed to pass the motion.
- 9. **Motion to Reconsider:** Notwithstanding any provisions to the contrary in *Robert's Rules of Order Newly Revised, current edition*, once a resolution or *Bylaws* amendment has been voted upon, the delegates may not reconsider the vote on that resolution or *Bylaws* amendment.
- 10. **Breach of Order:** In debate a member's remarks must be germane to the question before the assembly—that is, her/his statements must have bearing on whether the pending motion should be adopted. If a member commits only a slight breach of order—such as addressing another member instead of the chair in debate, or in a single instance, failing to confine her/his remarks to the merits of the pending question—the chair will advise the member to avoid it. The member can then continue speaking if he commits no further breaches. If the offense is more serious as when a member persists in speaking on completely irrelevant matters in debate, the chair will warn the member; but with or without such a warning the president or any delegate can “call the member to order.” If the chair does this, s/he says, ‘The member is out of order and will be muted.’ Another member wishing to call a member to order shall say, waiting to be recognized, ‘Ms/r. Chair, I call the member to order.’ If the chair finds this point of order well taken, s/he declares the offender out of order and directs them to be muted.
- 11.
 - a. NJSBA is authorized to conduct public meetings virtually, including the Delegate Assembly pursuant to *N.J.S.A. 10:4-9.3*.
 - b. Participants shall endeavor to join the meeting from a quiet location, with video if a delegate and muted device until recognized by the chair.
 - c. All those on the virtual dais shall use video unless it is impossible to do so, using a well-lit space with the camera at or close to eye level.
 - d. Participants shall silence their microphones or mute their outgoing audio unless speaking.
 - e. The presiding officer shall ensure that all members on the virtual dais who wish to contribute to

discussion, in the proper course of the agenda, shall have the opportunity to do so.

f. All speakers shall identify themselves prior to making remarks, including district and/or official capacity.

g. Upon adjournment, all participants shall leave the meeting promptly.

11. **Suspension of Rules:** These rules may be overridden by a two-thirds vote of the delegates present and voting.

NOTE: These Rules of Conduct for the Delegate Assembly will sunset at the conclusion of the Delegate Assembly.

G:DA\ Rules of Conduct-Revised 6-2020



New Jersey School Boards Association

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Minutes NJSBA Annual Virtual Delegate Assembly June 27, 2020

The Annual Delegate Assembly of the New Jersey School Boards Association (NJSBA) was held virtually on June 27, 2020. There were 175 delegates representing eighteen counties present.

President McClure called the meeting to order at 9:00 a.m. He reminded guests and alternates who are not serving in an official capacity that they do not have the right to speak and vote on pending matters. He also reminded the participants that members of the staff and NJSBA Board of Directors members, who are not serving as delegates, past presidents of the Association, and county school board presidents; or their designees, are afforded speaking privileges; but do not have voting privileges.

President McClure announced adequate notice of the meeting was provided to three major newspapers and filed with the New Jersey Secretary of State. He reported the Delegate Assembly Handbook and other materials relating to the June 27, 2020 agenda were mailed on June 15, 2020 to all pre-registered delegates or to the school business administrators if the delegate was not pre-registered at the time of the mailing. A preview of the items on the agenda was published on NJSBA's website and a new advisory highlighting agenda items of interest to the news media was sent to all daily newspapers in the state.

The Resolutions Subcommittee Report was placed on NJSBA's website to allow boards of education time to discuss these items before today's meeting. The Delegate Assembly Handbook and other materials relating to the agenda today were mailed on June 15, 2020 to pre-registered delegates and posted on the NJSBA website.

He then led the Pledge of Allegiance and then recognized the following officers for their contribution to the Association:

VP for County Activities

Bruce R. Young – Carlstadt- East Rutherford (Bergen)

VP for Finance and Chair for the Finance Committee

Tammeisha D. Smith - Knowlton Township (Warren)

VP for Legislation/Resolutions and Chair of the Legislative Committee

Karen Cortellino, M.D. - Montville Township, (Morris)

Immediate Past President

Daniel Sinclair – Lakeland Regional (Passaic)

President McClure also acknowledged the special contribution of those who have chaired the *ad hoc* committees of the Association:

Audit Committee

Laurie Markowski - Flemington-Raritan Regional (Hunterdon)

Standards and Assessment Committee

Eileen Miller - Woodstown Pilesgrove Regional (Salem)

Special Education Committee

Irene LeFebvre - Boonton Town (Morris)

Urban Boards Committee

Marsha Hershman - Lindenwold (Camden)

School Finance

Dr. Tom Connors - Piscataway Township (Middlesex)

NJSIAA Representatives

James Gaffney, Oakland (Passaic)

Howard Krieger, Upper Freehold Regional (Ocean)

Steve Shohfi, Lavallette (Ocean)

Daniel Sinclair, Lakeland Regional (Passaic)

Dominick Miletta, (Ex- Officio) Pittsgrove (Salem)

NJSIG Board of Trustees

Irene LeFebvre, Boonton Town (Morris)

Thomas F. Connors, Ph.D., Piscataway Twp. (Middlesex)

Josephine Sharp, Wildwood City (Cape May)

Report of the President

President McClure thanked everyone for attending the first-ever virtual Delegate Assembly. In May of 2019, when he took office as New Jersey School Boards President, closing schools statewide so that we could slow down a worldwide pandemic was unthinkable.

- The pandemic required a radical change in how we deliver instruction to the state's 1.4 million public school students, which transitioned almost overnight.
- The level of dedication and creativity that New Jersey's educators have shown has been impressive. Teachers and administrators quickly pulled together remote lesson plans and distributed Chromebooks and paper packets to students.
- Food service departments continued to provide meals to children and families
- Music lessons went online, and high school class discussions on literature were held virtually.

President McClure has seen videos of school principals holding "morning meetings" and leading their students in reciting the Pledge of Allegiance remotely. The New Jersey School Boards Association has shown the same commitment by continuing to provide members with training, information, and resources during the stay-at-home order. He stated he is proud of Dr. Feinsod and the staff for their hard

work during this unique time. Local Boards also had to adapt quickly to governing their school districts in a very new way. They have successfully navigated the complexities of board meetings and policymaking on a virtual basis.

Board Members also embraced NJSBA's virtual programming and helped make it a success. Virtual meetings would not work very well without a group that cooperates, and NJSBA board members work well together. This type of teamwork is getting us through the hard times.

In closing, President McClure stated he was not sure what the next school year would bring for local boards of education, but stated NJSBA will be there with training, support and advocacy to meet whatever challenges may come our way.

Report of the Executive Director

Dr. Feinsod began his remarks to the "shareholders" of the Delegate Assembly. The shareholders in this case are the state's local school board members – the people who have a stake in the education of their communities' children and the New Jersey School Boards Association. He stated today's report is being delivered in an unprecedented manner through a virtual platform, and it reflects an unprecedented time for our Association and local school boards.

Dr. Feinsod was happy to share his pride in how NJSBA has met the challenge presented by this prolonged health crisis. A primary example is NJSBA's successful transition to virtual training and information. Since the start of the stay-at-home order, NJSBA has delivered countless hours of content, and reached thousands of individuals, through virtual training programs, county association meetings, webinars, and online courses.

These programs include weekly Facebook Live events on school governance with our Field Service staff, the Virtual Resources Webinar series that explores tools and resources, such as CARES ACT and E-rate funding. We have offered new programs and converted existing ones to virtual delivery, including the annual Technology Conference and Thursday's labor –management collaboration program, which attracted over 200 participants. Since the beginning of this health crisis, Dr. Feinsod stated he had stepped up activity on Twitter, as with other social media efforts. All of these efforts enhance NJSBA's standing in the education and political communities and helps school boards during a difficult time.

The high rate of participation in these virtual programs reflects their relevance. NJSBA's podcast, hosted by Ray Pinney, recently presented a program on "Building Resilience in Our Students of Color". During the school closures, the program featured a series, "Educators on the COVID -19 Front Line." The podcasts looked at special education, nutrition programs, remote learning, and how a variety of districts- large, small, urban, rural and suburban - are meeting their students' educational needs during the pandemic. Our virtual programming has also focused on advocacy, which is more critical than ever:

- NJSBA secured an extension of the deadline for superintendent evaluations
- We expect to see legislation that will allow school board candidates to collect signatures and submit nominating petitions electronically
- Earlier during the crisis, NJSBA successfully conveyed a message to the governor that, for the health and safety of our students, school should remain closed at least through June.

By April, we realized that reopening schools will pose even greater challenges than those involved in closing schools and moving to virtual instruction. To better define these challenges, we undertook a

research project. The result is “Searching for a ‘New Normal’ in New Jersey’s Public Schools,” a special report released in May. It provides information on the safe reopening of schools, students’ mental health, academic and extracurricular programs, and budgetary issues. It has two purposes:

- First, to help school districts develop appropriate strategies
- Second, to inform the state’s planning process by providing the perspective of local boards of education.

This year Dr. Feinsod has been chairing the Leadership for Educational Excellence, or LEE. This is a coalition of the state’s major educational organizations. Since the lockdown, virtual meetings were held once a week. The Association has met with the commissioner of education, Department of Education officials, and the governor’s staff. After meeting with the governor’s chief of staff, the LEE group issued a letter that set out priorities that must be met in order for schools to reopen for 2020-2021. Above all else, clear and universal health standards must be the foundation of a school reopening plan.

We have been working tirelessly to convey to state officials the need for guidance, support, and resources that schools need. This includes adequate planning time, regulatory flexibility, and additional resources. As you know, Governor Murphy released the state’s Restart and Recovery Plan for Education. The plan provides for flexibility, which is a good thing, because the best conditions for children’s education are made as close to the local board office, schoolhouse and classroom as possible. During the briefing yesterday, the governor emphasized the importance of local decision- making in public education and its positive impact.

However, we are functioning in a public health emergency, and school officials are not medical experts. We are certainly not questioning preventative measures, like social distancing and the wearing of masks. Dr. Feinsod stated he has concerns about assuming responsibilities for contact tracing and the ability of local health departments to provide the necessary resources and guidance. The Association is continuing to evaluate the 104- page document. Upon first review, the plan seems to push many public health decisions down to the local school district level. It reflects a lack of understanding from the state about the need for firm guidance in the critical areas of health and safety. Despite these concerns, every board of education is working with their superintendents and administrative teams are up to the challenge and will provide the best possible educational experience to our children in September.

NJSBA has successfully adjusted to the pandemic, including its financial impact. To continue providing services and representation through 2020-2021, we have made some difficult budgeting decisions. These include reductions in personnel costs and operating expenses. Because of these measures, the 2020-2021 budget will not increase dues for any school district. This will mark the 11th consecutive year without a dues increase, and it will come with no reduction in services. NJSBA also helps school boards save money in other ways, freeing up dollars for the classroom.

More than 400 school boards participate in NJSBA’s ACES program. They have saved over \$250 million in energy costs over the past decade, and these savings will continue. This past week, we awarded contracts that will provide an even greater level of savings on electricity and natural gas through the next school year, and that is good news. In yesterday’s school reopening report, the state listed financial resources available to school districts during the recovery. Dr. Feinsod was proud to say that NJSBA’s cooperative pricing programs were referenced eight times. These programs include NJSBA TEC, E-Rate Consulting and 21st Century Classrooms.

