

SOUTH BRUNSWICK TOWNSHIP PUBLIC SCHOOLS
P. O. Box 181
Monmouth Junction, New Jersey

Minutes of the Board Meeting of November 7, 2016

The South Brunswick Township Board of Education met on Monday, November 7, 2016 in the Auditorium at Crossroads North School. The meeting was chaired by President Dr. Stephen F. Parker.

MEMBERS PRESENT: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

MEMBERS ABSENT: None

CALLED TO ORDER AND SALUTE FLAG - Dr. Parker called the meeting to order at 7:00 pm and asked the audience to stand for the pledge of allegiance.

STATEMENT OF ADVANCE NOTICE - Dr. Parker read a statement in compliance with the Open Public Meetings Act.

Dr. Parker acknowledged the passing of former Board Member Gail Barcelo.

APPROVAL OF AGENDA - There was a motion by Mr. Delgado, seconded by Mr. Boyle to approve the agenda for November 7, 2016:

Yes: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

No: None

Abstentions: None

REPORT OF THE STUDENT REPRESENTATIVE - Sara Rubiano

Activities

- Support Our Troops will take place tomorrow, November 8th. Students are encouraged to wear red, white, and blue tomorrow.
 - Project Adventure is hosting *No Shave November* to raise awareness about men's health.

Minutes of the Board Meeting of November 7, 2016

- The sophomore class council is selling pies from Griggstown Farms for the holidays.
- The junior class is selling candles from the Midnight Candle Light Company. 10 oz candles are \$14 and 22 oz. candles are \$24.
- The class councils and student council are selling Pura Vida bracelets in different colors. All proceeds are given to support these talented crafters and sell for \$5.
- The Wish Club hosted a movie night this past Friday. The club showcased *Still Alice* to raise awareness about dementia.
- FBLA is preparing for its World Prematurity Awareness Day on November 17th.

Guidance:

- On November 16th, a representative from the Higher Education Student Assistance Authority Program will come to South Brunswick High School and answer any questions regarding financial aid.

Performing Arts:

- The Marching Band won their competition in East Brunswick with a score of 96.6 this past weekend. They received an award for best visual, best ensemble, best color guard, and percussion.
- The Marching Band will return to the MetLife Stadium this Saturday for their National Championships. The band seeded first for championships this afternoon.
- Tickets for the US Army Band performance are still being sold. For any further questions, please contact Ms. Virginia Kraft.

Athletics:

- The Football Team will go to the State playoffs Friday, November 11th against Freehold.
- The girls and boys Cross Country team placed 4th place at the Sectionals this past weekend and will go to the group for State Championships.
- Swimming and Ice Hockey practice are underway.
- The Bowling Team practice will start on November 15th.
- Basketball, Wrestling, and Track practice will begin on November 21st.
- The Viking 5K was a success and over 275 runners participated.

Minutes of the Board Meeting of November 7, 2016

REPORT OF THE INTERIM SUPERINTENDENT - Dr. Gary McCartney

- Election Day is tomorrow, November 8th; the district has five polling places at Indian Fields Main Campus, Constable, Brunswick Acres, Crossroads South and South Brunswick High School.
- Schools will be closed on Thursday, November 10th and November 11th for New Jersey Education Association conferences.
- American Education Week is designated for the week of November 13th through November 19th.
- The next scheduled Parent Academy is November 17th at Crossroads North Middle School from 7:00 pm to 8:30 pm, entitled *A Current Conversation about HIB, the Anti-Bullying Law*. Childcare will be provided for children over three years of age.
- The annual Statement of Assurance for QSAC is on the agenda for approval. The district is in compliance with all State Mandates at a passing rate of 98%.

PUBLIC HEARING ON THE FINAL ADOPTION OF BOND ORDINANCE

Dr. Parker announced the Board will be conducting a public hearing on the final adoption of the Bond Ordinance which was introduced on October 24, 2016.

Thaddeus Thompson, School Business Administrator discussed the Energy Savings Improvement Program (ESIP) and the funding of the program through the sale of bonds.

The ESIP will allow the school district to install energy conservation equipment in its school buildings. In order to move forward with the funding of these projects, an independent third party reviewer DLB hired by the district must validate the projected savings of the plan. The plan also needs to be sent to the Board of Public Utilities (BPU) for review. All of which has been completed.

In order to issue the bonds the board must introduce the refunding bond ordinance for a first reading (introduced on October 24, 2016), conduct a public hearing (November 7, 2016) and adopt the ordinance (Item A. 1.3) after the public hearing is conducted. The board will also need to adopt additional resolutions (A. 1.1,1.2,1.4,1.5 and 1.6) related the ESIP.

Once adopted by the board the bond ordinance must be approved by the Local Finance board, the meeting is scheduled for Wednesday, November 9th.

