

**THE PUBLIC SCHOOLS
METUCHEN, NEW JERSEY**

Special Business Meeting Agenda

of the Metuchen Board of Education

Thursday, February 21, 2008

VI. Meeting Open to the Public

VII. Recommendations of the Superintendent of Schools

A. PERSONNEL

Personnel items will be posted upon action by the Board of Education.

B. FINANCE

1. Preliminary Budget Resolution

BE IT RESOLVED to approve the preliminary school district budget for the FY 2008-09 School Year.

	Appropriations	Local Tax Levy
Total General Fund	\$29,508,194	\$27,170,726
Total Special Revenue Fund	\$944,551	n/a
Total Debt Service Fund	\$2,733,708	\$2,424,708

2. Resolution – Travel

Move approval for Michael Harvier to attend the New Jersey Association of School Business Administrators (NJASBO) workshop “Preparing For Your Public Hearing/Calculating Your State Aid on February 27, 2008 at a cost not to exceed \$100.

3. Approval of Contract

Move to approve a contract with EJK Educational Consulting to provide per diem psychological services at the following rates:

School Consultation and Assessments

Psychological Assessment	\$350
Per diem rate	\$350

4. Resolution -- Travel

Move approval of the following certificated staff members to attend conferences approved by FFPI, as shown on the *attached list*.

**5. RESOLUTION TERMINATING PHASE I FIELD IMPROVEMENTS
CONTRACT AND CHANGE ORDER.**

Whereas, A. Juliano & Sons Contracting, Inc. (“Contractor”) entered into a contract with the Metuchen Board of Education (“Owner”) dated July 14, 2005 for the construction of Phase I Field Improvements (the “Contract”);

Whereas, within the period of the maintenance bond delivered by Contractor it was determined that the Phase I practice field (“Practice Field”) was not functioning to the project expectations because of the inability of rainwater to vertically infiltrate, the failure of surface runoff to migrate to drainage collection systems, and the ponding on the uneven field surface;

Whereas, extensive testing and professional investigation revealed that the aforesaid conditions were due to the defective materials and workmanship of Contractor and the failure of Contractor to construct the Practice Field to design specifications;

Whereas, Contractor and Owner entered into Change Order #4 dated November 13, 2007 (“CO4”) to undertake corrective work itemized in CO4 at no additional cost to Owner and to undertake related Added Value Improvements for \$97,820;

Whereas, Contractor has been unable to commence the CO4 work because of the inability of Contractor to maintain insurance coverage required by Article 11 of the General Conditions and Supplementary General Conditions which require that no work shall be performed until evidence of the specified insurance is delivered to and approved by Owner;

Whereas, as required by Article 14.2.2 of the General Conditions Owner has delivered seven days’ written notice of default to Contractor and to Colonial Surety Company, Contractor’s surety (“Colonial”), and Contractor has failed to deliver the required insurance certificates and Contractor continues to be unable to commence the CO4 work;

NOW THEREFORE, It is Resolved that:

1. Owner hereby terminates the Contract and the November 13, 2007 Change Order and directs that notice of termination be immediately delivered to Contractor and Colonial, reserving all other remedies and claims Owner may have against Contractor; and
2. Written demand shall be delivered to Colonial that under the Performance and Maintenance Bonds delivered by Colonial it undertake and complete the CO4 work.

C. Policy

1. 2008-09 School Calendar

Move to approve the 2008-2009 school year calendar.

2. Voting Hours for the 2007 School Board Election

Move establishment of voting hours for the annual School Election at 2:00 p.m. to 9:00 p.m. on April 15, 2008.

3. Establishment of Date, Time, and Place for Drawing for Position of Candidates' Names

Move that the drawing of candidates' names for ballot position for the annual School Board election on April 15, 2008 shall take place at the regular meeting place of the Board of education:

Place:	Metuchen High school
Date:	Wednesday, March 5, 2008
Time:	3:30 p.m.

VIII. Meeting Open to Public

IX. Announcements

X. Adjournment

XI. Reading of Sunshine Statement if necessary.