NJSBA is also a founding partner in Sustainable Jersey for Schools Program with the College of New Jersey. More than 60 percent of the state’s operating school districts participate in the program, which

recognizes environmentally and financially sustainable practices-and secures a substantial amount of grant funding. Of course, one of the major benefits of NJSBA is the annual Workshop. Due to the COVID-19 pandemic, we had to cancel the in person event at the Atlantic City Convention Center. As you have heard by now, Workshop 2020 is alive and well and will take place in a virtual environment. The conference will include three days of training sessions, keynote presentations, a live exhibit hall, and many opportunities for interaction. Best of all we will record all sessions and they will be available to attendees for a full year.

Dr. Feinsod closed his remarks by stating NJSBA looks forward to serving its board members as we embark on a “new normal” in 2020-2021.

Rules for Conduct of the Delegate Assembly

President McClure announced before voting takes place all of the delegates or those designated by the board to represent the district have been sent directions on how to vote using their smart phone or computer. The tally of the vote will be shown on the screen. The procedure for voting will remain the same whether it is for a resolution, amendment, or any other procedure. He asked all delegates to open their chat window for the duration of the meeting, especially if they plan to speak. He then reviewed the rules for making a motion and/or amendment.

President McClure then introduced parliamentarian Michelle Bobrow, who was prepared to address any questions about the rules. He then stated the *Rules and Procedures for the Delegate Assembly* are included in the handbooks and *Robert Rules of Order* will be adhered to. There were 175 delegates from 18 counties, which represents a quorum.

A motion was put forth to adopt the rules for conduct at the Delegate Assembly

- Anne Erickson (Greater Egg Harbor BOE) - Moved the motion
- Jeffrey Fischer (Manchester Regional BOE) - Seconded the motion

The rules of conduct for the Delegate Assembly were **APPROVED**.

Minutes of November 23, 2019 Delegate Assembly

President McClure asked the assembly if there were any corrections, additions, or deletions to the minutes.

There was one correction, the minutes were amended to reflect that Robert Riggs, the delegate from Lacey Township attended the November 23, 2019 Delegate Assembly.

A motion was made to approve the minutes.

- Michael Mankowski – (Keansburg BOE) – Moved the motion
- Frank Casper – (Clifton BOE) – Seconded the motion

Minutes of the November 23, 2019 Delegate Assembly- APPROVED

Report of the Vice President for Legislation/Resolutions

Vice President Karen Cortellino presented the Emergency Resolutions Subcommittee report. The cutoff for emergency resolutions was June 17, 2020. The Association received no emergency resolutions. She then presented the Report of the Resolutions Subcommittee.

The Association received two resolutions from local boards of education for submission to the agenda for the Semi Annual Delegate Assembly by the official cutoff date on April 24, 2020. A preview of the resolution on the agenda was published in *School Board Notes* and placed on the NJSBA website.

She then reminded the Assembly that Rule No. 9 of the rules for conducting the Delegate Assembly precludes reconsideration of a resolution or Bylaws amendment and the policy adopted after the delegates have voted on it. Therefore, if you did not send a proposed amendment in advance and the policy language you prefer has not been moved, you must move to amend today.

To amend a resolution today, type into the chat box, to all participants, your name, district and "I would like to amend the motion." You must identify yourself by name, board and state if you are voting -- if you are the voting delegate. You must then e-mail your amendment directly to BBarnett@njsba.org. The e-mail address and a sample resolution are on your screen. You must clearly indicate language to be deleted and/or language to be added. You will then see the language on your screen after the typist finishes typing it. Please do not restate the entire resolution, only the language you wish to amend.

We ask participants to be patient as there will be a slight delay while the amendment typist is preparing the suggested language for viewing. If you wish to speak at any other time today, please type that into the chat room to all participants. Please enter your name, district and whether you are the voting delegate or an eligible speaker. Once in the chat room, the meeting monitor will share your name with the chair who will call on you in turn and your microphone will be unmuted.

When recognized, you must identify yourself by name, board and state if you are the voting delegate so that the official reporter can keep accurate minutes. You must also state if you are speaking for or against the motion. Comments must be new, different from previous comments, and germane to the matter before the body. We suggest you jot down your notes or comments prior to typing them in the chat room in order to use your time more productively. Once you have spoken, please allow others to speak before you ask to speak again.

Procedural questions will be directed to the parliamentarian through the chair. If you have a procedural question, type into the chat room your name, district and the question. When it is in the chat room, the meeting monitor will share your name with the parliamentarian who will respond. Once the parliamentarian rules on the question, the matter is considered final and the meeting proceeds.

It is important for us to remember that the decisions we make today will establish policy for our Association for years to come. Under our Bylaws, only certified delegates have the right to both speak and vote on pending matters. Members of the staff; members of the Board of Directors, who are not also here as delegates; past presidents of the Association; and county school board presidents, or their designees, are afforded speaking privileges, but not the right to vote. Guests do not have speaking privileges.

As a reminder, discussion on the main motion will be timed at 15 minutes and amendments at five minutes. Proponents of a resolution are afforded three minutes. Other speakers on a resolution, two minutes. Proponents of an amendment are afforded two minutes. Other speakers on the amendment, one

minute. A motion to "call the question" or "move the previous question" requires a two-thirds vote and will not be entertained if time has not expired and others wish to speak.

We will now consider the resolutions on the agenda. In presenting the resolutions, I will provide a brief synopsis and the recommendation of the Resolutions Subcommittee. You will see the proposed language recommended by the Resolutions Subcommittee on your screen.

Resolution No.1 – Pohatcong Township (Warren County), Bloomsbury (Hunterdon County), and Alpha (Warren County) Boards of Education.

The resolution, which you see on your screen, proposes new language seeking to reduce the threshold requirements for representation of a sending board on the receiving board of education.

Recommendation

The Resolutions Subcommittee recommends approval of the resolution with the following underlined substitute resolved language, which would create additional policy language at File Code 9300 to be included in *NJSBA's Manual of Positions and Policies on Education*:

The NJSBA believes that sending boards of education should have proportional representation, including voting privileges, on receiving districts' boards of education. Representation should be determined by the percent of enrollment that students from the sending districts or district(s) comprise among the student population in the grades through which a sending/receiving relationship exists. Representation and voting privileges of a sending board of education or combination of sending boards should be limited to ensure that a receiving district board of education always retains the majority voting privilege.

The new language reads: Such limits should never foreclose any individual sending boards from participating on the receiving board.

Vice President Cortellino entertained a motion to move the substitute resolved clause as recommended by the Resolutions Subcommittee.

- Daniela Albright- (Bloomsbury Township BOE) - Moved the motion forward
- Dr. Anne Erickson – (Greater Egg Harbor BOE) - Seconded the motion

John Burns, Governmental Relations discussed the background and research that was involved in the write-up and the subsequent recommendation from the committee.

The resolution centers on the statute that governs sending-receiving representation. In short, the statute currently provides that if a sending district has a student population that makes up less than ten percent of the pupils in the receiving district they may receive no representation on that receiving district board of education. If, however, the pupils of the sending district comprise at least ten percent of the total enrollment in the receiving district, then they have one representative on the board of education. Finally, the statute says that if there are two or more sending districts, which do not qualify for representation, they can then combine their student populations to collectively receive one rotating seat on the receiving board of education and that is the situation in which the sponsoring boards find themselves now.

The boards that have brought forward this resolution, their student populations do not comprise 15 percent of the receiving district's student population; however, their percentages come close to 15

percent. Therefore, the sponsoring boards believe that the threshold should be reduced or eliminated so that they can have a voice through a rotating seat on the receiving board of education.

Mr. Burns then took questions about the recommendation.

Vice President Cortellino then thanked John Burns and recognized Daniela Albright from Bloomsbury School District to begin discussion on the resolution.

On behalf of the Bloomsbury, Pohatcong and Alpha Boards of Education I would like to thank you for giving us the opportunity to speak today. Our three districts, along with Greenwich and Lopatcong, make up the sending districts for the Phillipsburg School District for our high school students. Bloomsbury is located in Hunterdon County while the other districts, including Phillipsburg, are located in Warren County. Bloomsbury is the only district in Hunterdon County in a send-receive relationship for high school.

The sending districts, until this year, held three seats on the Phillipsburg board with Greenwich and Lopatcong each having one seat and Bloomsbury, Alpha and Pohatcong rotating the third seat. The agreement for the rotation between our three small districts is each year one of the districts would be the collective representative on the Phillipsburg board. In the late fall of 2019 our three districts were notified that collectively we no longer met the 15 percent minimum to retain our rotating seat. Our enrollment had fallen to 14.3 percent.

Our students and our community no longer had a voice in our high school students' education or in how our tax dollars were being used. This is taxation without representation. Our three sending districts paid over \$3.6 million in tuition for our high school students last year. For a small district, this is a significant amount of taxpayer dollars, which has no say in its use. Tuition-based relationships are unlike a regionalized relationship in that the tuition for the send-receive is paid from a local school district budget, whereas, in a regional district funding comes from the municipality and is subject to the two percent levy tax.

What does this mean? It means that tuition has a potential to increase in excess of the two percent levy tax and these increases will be paid directly from the local school district's budget. The decisions made at the high school level could have negative consequences for our elementary and middle school students and as long as our three boards of education are in this relationship, we need to have representation on that board. We owe this to our students. We owe this to our community and we owe this to our local school district's faculty, administration and support staff. Across the state, districts have seen declining enrollment and funding cuts. We are being penalized under the current law and it needs to be corrected now. This is not a local issue. This is a statewide problem. By passing this resolution, this will not only benefit our school districts, it will do so for others who may be struggling with the same situation. Daniela then thanked the Assembly.

Vice President Cortellino opened the discussion to the Assembly. The chat room feature is to be used solely to indicate your desire to speak on the resolution. It is not to be used to comment or discuss the resolution. Any discussion on the resolution in the chat room will not be recognized by the chair or become part of the public record. If you are proposing an amendment, state that in the chat and send an e-mail to BBarnett@njsba.org, which you should see on your screen, with your amendment language. Once typed and viewed, the proponent of the amendment will be recognized to move and read the amendment into the record.

Discussion on the amendment began:

- Anne Erickson (Greater Egg Harbor BOE) - **In Support**
- Karol Y. Ruiz (Dover BOE) – **In Opposition**
- Michael Bertram (Morris Hills Regional BOE) - **In Opposition**
- Christy Biedron (Greenwich Township BOE) – **In Support**
- Bethany Summers (North Warren Regional BOE) - **In Support**

Vice President Cortellino then entertained the motion to vote on the **Pohatcong Resolution**.

Vote - **PASSED** 165/19

Resolution No. 2. –The Springfield Township Board of Education, Burlington.

The resolution proposes new policy language requiring the constituent district of a regional board of education to fill a board vacancy rather than the regional board, which currently has the responsibility to fill the vacancy.

Recommendation

The Resolutions Subcommittee recommends approval of the resolution with the following substitute underlined resolved language, which would create additional policy language at File Code 9113 to be included in *NJSBA's Manual of Positions and Policies on Education*.

The NJSBA believes that a vacancy in membership of a board of education of a limited purpose regional school district should be filled by majority vote of the board of education of the Constituent district represented by the former board member.

Vice President Cortellino entertained a motion to move the substitute resolved clause as recommended by the Resolutions Subcommittee.

- Wade Hale (Springfield BOE) - Moved the resolution with the recommended language.
- Anne Erickson (Greater Egg Harbor BOE) - Seconded the resolution

She then called upon John Burns, Governmental Relations to discuss the background and research that was involved in the write-up and the subsequent recommendation from the committee.

This resolution with the recommended language, the intent behind it is as follows: When you have a limited purpose regional school district -- and what a limited purpose regional school district is a school district that is anything less than a K to 12 school district. When you have that limited purpose regional school district, currently under statute when that regional school district experiences a vacancy it is the regional board upon which that vacancy was created that fills the vacancy.

What this language intends to do is to permit the constituent district that is responsible for that regional seat; this language would permit them to select the person to fill the vacancy. As I said, right now under current statute, the board fills the vacancy where the vacancy is created. This language would permit, in the circumstance of a limited purpose regional school district, would permit the constituent district to select the person to fill that vacancy rather than the regional district itself.

There were no questions and the chair recognized Wade Hale from Springfield BOE and he addressed the assembly on the resolution.

He stands firmly in support of this resolution. While the resolution evolved from a series of events in our small rural Burlington County district, it's a situation potentially faced by any district that is part of a larger regional school district. The selection of a community's representation by people who do not live there stands directly in conflict with New Jersey's home rule tradition and is antithetical to our entire structure of representative government whereby we each have the fundamental right to choose our own representatives.

With over 600 school districts in the state and 500 plus municipalities, each has its own characteristics. While our schools are united around the principle of providing a solid education to all of our students, the challenges facing each community are not always the same. Even in a place like ours where the constituent municipality started out as very similar communities, local land use and community planning has allowed each community to develop very differently. Our challenges, our communities and the people we all serve as representatives have also moved along different paths. This is not a new issue in Monmouth County. Assembly Bill 1076 was introduced 22 years ago in the 208th legislature, in the 1998 session, attempting to allow the local governing body of a constituent municipality to placement of the regional district board.

It was done on the belief that representation should be chosen by the municipality represented. With a hard line in the sand drawn between municipal government and the education community, the bill was not passed. The underlying issue remained and remains unresolved today. We firmly believe that the local district board, united with all other districts in protecting the interest of our students, is the most logical choice to appoint a replacement representative to the regional board.

Now, some are going to argue their regional board replacement of this kind is merely temporary, lasting at the longest a little over a year. One need only look to the past four or five months to see just how rapidly and drastically our circumstances may change. With yesterday's COVID-19 updates, you can see just how critical the next six months can be in terms of challenges facing any and every district. To have representatives not duly chosen at least by local representatives is patently unfair and it is counter to our core value of representative government. We hope that you will all stand with us on this issue which with increasing pressures, both financial and political, to push districts towards shared services and consolidations could ultimately impact any of us in the not-so-distant future.

Vice President Cortellino opened discussion on the resolution; however, the Association did receive three advanced amendments and were up for consideration first and were addressed in the order they were received.

- Bethany Summers – (North Warren Regional BOE) motioned to move the new amendment language for Resolution 2 as stated :

“Where the constituent district has no board of education of its own, the consolidated district from which the students originate shall be authorized to fill the seat with a qualified member from the constituent community.”

- Anne Erickson - (Greater Egg Harbor BOE) – Seconded the motion

Discussion on the amendments was opened to the floor

- Michael Bertram - (Morris Regional BOE) – **In opposition**

Vice President Cortellino called John Burns, Governmental Relations to speak on the amendment.

In North Warren Regional, they have a seat that is currently occupied. However, there is no corresponding constituent district for that seat. This occurred because of the fact that that district was consolidated with another district and, however, their seat on the regional district was still preserved by statute. North Warren Regional believes that this amendment is necessary to address that situation. Under the language as proposed by the Resolutions Subcommittee, there is no board of education representing that seat and so, therefore, they felt that this amendment language necessary to address that situation where a community has a seat on the regional, but there is no corresponding local constituent board of education.

- Anne Erickson (Greater Egg Harbor BOE) - **Unsure**
- Karol Y. Ruiz (Dover BOE) – **Unsure**

John Burns: In developing the write-up for this resolution, no specific class or ethnicity analysis was performed. Again, the intent of the language, the current statute says that the board upon which the vacancy occurs, that board has the power of appointment. This language would say that in the event that you have a limited purpose regional district, it would fall not to the limited purpose regional to fill the vacancy, but it would fall to the local constituent board of education to fill the vacancy.

- Richard Bruno (Harding BOE) - **IN SUPPORT** of Resolution and **AGAINST** the Amendment
- Bethany Summers (North Warren Regional BOE) – **In SUPPORT**
- Wade Hale (Springfield Township BOE) – **In SUPPORT**
- Nick DeSilvio (Franklin Township BOE) - **In SUPPORT**
- Nick DeSilvio (Franklin Township BOE) Now, does the qualified member seat the board of education member? Do they actually vote, put that board of ed. person in the seat? Is that the way I'm reading this?

John Burns: The intent of this is that the local board, in this case if it is a consolidated district that the local board would be the one to name the person that would then sit on the regional district.

- Nick DeSilvio (Franklin Township BOE) Yes, I understand that part, but the amendment reads there's a qualified member is going to put that person in that seat, correct?

John Burns: Well, no, what this says is that the consolidated district fills the seat with a qualified member. In other words, in this particular instance a qualified -- the emphasis really is on ensuring that the person that the consolidated district names is someone who is a resident of the former district or of the municipality that has the seat on the regional board.

Vice President Cortellino then entertained the motion to vote on the amendment.

Vote - **PASSED** – 121/29

Vice President Cortellino then entertained a motion on a second amendment:

- Ms. JoAnne Tobias (Hanover Regional Park BOE) - moved the motion to approve the following language:

"The New Jersey School Boards Association believes that a vacancy in membership of a board of education of a limited purpose regional school district should be filled by majority vote of the board of education of the constituent district represented by the former board member" with the approval -- and my original read by majority vote of the regional board."

- Anne Erickson (Greater Egg Harbor BOE) – Seconded the motion

John Burns then provided discussion: According to the Department of Education, there are currently 76 regional districts in the state. Of those, 19 operate as full K to 12 districts; 11 separate as elementary districts; and 46 are regional high school districts, or as they are officially known in the statute "limited purpose regional school districts."

- JoAnne Tobias (Hanover Regional BOE) – In **SUPPORT**
- Paul Breda (Wharton Borough BOE) – In **OPPOSITION**
- Wade Hale (Springfield Township BOE) - In **OPPOSITION**
- Margaret Erickson (Hamilton Township BOE) - In **SUPPORT**.
- Henry Goldsmith (Weymouth Township BOE) – In **OPPOSITION**
- Andrea Katz (Chesterfield Township Board of Education) - In **OPPOSITION**
- Oyin Owolabi (Millburn Township BOE) – In **OPPOSITION**
- Ms. Karol Ruiz (Dover BOE) - not yet decided if in **SUPPORT** or **OPPOSITION**

Time on the amendment. There was a motion to extend time.

- Lisa Rodgers – (South Brunswick BOE) -would like to make a motion to extend.
- Margaret Erickson - (Hamilton BOE) seconded motion to extend time

Vice President Cortellino reminded the Assembly there is no discussion on this vote and keep in mind that it requires two-thirds.

Vote to extend time – **FAILED** - 56/88.

Vote on the amendment- **FAILED** - 27/118.

Vice President Cortellino then entertained a motion from Mary Rose Malley (Howell BOE) to move third amendment

The new amendment language reads: *"The NJSBA believes that a vacancy in membership of a board of education of a limited purpose regional school district should be filled by majority vote". The NJSBA believes that" -- and then there's stricken language in red -- "if a vacancy in membership of a board of education of a limited purpose regional school district occurs, the constituent district of the former board member will recommend three prospective candidates to fill the vacancy. The regional school district board of education will select one of those three candidates to fill the vacancy by majority vote."*

- Anne Erickson (Greater Egg Harbor BOE)- Seconded the motion
- Mary Rose Malley (Howell BOE) – spoke on the moved amendment
 - Because we are a K-8 district that sends to a regional high school

district and we thought that this would be a good compromise so that the sending district, or the constituency district, does have a say by selecting three candidates. Then the regional board has 10 the final selection of those -- one of those three candidates. Both boards get a voice in that decision.

- Mark Bonjavanni (Howell BOE) – In **SUPPORT**
- Paul Breda (Wharton Borough BOE) – In **OPPOSITION**
- Henry Goldsmith (Weymouth Township BOE) - In **OPPOSITION**
- Michael Bertram (Morris Hills Regional BOE) - In **OPPOSITION**
- Wade Hale (Springfield BOE) - In **OPPOSITION**
- Karol Ruiz (Dover BOE) – In **SUPPORT**
- Jeffery Hicks (Burlington County SBA & Southampton BOE) – In **OPPOSITION**
- Lisa Mezik (Rockaway BOE) - In **OPPOSITION**
- Joanne Tobias (Hanover Park Regional) - In **SUPPORT**

Time was called on the amendment and a vote to extend was not moved on the floor.

Vice President Cortellino opened the vote on amendment three.

Vote – **FAILED** - 14/129

Discussion then opened on the original motion and amendment

- Anne Erickson (Greater Egg Harbor BOE) - moved the original amendment
- Margaret Erickson (Hamilton BOE) – seconded the amendment

Vice President Cortellino opened discussion on the amendment

- Henry Goldsmith (Weymouth BOE) - Question to the floor on amendment as worded

Cyndy Jahn, General Counsel then answered: In the situation of the first amendment with North Warren Regional, Blairstown and Hardwick, they only had one representative, so in that situation, you are right, that would be an issue.

- Brian Haggerty (Bedminster, Somerset County BOE) – In **OPPOSITION**
- Margaret Erickson (Hamilton BOE) – In **SUPPORT**
- Wade Hale (Springfield BOE) – In **OPPOSITION**
- Jeffrey Hicks (Burlington County SBA & Southampton BOE) – In **OPPOSITION**.
- Michael Bertram (Morris Hills BOE) – In **OPPOSITION**
- Joanne Greene Tobias (Hanover Park BOE) - In **SUPPORT**

There was no motion to extend time and a vote was sent to the floor.

Vote – **FAILED** – 20/122

Discussion proceeded on the main Resolution 2 as amended.

- Jeffrey Hicks (Burlington County SBA & Southampton BOE) - In **SUPPORT**

- Jeff Fischer (Manchester Regional BOE) – In **SUPPORT**
- Michael Bertram (Morris Hills Regional BOE) – In **SUPPORT**
- Andrea Katz (Chesterfield BOE) – In **SUPPORT**
- Marc Parisi (Freehold Regional BOE) – In **OPPOSITION**
- Steve Shohfi (Lavallette BOE) – Would like to call the question
- Debra Roosen (Bethlehem Township BOE) - In **SUPPORT**

Vice President Cortellino called for a vote on Resolution Number 2, Springfield as amended.

Vote - PASSED- 115/24

President McClure thanked Vice President Cortellino and the staff for a job well done. He also thanked all of the board members and delegates for being very cooperative and did a great job in participating.

He reminded the Assembly to complete the survey for today's meeting, which can be found on www.njsba.org/da. The survey will be available on Monday, June 29, and your feedback again is very important to us. He thanked everyone for taking time out of your weekend and attending the meeting.

He then entertained a motion to adjourn and added if you have any objections to the adjournment, please enter that statement into the chat room. However, comments must be germane to the previous subject matter and cannot raise new business.

- Frank Kasper – Moved the motion to adjourn
- Anne Erickson - Seconded the motion

The motion passed and he thanked everyone

Meeting adjourned at 12:16 p.m.

Respectfully submitted,



Cynthia J. Jahn, Esq.
General Counsel

Last Name	First Name	Board	County	Positon
Strutin	Lisa	Allamuchy Bd of Ed	Warren	Delegate
Pettinelli	Jennifer	Alpha Bd of Ed	Warren	Delegate
Bailey	Patricia	Atlantic City Bd of Ed	Atlantic	Delegate
Palamara	Ryan	Atlantic Highlands Bd of Ed	Monmouth	Delegate
Haggerty	Brian	Bedminster Bd of Ed	Somerset	Delegate
Kirsch	Helen	Berkeley Heights Bd of Ed	Union	Delegate
Roosen	Debra	Bethlehem Twp Bd of Ed	Hunterdon	Delegate
Bucceroni	Kevin	Black Horse Pike Reg Bd of Ed	Camden	Delegate
Morse	Benjamin	Bloomfield Bd of Ed	Essex	Delegate
Caraballo	Charles	Bloomington Bd of Ed	Passaic	Delegate
Albright	Daniela	Bloomsbury Bd of Ed	Hunterdon	Delegate
Van Buren	Kathryn	Bogota Bd of Ed	Bergen	Delegate
LeFebvre	Irene	Boonton Town Bd of Ed	Morris	Delegate
Joyce	Theresa	Branchburg Twp Bd of Ed	Somerset	Delegate
Walker	Barry	Bridgewater-Raritan Reg BOE	Somerset	Delegate
Cecilio	Michele	Brooklawn Bd of Ed	Camden	Delegate
Riggi	Velina	Burlington Twp Bd of Ed	Burlington	Delegate
McElroy	Andrew	Byram Twp Bd of Ed	Sussex	Delegate
Kipp-Newbold	Rebecca	Califon Bd of Ed	Hunterdon	Delegate
Young	Bruce	Carlstadt-E Rutherford Bd of Ed	Bergen	Delegate
Katz	Andrea	Chesterfield Bd of Ed	Burlington	Delegate
McGuckin	James	Cinnaminson Bd of Ed	Burlington	Delegate
Giaquinto	Michele	Clearview Reg Bd of Ed	Gloucester	Delegate
Freiling	Randall	Clementon Bd of Ed	Camden	Delegate
Bassford	Judith	Clifton Bd of Ed	Passaic	Delegate
Castner	Marian	Colts Neck Twp Bd of Ed	Monmouth	Delegate
Gorfin	Eugene	Cresskill Bd of Ed	Bergen	Delegate
Hands	Ruth	Cumberland Co Voc Bd of Ed	Cumberland	Delegate
Rafanello	Amy	Delran Bd of Ed	Burlington	Delegate
Desilvo	Tina	Delsea Regional	Gloucester	Delegate
Cappello	Dino	Denville Bd of Ed	Morris	Delegate
Fay	Christopher	East Greenwich Bd of Ed	Gloucester	Delegate
DiGiacomo	Len	Eastampton Twp Bd of Ed	Burlington	Delegate
Garr	Hillary	Eastern Camden Co Reg Bd of Ed	Camden	Delegate
Stefani-Rackow	Cristina	Edgewater Bd of Ed	Bergen	Delegate
Holley	Lester	Edgewater Park Township	Burlington	Delegate
Bird	Kristy	Egg Harbor Twp Bd of Ed	Atlantic	Delegate
Snively	Mary	Elk Twp Bd of Ed	Gloucester	Delegate
Rodriques	Donovan	Englewood City Bd of Ed	Bergen	Delegate
Itkin	Vladimar	Fair Lawn Bd of Ed	Bergen	Delegate
Markowski	Laurie	Flemington Raritan Reg Bd of Ed	Hunterdon	Delegate
Ritrivi	Nicholas	Florham Park Bd of Ed	Morris	Delegate
Morell	Holly	Fort Lee Bd of Ed	Bergen	Delegate
DeSilvio	Nicholas	Franklin Twp Bd of Ed - Gloucester	Gloucester	Delegate
LaCorte	Nancy	Franklin Twp Bd of Ed - Somerset	Somerset	Delegate
DiGilio	Rudolph	Franklin Twp Bd of Ed - Warren	Warren	Delegate

Jensen	Paul	Freehold Boro Bd of Ed	Monmouth	Delegate
Parisi	Marc	Freehold Reg Bd of Ed	Monmouth	Delegate
Guerriero	Christine	Garwood Bd of Ed	Union	Delegate
Carrington	Maria	Gibbsboro Bd of Ed	Camden	Delegate
Calvo	Peter	Glassboro Bd of Ed	Gloucester	Delegate
Grace	Carolyn	Gloucester Twp Bd of Ed	Camden	Delegate
Erickson	Anne	Greater Egg Harbor Reg Bd of Ed	Atlantic	Delegate
Bilik	Marie	Green Twp Bd of Ed	Sussex	Delegate
Biedron	Christy	Greenwich Twp Bd of Ed	Warren	Delegate
Hall	Angelo	Hamilton Twp Bd of Ed	Mercer	Delegate
Margaret	Erickson	Hamilton Twp Bd of Ed	Atlantic	Delegate
Greene Tobias	Joanne	Hanover Park Reg Bd of Ed	Morris	Delegate
Bruno	Richard	Harding Twp Bd of Ed	Morris	Delegate
Hoffman	Ronald	Hardyston Twp Bd of Ed	Sussex	Delegate
Babula	George	Harmony Bd of Ed	Warren	Delegate
Gove	Karyn	High Bridge Bd of Ed	Hunterdon	Delegate
Kehoe	William	High Point Reg Bd of Ed	Sussex	Delegate
Trujillo	Jean	Hillsborough Twp Bd of Ed	Somerset	Delegate
Worrill	Eleanor	Hillside Township Bd of Ed	Union	Delegate
D'Iorio	Cinzia	Ho-Ho-Kus Bd of Ed	Bergen	Delegate
Beatty	Andrea	Hope Bd of Ed	Warren	Delegate
Linthorst	Deborah	Hopewell Valley Reg Bd of Ed	Mercer	Delegate
Malley	Mary Rose	Howell Twp Bd of Ed	Monmouth	Delegate
Rivera	Tara	Jackson Twp Bd of Ed	Ocean	Delegate
Stewart	Michael	Jefferson Twp Bd of Ed	Morris	Delegate
Mankowski	Michael	Keansburg Bd of Ed	Monmouth	Delegate
Hausmann	John	Keyport Bd of Ed	Monmouth	Delegate
Bloom	Kevin	Kingwood Bd of Ed	Hunterdon	Delegate
McCormack	Joann	Knowlton Twp Bd of Ed	Warren	Delegate
Discenza	Regina	Lacey Twp Bd of Ed	Ocean	Delegate
Daniel	Sinclair	Lakeland Bd of Ed	Passaic	Delegate
Shohfi	Steve	Lavallette Bd of Ed	Ocean	Delegate
Groeger	Jo Ann	Lawrence Twp Bd of Ed	Mercer	Delegate
Albanese	Mary	Leonia Bd of Ed	Bergen	Delegate
Michele	Dorney	Linden Bd of Ed	Union	Delegate
Hershman	Marsha	Lindenwold Bd of Ed	Camden	Delegate
Capizzi	Rachel	Little Falls Twp Bd of Ed	Passaic	Delegate
Youngblood-Brown	Tasha	Long Branch Bd of Ed	Monmouth	Delegate
Andrinopoulos	Chris	Lyndhurst Bd of Ed	Bergen	Delegate
Lewis	Janet	Manalapan Englishtown Bd of Ed	Monmouth	Delegate
Fischer	Jeffrey	Manchester Reg Bd of Ed	Passaic	Delegate
Biscardi	Melanie	Manchester Twp Bd of Ed	Ocean	Delegate
Momary	James	Mansfield Twshp Bd of Ed	Warren	Delegate
Petzinger	Louis	Manville Bd of Ed	Somerset	Delegate
Wiest	Ellen	Maple Shade Bd of Ed	Burlington	Delegate
Gondek	Richard	Mendham Twp Bd of Ed	Morris	Delegate
Hrevnack	John	Middlesex Boro Bd of Ed	Middlesex	Delegate

Kane	Teresa	Milford Bd of Ed	Hunterdon	Delegate
Owolabi	Oyin	Millburn Twp Bd of Ed	Essex	Delegate
Chamberlain	Barbara	Monroe Twp Bd of Ed	Gloucester	Delegate
Bursh	Phyllis	Montgomery Township Bd of Ed	Somerset	Delegate
Cortellino	Karen	Montville Twp Bd of Ed	Morris	Delegate
Romano	Lauren	Moorestown Twp Bd of Ed	Burlington	Delegate
Dawson	Barbara	Morris Co Voc Bd of Ed	Morris	Delegate
Bertram	Michael	Morris Hills Reg Bd of Ed	Morris	Delegate
Rawding	Denise	Morris Plains Bd of Ed	Morris	Delegate
Spiotta	Melissa	Morris School District BOE	Morris	Delegate
Jackson	Chanta	Neptune Twp Bd of Ed	Monmouth	Delegate
Steele	Joseph	New Milford Bd of Ed	Bergen	Delegate
Shumofsky	Jordan	North Caldwell Bd of Ed	Essex	Delegate
Hintz	Tara	North Hunterdon-Voorhees Reg	Hunterdon	Delegate
Summers	Bethany	North Warren Reg Bd of Ed	Warren	Delegate
Wei	Robert	Northern Highlands Bd of Ed	Bergen	Delegate
Marrone	Kerrie	Northfield City Bd of Ed	Atlantic	Delegate
Garcia	Heather	Norwood Bd of Ed	Bergen	Delegate
Gaffney	James	Oakland Bd of Ed	Bergen	Delegate
Clark	Joseph	Ocean City Bd of Ed	Cape May	Delegate
McDowell	Evelyn	Ocean Township Bd of Ed	Ocean	Delegate
Del Rosso	Melissa	Old Tapan Bd of Ed	Bergen	Delegate
Walsh	John	Oradell Bd of Ed	Bergen	Delegate
Wingfield	Jeffery	Orange Bd of Ed	Essex	Delegate
Brus	John	Oxford Bd of Ed	Warren	Delegate
Liebe	John	Palmyra Bd of Ed	Burlington	Delegate
Cogan	Alison	Parsippany Troy Hills Bd of Ed	Morris	Delegate
Maier	Thomas	Pemberton Twp Bd of Ed	Burlington	Delegate
Ashcraft	John	Penns Grove Carneys Pt Bd of Ed	Salem	Delegate
Person	Rosemarie	Phillipsburg Bd of Ed	Warren	Delegate
Connors	Tom	Piscataway Twp Bd of Ed	Middlesex	Delegate
Uyehara	Rob	Pitman Bd of Ed	Gloucester	Delegate
Miletta	Dominick	Pittsgrove Twp Bd of Ed	Salem	Delegate
Cox	Cameron	Plainfield Bd of Ed	Union	Delegate
Thomas	Carla	Pleasantville Bd of Ed	Atlantic	Delegate
Babcock	Patricia	Pohatcong Twp Bd of Ed	Warren	Delegate
Salway	Cheryl	Point Pleasant Boro Bd of Ed	Ocean	Delegate
Schwartz	Nancy	Pompton Lakes Bd of Ed	Passaic	Delegate
Genovese-Behrmann	Laura	Ramsey Bd of Ed	Bergen	Delegate
Ben	Forest	Red Bank Boro Bd of Ed	Monmouth	Delegate
Michael	Jacobs	Ridgefield Bd of Ed	Bergen	Delegate
Lembo	Michael	Ridgewood Bd of Ed	Bergen	Delegate
Manzelli	Joseph	River Dell Reg Bd of Ed	Bergen	Delegate
Sim	Gyuchang	River Edge Bd of Ed	Bergen	Delegate
Smith	Christa	Rockaway Boro Bd of Ed	Morris	Delegate
Mezik	Lisa	Rockaway Twp Bd of Ed	Morris	Delegate
Gorman	Scott	Roseland Bd of Ed	Essex	Delegate

Ware-Tibbs	Delia	Roselle Bd of Ed	Union	Delegate
Masi	Dan	Roxbury Twp Bd of Ed	Morris	Delegate
Davidson	Naomi	Runnemede Bd of Ed	Camden	Delegate
Healey	Dennis	Rutherford Bd of Ed	Bergen	Delegate
Peros	John	Saddle River Bd of Ed	Bergen	Delegate
Christopher	Paul	Shore Regional Bd of Ed	Monmouth	Delegate
Baker	Elizabeth	So Orange-Maplewood Bd of Ed	Essex	Delegate
Meyers	Alice	Somers Point Bd of Ed	Atlantic	Delegate
Lima	Edith	South Bound Brook	Somerset	Delegate
Rodgers	Lisa	South Brunswick Bd of Ed	Middlesex	Delegate
Boyle	Deborah	South Plainfield Bd of Ed	Middlesex	Delegate
Hann	Russell	Southampton Twp Bd of Ed	Burlington	Delegate
Bragg	Kimberly	Sparta Twp Bd of Ed	Sussex	Delegate
Hale	Wade	Springfield Bd of Ed	Union	Delegate
Italiano	Andrew	Sussex Cty Technical BOE	Sussex	Delegate
Azzari	Gina	Swedesboro Woolwich Bd of Ed	Gloucester	Delegate
Corey	Gail	Tabernacle Twp Bd of Ed	Burlington	Delegate
Williams	Michele	Toms River Reg Bd of Ed	Ocean	Delegate
Grisales	Dahiana	Town of Dover Bd of Ed	Morris	Delegate
Boyce	Sarah	Union Beach Bd of Ed	Monmouth	Delegate
Carlson	Robert	Walkill Valley Reg Bd of Ed	Sussex	Delegate
Velante	Jason	Wanaque Bd of Ed	Passaic	Delegate
Jennifer	Knittel	Washington Twp Bd of Ed	Warren	Delegate
Digabriele	Al	Washington Twp Bd of Ed	Morris	Delegate
Morales	Mallory	Watchung Bd of Ed	Somerset	Delegate
Chiddenton	Terri	Waterford Twp Bd of Ed	Camden	Delegate
Kazan	Catherine	Wayne Twp Bd of Ed	Passaic	Delegate
Barna	Nancy	West Deptford Twp Bd of Ed	Gloucester	Delegate
Ofshinsky	David	West Milford Bd of Ed	Passaic	Delegate
Strobel	Robert	West Morris Reg Bd of Ed	Morris	Delegate
Krug	Dana	West Windsor-Plainsboro BOE	Mercer	Delegate
Galligan	J. Brendan	Westfield Bd of Ed	Union	Delegate
Hanlon	Roberta	Westwood Bd of Ed	Bergen	Delegate
Goldsmith	Henry	Weymouth Twp Bd of Ed	Atlantic	Delegate
Breda	Paul	Wharton Boro Bd of Ed	Morris	Delegate
Martin	Rita	Winslow Twp Bd of Ed	Camden	Delegate
Abbott	Steven	Woodbury Bd of Ed	Gloucester	Delegate
Miller	Eileen	Woodstown-Piles Grove Reg BOE	Salem	Delegate



New Jersey School Boards Association

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ANNUAL REPORT NJSBA AUDIT COMMITTEE REPORT

**By
Laurie Markowski, Chairperson**

**Prepared for the Semi-Annual Delegate Assembly
November 21, 2020**

In June 1991, the Delegate Assembly established the Audit Committee. The Committee consists of five members appointed by the president. A complete list of the committee members who served during 2019-2020 is attached to this report.

Following is a summary of the major items approved or reviewed by the Committee since last year's Delegate Assembly.

At the January 17, 2020 meeting, the Audit Committee reviewed the year-to-date budget transfers.

The scheduled meeting of the Audit Committee on March 20, 2020 was cancelled as a safety precaution due to the COVID-19 pandemic.

At the May 20, 2020 meeting, the Audit Committee reviewed meal expenses incurred, relating to the Association's advocacy goals, for members' participation in the League of Municipalities' conference and the National School Board Association's Advocacy Institute/Equity Symposium. This review was required by Governance and Operations policy GO/4133, Travel Authorization.

At the September 25, 2020 meeting, the Audit Committee reviewed and approved the Executive Committee's and Executive Director's budgeted out-of-state travel expenses for 2020-2021 and reviewed budget transfers. Dr. Feinsod noted that these budgets were approved by the Board at its May 20th meeting as part of the total NJSBA 2020 – 2021 budget, which was before the financial impact of the COVID-19 pandemic could be fully evaluated. Therefore, we now know that most of the budgeted out-of-state meetings will be held virtually and as a result, the budgeted funds not used for travel will be returned to NJSBA's free balance. The Audit Committee also reviewed and approved the annual report of aggregate Executive Committee, Executive Director, Board of Directors and staff expenses for 2019-2020. At this meeting the Committee also reviewed a year-to-date summary of the 2019 – 2020 budgeted transfers. NJSBA President Mike McClure noted that the number of transfers was small considering the size of the Association.

The next Audit Committee meeting is scheduled for November 10, 2020, with the primary item to discuss being the draft 2019 – 2020 audit report. Mr. Robert Butvilla, partner of Suplee, Clooney & Company, will review the draft audit report and the Association's internal control process with the Audit Committee.



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AUDIT COMMITTEE 2020-2022

- 2019-2020 Tammeisha D. Smith, Vice President of Finance, P.O. Box 152, Delaware, 07833
Knowlton Township Board of Education, Warren County
Phone: 973-222-5741 E-mail: smith@knowltonschool.com
- 2019-2020 Laurie Markowski, 17 William Barnes Road, Flemington, 08822
Flemington-Raritan Regional Board of Education, Hunterdon County
Phone: 908-328-2813 E-mail: laurie.markowski@frsd.k12.nj.us
- 2018-2020 Diane Johnson, 1904 45th Street, Pennsauken, 08110
Pennsauken Board of Education, Camden County
Phone: 856-495-2474 E-mail: diane.johnson@pennsauken.net
- 2019-2021 Paul Williams, 2727 River Road, Phillipsburg, 08865
Harmony Township Board of Education, Warren County
Phone: 908-454-8104 E-mail: paulwms48@yahoo.com
- 2020-2022 Dominick Miletta, 61 Dealtown Road, Pittsgrove, 08318
Pittsgrove Board of Education
Phone: 856-498-8145 E-mail: dmiletta@pittsgrove.net

PRESIDENT

Michael McClure, President, 109 Terrace Avenue, Maple Shade,
Maple Shade Board of Education, Burlington County
Cell number: 609-209-8962

E-mail: mmcclure@msemail.org

STAFF

Dr. Lawrence S. Feinsod, Ed.D. Executive Director, NJSBA
John Faford, Director, Budget & Finance, NJSBA
Raksha Modi, Staff Accountant, Budget & Finance, NJSBA

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REPORT OF THE LEGISLATIVE COMMITTEE

By

Dr. Karen Cortellino, M.D.

Vice President for Legislation/Resolutions

Prepared for the November 21, 2020 Delegate Assembly

As Vice President of Legislation/Resolutions, I would like to report the Legislative Committee's activities since the June 27, 2020 Delegate Assembly.

CHARGE:

1. The Committee shall encourage, promote and assist in the development of local, county and Statewide legislative networks.
2. The Committee may initiate legislative policy recommendations for consideration by the Board of Directors or the Delegate Assembly.
3. The Committee shall review issues and NJSBA's advocacy agenda and offer input on these matters.
4. The Committee shall clarify existing positions on legislation by analyzing bills pending in the Legislature.
5. The Committee shall recommend a biannual legislative agenda.
6. The Committee members may be called upon to testify at meetings and hearings of the State Legislature on issues.
7. The Committee shall serve as a membership base for the Resolutions Subcommittee.
8. The Committee members may participate in NJSBA's legislative training activities.
9. The Committee shall review federal legislation and other initiatives that affect local school boards and offer input on these matters.
10. The Committee shall serve as a united voice for the needs of all children by testifying, initiating local resolutions, writing/meeting/telephoning legislators, and communicating with local board members at county functions.

At the heart of the Committee's charge is its crucial service as a link between local boards of education and the New Jersey School Boards Association on current legislative and administrative code issues. Committee members encourage, promote and assist in the development of local, county and Statewide legislative networks.

The Legislative Committee consists of 80 members and alternates who represent their respective legislative districts. Having members from all legislative districts ensures that each legislator is contacted on a regular basis by board members who advocate and champion the needs of 1.4 million public school children. Having active Committee members and alternates ensures a stronger and more consistent message to ALL legislators. Please look at the vacancy list below. If you know of any board members in your district who would be great in our advocacy efforts, let us know.

Legislative Committee Vacancies

<u>LD #</u>	<u>County</u>		
4-mem	Camden, Gloucester	28-alt	Essex
5-mem	Camden, Gloucester	31-alt	Hudson
8-alt	Atlantic, Burlington, Camden	33-mem	Hudson
20-alt	Union	33-alt	Hudson
		37-mem	Bergen

Since the last report, the Committee met on May 9, 2020 and September 12, 2020 and had discussions and received updates on various issues including:

May 9, 2020

Opening Remarks: Dr. Cortellino opened the virtual meeting by having a moment of silence in remembrance of Mrs. Martha Wilson, a long-time member of the Legislative Committee and President of the Camden City BOE. Mrs. Wilson was an influential advocate for the children and community of Camden City. Her husband is Camden County Sheriff Gilbert “Whip” Wilson and a former Assemblyman.

Dr. Cortellino acknowledged two Committee members sadly had immediate family members pass away from the COVID-19 virus: Lester Holley, Edgewater Park (Camden) Board of Education, whose wife passed away, and Regina Discenza, Lacey Township (Ocean) Board of Education, whose father passed away and her mother is slowly recovering from the virus. Member Elliott Stroul, Jamesburg (Middlesex) was also ill from the virus.

Dr. Cortellino thanked the board members for their commitment on the committee. Opening comments from President Michael McClure and Dr. Larry Feinsod, followed by quorum count and board member recognition.

Legislative Updates: Dr. Cortellino introduced the guest speaker, Senate President Stephen M. Sweeney. Following the Senate President’s question and answer portion, moderated by Jonathan Pushman, the Senator answered additional members’ questions, with Mark Magyar, Associate Executive Director of the Senate Majority Office and aide to Senator Sweeney, providing additional information on the State’s legislative activity. The Committee extended their sincere appreciation to the Senator taking the time in speaking to them.

Ms. Sharon Seyler discussed several federal and state-level bills she has been monitoring. Governor Murphy had recently signed A-1104, known as the Hunger Free Students’ Bill of Rights Act. This

will ensure homeless children are being fed during the pandemic, as well as children whose school meal bills are in arrears will continue to receive meals. Ms. Seyler will provide links to the Department of Agriculture that provides additional information following the meeting. Ms. Seyler mentioned if the lunch bill has been paid in advance, those credits will be forwarded to the following year.

The Bridging the Digital Divide in School Grant Program legislation, A-3842, was vetoed early in the week. This applied to public, charter and private schools, and would have allocated funds for technology. The bill would appropriate from the General Fund an unspecified amount to produce its purposes. Governor Murphy praised the legislature for compiling this bill and recognized that all students should be able to participate in remote learning, but stated his reluctance in authorizing such legislation with an open-ended appropriation, which could cost millions of dollars. The governor paid \$467 million dollars at the May State Aid Payment for 2020 out of \$2.4 billion; he is responsible for paying 20 State Aid payments for the School Funding Reform Act.

Ms. Seyler discussed federal House Bill 6563, to expand internet access for students, and would create a \$2 billion “Emergency Connectivity Fund” for schools and libraries for Wi-Fi, hotspots, modems, routers and connected devices. A letter from the National School Boards Association was sent to the House of Representatives and asked for a minimum of \$2 billion to be appropriated to the bill. Recognizing this crisis may last longer, they are now requesting \$4 billion. Ms. Seyler referenced the Associations’ Covid-19 Resource page for additional information pertaining to the DOE applying for waivers.

Mr. John Burns provided an update on the recent State Board of Education meeting. At its April meeting, the Board adopted an emergency amendment to its regulations to specifically permit school districts to deliver special education services remotely. The reasoning was previously there was a requirement that said the services needed to be delivered in person, and therefore the State Board adopted this amendment. Mr. Burns will provide a link following the meeting to the Special Education regulations. Mr. Burns also referenced A-3904, concerning virtual or remote instruction, which Senator Sweeney had explained. When the bill was originally introduced, there was no provision for any kind of approval or consultation with the board of education, and the Association was successful in having an amendment made that said the Superintendent had to receive the approval from the local BOE prior to the plan going to the state. Mr. Burns explained in further detail the three parts of the bill, and answered questions posed by the members; additional information will be available on the summary following the meeting.

Mr. Pushman reiterated the proposed Employee Job-Sharing Furlough Protection Act that Senate President Sweeney referenced, and the Association is in support of. It would allow all employers, both public and private, to enter into the partial furlough programs, and Mr. Pushman went into greater detail on the payments made through the federal CARES Act and unemployment benefits. Mr. Pushman also reviewed the Health Care Benefits (S-2273) proposal, which the Department has been closely monitoring. The bill provides “Chapter 78” relief, and the Department sees this relief as an important financial tool to shorten their budgets, and the Department has been advocating to lower overall health care costs. The idea is there would be enough savings in these new health care plans and employees would have to establish these new lower cost health care plans and move to a new percentage of salary contribution that is dictated under the bill. The Association is supportive of any initiatives that would lower the overall cost of health care. Mr. Pushman referenced the school

district Regionalization study funding, and the Association is seeking further clarification on the monies put aside in the FY2020 state budget for consolidation studies. This funding was a legislative add-on in the FY2020 budget, but was frozen by the governor to address the financial uncertainty caused by the pandemic. Further information will be made available once clarification has been made.

Mr. Christopher Jones mentioned that Senator Sweeney went into great deal of the budget overview. Mr. Jones reviewed S-2392/A-3969, which are the bills that would allow municipalities to delay their payments to school districts, and the Association finds concerning. Alerts were sent the day before, along with sample resolutions, and the Department urges members to express their opposition as soon as possible. Mr. Jones stated he has attended one meeting of the Recovery Task Force, convened by Senator Ruiz, of which he is a representative of the Association.

Committee Sharing:

A motion was moved to approve the 2020-2021 Legislative Committee meeting dates. The motion carried with all in favor and no opposition.

September 12, 2020

Opening Remarks: Dr. Cortellino opened the virtual meeting by congratulating Mr. Jonathan Pushman on being selected as the new Director of Governmental Relations, upon the retirement of Mr. Michael Vrancik. Opening comments from President Michael McClure and Dr. Larry Feinsod, followed by quorum count and board member recognition.

Legislative Updates: Mr. Jonathan Pushman extended his appreciation to the Officers and Committee for their support and well wishes in his new role as the Director of Governmental Relations. Mr. Pushman stated a material packet was sent to the Committee to be reviewed during the meeting, and any addendums to these discussion items will be sent out within the week.

Ms. Sharon Seyler provided an update on the USDA's Food and Nutrition Service (FNS). They are extending nationwide waivers for the Summer Food Service Program (SFSP) and Seamless Summer Option (SSO) through end of the year, or until available funding has run out. The waivers will include meals to be served in all areas with no cost; flexibility by allowing meals to be served outside the normally required setting and meal times; waiving meal pattern requirements as deemed necessary and allowing parents and guardians to pick up meals for their children.

Ms. Seyler discussed a recent ruling made by a federal judge against Education Secretary Betsy DeVos' recent policy in the distribution of the CARES Act funds. Several lawsuits were filed against her policy, stating the distribution of the funds was illegal when she required public schools to send a greater share of funding to private school students than is typically required under federal law. The typical federal formula is based on the number of low-income students at private schools. However DeVos' policy said school districts must allocate money for private school students based on total enrollment. The judge ruled DeVos lacked the authority to add her own conditions on the CARES Act funding. The ruling is final, and will apply nationwide.

Ms. Seyler mentioned the Governor announced in his budget address \$100 million from the state's CARES Act will be directed to school districts in meeting health and safety standards for reopening schools. Also, the US Department of Health and Human Services will be providing up to 125 million cloth masks throughout the country; NJ will receive 2,430,990 of these masks.

Mr. John Burns provided a Powerpoint presentation to review the recent updates from the State Board of Education since the Committee last met. Mr. Burns stated the State Board adopted updated curriculum standards, including expectations for addressing climate change and will be woven throughout the curriculum. Students will hear about climate change in science classes, and will now also be exposed to climate change ideas in social studies, history, etc. The State Board also updated the curriculum in science, visual and performing arts, health and physical education, social studies, computer science, world languages and career readiness.

Mr. Burns informed the Committee that the Newark BOE was returned to full local control on July 1, and had been under state control since 1995. Newark and its representatives gave NJ its QSAC program, which provided them a pathway to local control.

Other updates included lead testing regulations to be completed every three years, rather than every six; and on Student Transportation. The State Board had discussions on changes to regulations that would update the rules to comply with new laws such as three-point seatbelts in school buses; a required notification that a bus driver with a revoked or suspended license is no longer operating a school bus; and a mandatory list of students on school buses for school-sponsored activities. The State Board also updated the Special Education regulations. This includes updated terminology; and clarified that students with disabilities will participate in accordance with the Standards and Assessments regulations in N.J.A.C. 6A:8 except for students who are participating in the alternate assessment for students with disabilities.

Mr. Christopher Jones provided an update on the State Budget. In February, the governor announced at his budget address two components: one was an infusion of new money, and redistribution of the provisions of S2. The legislature and the governor reacted to the health crisis and uncertainty of the state budget due July 1, and the governor was provided additional time to reassess the situation and propose a new budget in August. This budget was announced August 25, and new state aid numbers were released. Districts that were scheduled to lose aid per the announced budget in February did not see further reduction; however, districts that were scheduled to see an increase did see that increase diminished. In the aggregates, it is flat funding. The overall amount of state school aid will remain flat for FY2021 compared to FY2020. The legislature is now reviewing the governor's proposal and will have to adopt an Appropriations Act by the end of September. NJSBA's concerns were included in a testimony statement submitted earlier in the week, and a copy of the statement is in the materials. Also, there is a link in the meeting materials to the Governor's revised budget proposal he issued on August 25.

Also discussed was the funding of the School Based Youth Services Program. The governor's proposed budget for FY2021 would cut funding for this vital program by \$12 million, compared to his original FY 2021 budget proposal, reducing the total allocation to \$5 million. NJSBA is strongly urging the continuation of these services, which are provided to school districts through the Department of Children and Families (DCF). The governor has indicated a desire to reinstate this cut; a letter from NJSBA to the DCF Commissioner was included in the materials.

Mr. Pushman discussed numerous bills that are outlined in the “Governmental Relations Department Report” material packet, and provided brief updates to these bills. Mr. Pushman mentioned S-2843, which establishes measures to provide employment stability for high school coaches employed in school districts. NJSBA is opposed to this measure, and due to efforts of NJSBA and other statewide education organizations that are also opposed, it was pulled without receiving a vote. Mr. Pushman presented a “Chapter 78 Relief” law (“Chapter 44”) overview via Powerpoint, and reviewed its history and its current status with the members. This information was very well received by the Committee.

Committee Sharing:

Committee member Lorenzo Richardson discussed a letter from the ELC (Education Law Center) sent to Governor Murphy, Senate President Sweeney, Assembly Speaker Coughlin and the Attorney General of NJ, Gurbir Grewal. This letter, titled “Essential Resources for Remote Learning” asked them to take prompt action in providing provide additional technology to the estimated 230,000 NJ student who do not have access to the internet, computer devices, software, or other resources and is necessary for them to receive school instruction due to Covid-19. Mr. Richardson explained this digital divide is an issue throughout the state, and not just within urban districts, and asked for the association’s assistance in supporting this measure.

Committee member Kim Hanadel further discussed the importance of maintaining the state’s School Based Youth Services Program. Numerous Committee members emphasized the critical importance of keeping the program within their districts. It was requested to have a sample resolution sent to all the boards following the meeting, urging the Governor and Legislature to maintain funding for the program.

Contact information for an engineering company that offers HVAC information and training to board members:

Corey B. Metzger, PE
Resource Consulting Engineers, LLC
301 Alexander Avenue
Suite C
Ames, IA 50010
515-509-8905
corey.metzger@resourcece.com

Staff

Jonathan Pushman, Director, Governmental Relations
Cyndy Jahn, Esq., General Counsel
Raymond Pinney, Director, County Activities and Member Engagement
John Burns, Esq., Counsel
Christopher Jones, Legislative Advocate
Sharon Seyler, Legislative Advocate
Anette Airey, Administrative Assistant



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LEGISLATIVE COMMITTEE ROSTER **11-21-20**

State District	Name	Title	Board of Education
1	Michele Barbieri	Member	Upper Township (Cape May)
	Josephine Sharpe	Alternate	Wildwood City (Cape May)
2	Peter Castellano	Member	Egg Harbor Township (Atlantic)
	Kristy Bird	Alternate	Egg Harbor Township (Atlantic)
3	Carolyn Kegler	Member	Logan Township (Gloucester)
	Cheryl Potter	Alternate	Elk Township (Gloucester)
4	Vacancy	Member	
	John Shaw	Alternate	Winslow (Camden)
	Maryjo Dintino	Resource	Gloucester Township (Camden)
5	Vacancy	Member	
	Joseph Coldren	Alternate	Woodbury (Gloucester)
6	Joyce Miller	Member	Gibbsboro (Camden)
	Carol Matlack	Alternate	Cherry Hill (Camden)
7	Lester Holley	Member	Edgewater Park (Burlington)
	Sean Toner	Alternate	Palmyra (Burlington)
8	Thomas Maier	Member	Pemberton (Burlington)
	Vacancy	Alternate	
9	Kim Hanadel	Member	Pinelands (Ocean)
	Regina Discenza	Alternate	Lacey Township (Ocean)
10	Steve Shohfi	Member	Lavallette (Ocean)
	Michael Horgan	Alternate	Toms River (Ocean)
11	Bob English	Member	Eatontown (Monmouth)
	Dr. Paul Christopher	Alternate	West Long Branch (Monmouth)
12	Angela Reading	Member	Northern Burlington Reg. (Burlington)

	Tara Rivera	Alternate	Jackson (Ocean)
	Andrea Katz	Resource	Chesterfield (Burlington)
13	Melissa Mohr	Member	Henry Hudson (Monmouth)
	Matthew Kitchen	Alternate	Keansburg (Monmouth)
14	Elliott Stroul	Member	Jamesburg (Middlesex)
	Steven Riback	Alternate	Monroe (Middlesex)
15	Jo Ann Groeger	Member	Lawrence Township (Mercer)
	Deborah Linthorst	Alternate	Hopewell Township (Mercer)
16	Barry Nathanson	Member	South Brunswick (Middlesex)
	Jean Trujillo	Alternate	Hillsborough (Somerset)
	Arthur Robinson	Resource	South Brunswick (Middlesex)
17	Anthony Brooks	Member	North Brunswick (Middlesex)
	Dr. Tom Connors	Alternate	Piscataway (Middlesex)
18	Deborah Boyle	Member	South Plainfield (Middlesex)
	Anthony Razzano	Alternate	South River (Middlesex)
19	Daniel Harris	Member	Woodbridge (Middlesex)
	Lynn Kasics	Alternate	South Amboy (Middlesex)
20	Delia Ware Tibbs	Member	Roselle (Union)
	Vacancy	Alternate	
21	William Hulse	Member	Cranford (Union)
	Robin McKeon	Alternate	Bernards Township (Somerset)
22	Deborah Bridges	Member	Rahway (Union)
	Sharon Schueler	Alternate	Middlesex Borough (Middlesex)
23	Teresa Kane	Member	Milford (Hunterdon)
	Lisa Marshall	Alternate	Warren Hills (Warren)
24	Robert Carlson	Member	Wallkill Valley Regional (Sussex)
	Bethany Summers	Alternate	North Warren (Warren)
25	Dino Cappello	Member	Denville (Morris)
	Michael Bertram	Alternate	Morris Hills Regional (Morris)
26	Alison Cogan	Member	Parsippany Troy (Morris)
	Nancy Helbourg	Alternate	Rockaway Township (Morris)
27	Elizabeth Baker	Member	South Orange-Maplewood (Essex)
	Pamela Chirls	Alternate	Livingston (Essex)

28	Jill Fischman	Member	Bloomfield (Essex)
	Vacancy	Alternate	
29	Nelson Barrera	Member	Belleville (Essex)
	Yambeli Gomez	Alternate	Newark (Essex)
30	Albert Miller	Member	Howell Township (Monmouth)
	Mary Rose Malley	Alternate	Howell Township (Monmouth)
31	Lorenzo Richardson	Member	Jersey City (Hudson)
	Vacancy	Alternate	
32	Christina Stefani-Rackow	Member	Edgewater (Bergen)
	Adam Parkinson	Alternate	West New York (Hudson)
33	Vacancy	Member	
	Vacancy	Alternate	
34	Judith Bassford	Member	Clifton (Passaic)
	Jessica De Koninck	Alternate	Montclair (Essex)
	Cameron B. Jones, Sr.	Resource	East Orange (Essex)
35	John Vander Molen	Member	Passaic Co. Manchester Reg. (Passaic)
	Anyelis Diaz	Alternate	Haledon (Passaic)
36	Jeanine Ferrara	Member	Little Ferry (Bergen)
	Michael Jacobs	Alternate	Ridgefield (Bergen)
	William Barnaskas	Resource	Bergen County Spc Svcs (Bergen)
37	Vacancy	Member	
	Paula Colbath	Alternate	Fort Lee (Bergen)
	Lauran Tuck	Resource	Fort Lee (Bergen)
38	John Walsh	Member	Oradell (Bergen)
	Joseph Steele	Alternate	New Milford (Bergen)
39	Charles Caraballo	Member	Bloomingtondale (Passaic)
	Jeffrey Pollack	Alternate	Dumont (Bergen)
	Kristen Santoro	Resource	Old Tappan (Bergen)
40	Catherine Kazan	Member	Wayne (Passaic)
	Mary Ellen Nye	Alternate	Ho-Ho-Kus (Bergen)



REPORT OF THE SCHOOL FINANCE COMMITTEE **Prepared for the Annual Delegate Assembly** **November 21, 2020**

CHARGE:

To solicit input from a cross-section of interested current and former board members on issues related to school finance and the fiscal implications of proposed legislative education reforms.

Members of the Committee were selected using the criteria of school District Factor Group (DFG) designation, district size, and geographical location of the district. A survey was then sent to a group of selected members to confirm their interest and indicate their availability for conference call and in-person meetings.

REPORT:

Since the June 2020 Delegate Assembly, the School Finance Committee attended a virtual informational presentation by Mr. Christopher Jones on May 21, 2020. The topic was an overview on the specifics of calculating school aid.

The Committee also met on September 15, 2020.

September 15, 2020 meeting **Opening Remarks**

Dr. Tom Connors, Chair, read the mission of the committee, which is to monitor the school funding laws in New Jersey that impact school districts, and study issues relating to school finance.

Mr. Jones stated in the spring the Governor agreed to extend the current fiscal year by three months, and reduce FY2021 to nine months. Also, the Governor announced on August 25 his proposal for the abbreviated nine-month FY2021 that will run from October 1, 2020-June 30, 2021. Districts that were scheduled to lose aid per the announced budget in February did not see further reduction; however, districts that were scheduled to see an increase did see that increase diminished. Mr. Jones stated the overall amount of state school aid will remain flat for FY2021 compared to FY2020. NJSBA submitted their written Budget testimony, and this is available on the Association's website.

Mr. Jones also stated that NJSBA has adopted a sample resolution for board of educations to urge the Governor and their legislators to maintain state funding of the School Based Youth Services Program, as under the governor's proposed budget, funding for this critical program would be cut by \$12 million.

Mr. Jones explained the state's original February budget proposal had two components: one was the reallocation of aid per S2, rightsizing districts and having their aid reflect what the student population was, and the infusion of more money. Due to the pandemic, the budget was re-evaluated and the infusion of money was eliminated, and reallocation of S2 monies remained. He also referenced Senator Ruiz's comments during the budget committee process that flat funding was, in fact, a cut in funding due to cost increases and the rate of inflation.

Discussion Items

Dr. Connors asked the committee members to question their BA's and see where their district sees themselves with FY2022 with their current state aid. Also discussed was revisiting and reinvigorating the effort on the bill the Governor vetoed at the beginning of the year, S-4289, that could have helped some school districts facing reductions in state aid to education. This would have allowed districts such as Hillsborough that are losing aid per S2 to make up the difference and go over cap to make up the difference when needed. Mr. Jones mentioned he has had recent conversations with Mr. Mark Magyar, Associate Executive Director of the Senate Majority Office and aide to Senator Sweeney, and will also reach out to a member of the Assembly who helped sponsor the bill. It was discussed to perhaps take some of the theoretical parts of the language from this bill into a budget language provision, and include districts that are facing a decline in aid, are also now facing unexpected costs due to Covid-19, creating the need for more immediate relief. Mr. Jones will inform the committee of Mr. Magyar's thoughts, and Ms. Trujillo will approach her Legislators. There was discussion on Bonding concerns, and what the borrowing plans may be. A Spotlight article posted the day of the meeting mentioned more specifics, and Mr. Pushman provided more information on this.

The Committee agreed the next meeting will be virtual due to the pandemic, and will convene a week after the December 5, 2020 Legislative Committee meeting.

School Finance Committee 2020-2021

Dr. Tom Connors, <i>Chair</i>	Piscataway	Middlesex
George Babula	Harmony	Warren
Judith Bassford	Clifton	Passaic
Deborah Boyle	South Plainfield	Middlesex
Daniel Harris	Woodbridge Township	Middlesex
Cathy Kazan	Wayne Township	Passaic
Joseph Steele	New Milford	Bergen
Jean Trujillo	Hillsborough	Somerset
Clara Williams	Teaneck	Bergen

Resource

Paula Colbath	Fort Lee	Bergen
Michael Horgan	Toms River	Ocean
Andrea Katz	Chesterfield	Burlington
Matthew Kitchen	Keansburg	Monmouth
Angela Reading	Northern Burlington Co.	Burlington
	Regional	

Staff

Jonathan Pushman	Director, Governmental Relations
Christopher Jones	Legislative Advocate
Anette Airey	Administrative Assistant



REPORT OF THE SPECIAL EDUCATION COMMITTEE

Irene LeFebvre, Chair

Prepared for the Semi-Annual Delegate Assembly

November 21, 2020

As Chair of the Special Education Committee, I would like to report on the Special Education Committee's activities since the June 27, 2020 Delegate Assembly.

CHARGE:

The Special Education Committee shall prepare and present appropriate testimony on special education issues affecting the delivery of special education services to children in New Jersey and in support of Association policies. The Committee shall report periodically to the Delegate Assembly and may recommend positions on special education issues for consideration by the Board of Directors.

MEETINGS:

The Special Education Committee met on August 12 and August 26, 2020. The agendas of those meetings included the topics and presentations outlined below.

“COVID-19 from the Parents Perspective” –The committee met with Peg Kinsell, Institutional Policy Director, SPAN Parent Advocacy Network. Ms. Kinsell shared with the committee the challenges that special education parents face during the pandemic. Some of the challenges include: ensuring the continuation of services during the pandemic and making sure that districts are clearly communicating with parents concerning how those services are provided.

A-4357 –NJSBA staff reviewed A-4357 with the committee. A-4357 would permit special education students and bilingual education students to repeat the prior year grade level during 2020-2021 school year upon parental request. Concerns were raised about whether or not the requirements of the bill comported with the requirements of the federal Individuals with Disabilities Education Act because the IDEA requires individualized determinations for each student. Additionally, there were concerns about who would be eligible for these services. Would a student who is now 21 and would not be eligible for services under the IDEA be eligible under this state bill? Concerns were also raised about whether or not this bill would create an unfunded mandate for districts. A-4357 was heard by the Assembly Education Committee but was not released by the committee to the full Assembly.

https://www.njleg.state.nj.us/2020/Bills/A4500/4357_I1.PDF

“COVID-19 and Approved Private Schools for Students with Disabilities”—The committee met with Gerard Thiers, Executive Director of ASAH, the association of approved private schools for students with disabilities and Ken Alter, Director of Deron Schools in Union and Montclair concerning the challenges of providing special education services during the pandemic. The presenters discussed the challenges of securing personal protective equipment particularly because the teachers and other staff may not be able to observe social distancing protocols at all times, given the nature of the services provided. Mr. Alter also spoke about the challenges of summer programs during the pandemic.

SPECIAL EDUCATION COMMITTEE MEMBERS 2020-21

Member Name

Irene LeFebvre, *Chair*
Cherie L. Adams
Rita Barone
Gerard Crisonino
Sheli Dansky
Lisa Marshall
Cathy A. Moncrief
Sharon Schueler
Eleanore Shaffer

District Name

Boonton Town Bd. of Ed
Belmar Bd. of Ed
Watchung Hills Regional Bd. of Ed
Berkeley Heights Bd. of Ed
River Edge Bd. of Ed
Warren Hills Regional Bd. of Ed
Lindenwold Bd. of Ed
Middlesex Borough Bd. of Ed
Hampton Twp. Bd. of Ed

Staff

John J. Burns, Esq.
Jonathan Pushman

Counsel
Director, Governmental Relations



New Jersey School Boards Association

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REPORT OF THE RESOLUTIONS SUBCOMMITTEE

by

Karen Cortellino
Vice President for Legislation/Resolutions

Prepared for the Semiannual Delegate Assembly
November 21, 2020

The Resolutions Subcommittee met Wednesday, October 14, 2020 via virtual Webex, to review the resolutions that will come before the Semiannual Delegate Assembly on November 21, 2020.

The Association received two resolutions from local boards of education for submission to the agenda for the Semiannual Delegate Assembly by the official cutoff date on September 17. One resolution was withdrawn by the sponsoring board (Oxford) because we have existing policy. Pursuant to Article V, Section 6, action taken by the Resolutions Subcommittee may be overridden upon a motion and simple majority vote. The motion to override must state specifically the remedy sought by the moving party. The motion to override shall not be subject to debate except that both the maker of the motion and the chair of the Resolutions subcommittee shall be given three minutes to address the delegates concerning the motion.

Enclosed is the resolution admitted to the Delegate Assembly agenda by the subcommittee.

Enclosures



New Jersey School Boards Association

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RESOLUTIONS SUBCOMMITTEE OF THE LEGISLATIVE COMMITTEE

JANUARY--DECEMBER 2020

CHAIR Karen Cortellino, NJSBA VP for Legislation/Resolutions

REGION A - MEMBERS

District 2	Peter Castellano,	Egg Harbor Twp. BOE (Atlantic)
District 6	Joyce Miller,	Gibbsboro BOE (Camden)
District 8	Thomas Maier,	Pemberton BOE (Burlington)
District 10	Steve Shohfi,	Lavalette BOE (Ocean)

REGION B - MEMBERS

District 11	Bob English,	Eatontown BOE (Monmouth)
District 15	Jo Ann Groeger,	Lawrence Twp. BOE (Mercer)
District 13	Melissa Mohr,	Henry Hudson BOE (Monmouth)
District 17	Dr Tom Connors,	Piscataway Township BOE (Middlesex)

REGION C - MEMBERS

District 22	Deborah Bridges,	Rahway BOE (Union)
District 24	Robert Carlson,	Wallkill Valley Regional BOE (Sussex)
District 26	Nancy Helbourg,	Rockaway Township (Morris)
District 30	Albert Miller,	Howell BOE (Monmouth)

REGION D - MEMBERS

District 34	Judith A. Bassford,	Clifton BOE (Passaic)
District 35	John Vander Molen,	Passaic Co-Manchester Reg. BOE (Passaic)
District 40	Catherine Kazan,	Wayne Twp. BOE (Bergen)
District 37	Clara Williams,	Teaneck BOE (Bergen)

REGION A - ALTERNATES

District 3	Carolyn Kegler,	Logan Twp. BOE (Gloucester)
District 4	John Shaw,	Winslow Twp. BOE (Camden)
District 7	Lester Holley,	Edgewater Park BOE (Burlington)
District 19	Kim Hanadel,	Pinelands Reg. BOE (Ocean)

REGION B - ALTERNATES

District 14	Elliott Stroul,	Jamesburg BOE (Middlesex)
District 14	Steven Riback,	Monroe BOE (Middlesex)
District 17	Anthony Brooks,	North Brunswick BOE (Middlesex)
District 19	Daniel Harris,	Woodbridge Twp. BOE (Middlesex)

REGION C – ALTERNATES

District 22	Sharon Schueler,	Middlesex Borough BOE (Middlesex)
District 25	Michael Bertram,	Morris Hills Regional BOE (Morris)
District 27	Elizabeth Baker,	South Orange-Maplewood BOE (Essex)
District 28	Jill Fischman,	Bloomfield BOE (Essex)

REGION D – ALTERNATES

District 34	Jessica De Koninck,	Montclair BOE (Essex)
District 38	John Walsh,	Oradell BOE (Bergen)
District 38	Joseph Steele,	New Milford BOE (Bergen)
District 40	May Ellen Nye	Ho-Ho-Kus BOE (Bergen)

EX-OFFICIO: **Michael McClure,** NJSBA President, Maple Shade BOE (Burlington)

STAFF: Cynthia J. Jahn, Esq., General Counsel **E-mail:** cjahn@njsba.org
 Cindy Harrison, Executive Assistant to General Counsel **E-mail:** charrison@njsba.org

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G:\DA\May 2020\Resolutions Subcommittee\CommitteeRoster

RESOLUTION NO. 1

SYNOPSIS

Resolution No. 1 from the Lodi Board of Education (Bergen County) proposes **new** policy language supporting the requirement that a board member with a term of office extending beyond the next election must resign the seat currently held before submitting a nominating petition to stand as a candidate for a for a seat different than the seat currently held by the member.

BACKGROUND

The Lodi Board of Education feels strongly about maintaining uniformity, integrity and fairness in the board member election process. As such, the board requests that NJSBA adopt policy language stating that a board member with a term of office extending beyond the next election must resign the seat currently held before submitting a nominating petition to become a candidate for a seat different than the seat currently held by the member. The Board believes the law has been clear on this matter, dating back to Kueken v. Guzman, 1990 S.L.D. 527. As such, the aforementioned policy language is proposed to ensure uniformity, integrity and fairness in the school board election process.

RELEVANT NJSBA POLICY

The NJSBA has no policy specifically on point with the requested resolution language. Policies tangentially related to the issue, which address board member terms of office, uniformity in school elections and vacancies, are included below for informational purposes.

File Code 9110 [In Part]:

Board Member Term of Office

A. The NJSBA believes that the current three-year term for board members should be maintained. While NJSBA recognizes the many problems engendered by rapidly changing membership, and appreciates the importance of having consistent school policy to allow educational and organizational initiatives a chance to work, it believes that extending the present term would have the overriding disadvantage of discouraging candidates for board office. [Authority: DA 5/76-CR (Competency), DA 11/98-SR, DA 11/03-ER(A)]

File Code 9112 [In Part]:

Uniformity in School Elections

A. The NJSBA believes that a uniform statewide system of school elections run by county election officials standardizes the election process, avoids confusion, and encourages voter

turnout. A collaborative relationship should exist between election officials and school officials. Interested groups at the statewide and county levels, including the New Jersey Association of Election Officials, should work collaboratively to promote procedures that foster the cost-efficiency of school elections and encourage voter turnout. [Authority: DA 5/01 CR - Committee on School Elections, 11/98-SR, DA 5/13-SR]

B. The NJSBA believes that election costs should be billed to school districts according to a standardized format that is uniform throughout the state, itemized in a clear, detailed manner, and designed to permit any school district to compare itemized costs per voter with any other school district in the state, with the goal of developing a statewide model for permissible charges. [Authority: DA 5/01 CR - Committee on School Elections, 11/98-SR, DA 5/03-SR, DA 5/08-SR, DA 5/13-SR, DA 5/18-SR]

File Code 9113:

Filling Board Vacancies

A. The NJSBA believes that vacancies should be filled by special elections only in the case of tie votes or the failure to elect due to improper election procedures;

B. The NJSBA believes that executive county superintendents should not be authorized to fill vacancies, except where the number of vacancies negates a quorum or the board fails to act within 65 days;

C. The NJSBA believes that local boards should have the authority to fill vacancies occurring for any other reason. Vacancies filled by either the executive county superintendent or the board would be on an interim basis only until the next annual school election.

D. The NJSBA believes that school boards should conduct public interviews of candidates for vacancies on board duties . [Authority: DA 12/80-8, BD 4/93, DA 11/98-SR, DA 11/03-SR, DA 5/08-SR, DA 5/18-SR]

E. The NJSBA believes that a vacancy in membership of a board of education of a limited purpose regional school district should be filled by majority vote of the board of education of the constituent district represented by the former board member. Where the constituent district has no board of education of its own, the consolidated district from which the students originate shall be authorized to fill the seat with a qualified member from the constituent community.
[Authority: DA 6/20-2]

DISCUSSION

The Lodi Board of Education, in the interest of conducting fair and consistent school board member elections, seeks the aforementioned language to be added to NJSBA's *Manual of Positions and Policies in Education*.

NJSBA's *Manual of Positions and Policies in Education* currently does not address Lodi's specific area of concern. However, the *Manual* does contain a number of policies [listed above], which promote the integrity of the school board election process and are consistent with the proposed language.

The proposed policy language is also consistent with statute at N.J.S.A. 18A:12-3, which states:

Each member of a board of education shall, before entering upon the duties of his office, take and subscribe:

(1) An oath that he possesses the qualifications of membership prescribed by law, including a specific declaration that he is not disqualified as a voter pursuant to R.S.19:4-1 and a specific declaration that he is not disqualified due to conviction of a crime or offense listed in N.J.S. 18A:12-1, and that he will faithfully discharge the duties of this office, and also

(2) The oath prescribed by R.S.41:1-3.”

Board members, upon taking their oath of office swear or affirm that they will discharge their duties for the term for which they were elected.

Additionally, pursuant to N.J.S.A. 19:60-6:

Accompanying the nominating petition and to be filed therewith, there shall be a certificate signed by the person endorsed in the petition stating that:

a. The person is qualified to be elected to the office for which the person is nominated, including a specific affirmation that the person is not disqualified as a voter pursuant to R.S.19:4-1 and that the person has not been convicted of a disqualifying crime pursuant to N.J.S. 18A:12-1;

b. The person consents to stand as a candidate for election; and

c. If elected, the person agrees to accept and qualify into that office.

These statutory provisions combined with the well settled law coming out of Kueken v. Guzman, 1990 S.L.D. 527 support the proposition that seated board members with more than a year remaining in their current term should resign that position if they wish to run for another seat seeking another three-year term. The intent of the holding in this case was to insure the integrity of the board election process and that the “electorate would not be deprived of a real choice, having been made aware, before it votes, of the composition of the board.” Additionally, the Commissioner was concerned that “to allow such activity would also frustrate the statutory scheme whereby one-third of the board stands for election each year.”

In sum, a board member agrees to accept and to qualify into that office for which he or she is elected. To not see that obligation through in order to seek a different seat and term activates the vacancy filling procedures, thus denying voters a full and fair election process.

STATEMENT OF REASONS

1. Current NJSBA policies recognize the need uniformity, integrity and fairness in the school member election process
2. Case law and statute support the language proposed by the Lodi Board of Education.
3. The language proposed by the Lodi Board of Education supports the uniformity, integrity and fairness of the electorate process and ensures that voters are not disenfranchised by board members seeking different seats thus requiring the filling of vacancies outside of the election process.

RECOMMENDATION

The Resolutions Subcommittee recommends approval of this resolution with the following resolved language which would create **new** policy language to be included in NJSBA's *Manual of Positions and Policies on Education*:

The NJSBA believes that a board member with a term of office extending beyond the next election should resign the seat currently held, before submitting a nominating petition to become a candidate for a board seat different than the seat currently held by the member.

NEW JERSEY SCHOOL BOARDS ASSOCIATION

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SEMIANNUAL DELEGATE ASSEMBLY
November 21, 2020

The following resolution was received from the
Lodi Board of Education (Bergen):

WHEREAS, In the Commissioner of Education Decision of Kueken v. Guzman, 1990 S.L.D. 527, the Commissioner of Education determined that a Board trustee with time remaining on the trustee's term of office must resign the seat currently held to submit a nominating petition to stand as a candidate for a new three-year term; and

WHEREAS, The Lodi Board of Education requests the issuance of a policy statement supportive of the Commissioner of Education Decision issued in Kueken v. Guzman, 1990 S.L.D. 527; and

WHEREAS, The Delegate Assembly is the official policymaking body of the New Jersey School Boards Association; and

WHEREAS, Education related policies resulting from prior Delegate Assembly and Board of Directors' actions are codified in the NJSBA Manual of Positions and Policies on Education; and now, therefore, be it

RESOLVED, That the Lodi Board of Education proposes the following new policy language for adoption by the Delegate Assembly and inclusion in the NJSBA Manual of Positions and Policies on Education as read;

The NJSBA supports the requirement that a board trustee with a term of office extending beyond the next election must resign the seat currently held by the trustee before submitting a nominating petition to stand as a candidate for a new seat with a longer term of office.

RESOLVED, That this resolution be placed on the agenda for consideration at the November 21, 2020 Delegate Assembly.

Adopted at a regular meeting of the
Lodi Board of Education
on September 16, 2020

James Sekelsky
Board Secretary

The Delegate Assembly is the policymaking body of the New Jersey School Boards Association. These materials are submitted for consideration by the delegates at the Semi-Annual Meeting on November 21, 2020.



New Jersey School Boards Association

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This book was bound and printed in-house by the staff of NJSBA.