Andrea Kahn, McManimon, Scotland & Baumann, LLC, Robbi Acampora of Phoenix Advisors and Josh Costell of DCO Energy were all in attendance to address comments by the board and the public.

Dr. Parker opened the floor to public comments in regards to the Bond Ordinance.

Minutes of the Board Meeting of November 7, 2016

PUBLIC COMMENTS BOND ORDINANCE – There were no comments from the public in regards to the Bond Ordinance.

Dr. Parker closed the portion of the public comments and public hearing in connection with the Bond Ordinance.

A. APPROVE ENERGY SAVINGS REFUNDING BOND ORDINANCE and OTHER RESOLUTIONS RELATED TO THE ENERGY SAVINGS IMPROVEMENT PROGRAM – There was a motion by Mr. Delgado, seconded by Mr. Boyle to approve the Bond Ordinance and other Resolutions related to the Energy Savings Improvement Program:

AYES: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

NAYS: None

1.1 Approve Resolution for Energy Savings Plan – That the Board of Education hereby approves the resolution in the following form hereto adopting the Energy Savings Plan:

Mr. Delgado introduced and moved the adoption of the following resolution and Mr. Boyle seconded the motion.

WHEREAS, this Board of Education hired Concord Engineering Group to perform energy audits of its school facilities in accordance with the Board of Public Utilities Local Government Energy Audit Grant Program and thereafter determined to consider the adoption and implementation of an energy savings improvement program pursuant to N.J.S.A. 18A:18A-4.6 and to seek the assistance of an energy services company through competitive contracting pursuant to N.J.S.A. 18A:18A-4.6(b)(1) and N.J.S.A. 18A:18A-4.1 *et seq.* for assistance with the development and implementation of an energy savings plan; and

WHEREAS, this Board of Education advertised on September 16, 2015 for receipt proposals by November 17, 2015 through competitive contracting in accordance with N.J.S.A. 18A:18A-4.1 *et seq.* to select an Energy Services Company in order to prepare an energy savings plan with the intent to later enter into a contract to implement energy conservation measures selected by the Board of Education and described in the plan; and

Minutes of the Board Meeting of November 7, 2016

WHEREAS, after receipt and review of proposals this Board of Education selected DCO Energy as its Energy Services Company to assist the Board of Education with its energy savings program in accordance with the requirements of the competitive contracting process set forth in N.J.S.A. 18A:18A-4.1 *et seq.*; and

WHEREAS, DCO Energy has worked with the representatives of the Board of Education to develop an energy savings plan and has presented the proposed plan to this Board of Education; and

WHEREAS, this Board of Education hired DLB Engineering, a qualified independent third party, to verify that the projected energy savings to be realized from the proposed program has been calculated as required by law, DLB Engineering has issued its report to this effect, the report and proposed plan were submitted to BPU for review and BPU has approved the proposed plan; and

WHEREAS, after reviewing the proposed plan, this Board of Education has determined that the energy savings generated from reduced energy use from the Energy Conservation Measures set forth in the Energy Savings Plan will be sufficient to cover the cost of the program's Energy Conservation Measures and that it is in the best interest of the School District to approve, adopt and implement the Energy Savings Plan for the School District pursuant to N.J.S.A. 18A:18A-4.6; now therefore,

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY AS FOLLOWS:

Section 1. The Energy Savings Plan submitted by DCO Energy and developed with the professional staff of this Board of Education, to be dated this date or as otherwise determined by the Board of Education (the "Energy Savings Plan"), is hereby approved and adopted as the Energy Savings Plan of this School District.

Section 2. The Business Administrator/Board Secretary is hereby directed to arrange to have the Energy Savings Plan submitted to the Board of Public Utilities for posting on its web site and shall post the Energy Savings Plan on this School District's Website in accordance with N.J.S.A. 18AS:18A-

Minutes of the Board Meeting of November 7, 2016

4.6(c)(3). Additional action of this Board of Education will be required for approval of a contract with DCO Energy for implementation of the Energy Savings Plan or parts of it and the energy conservation measures to be undertaken and approval of a guaranty offered by DCO Energy.

Section 3. This resolution will take effect immediately.

The foregoing resolution was adopted by the following vote.

AYES: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

NAYS: None

1.2. Approve Bond Ordinance on Final Adoption – That the Board of Education hereby approves on second reading the final adoption of the Energy Savings Obligation Refunding Bond Ordinance in the following form hereto authorizing the financing of the Energy Savings Plan:

SCHOOL ENERGY SAVINGS OBLIGATION REFUNDING BOND ORDINANCE OF THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY, PROVIDING FOR ENERGY CONSERVATION IMPROVEMENTS, APPROPRIATING NOT TO EXCEED \$23,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$23,300,000 ENERGY SAVINGS OBLIGATION REFUNDING BONDS TO PROVIDE FOR SUCH IMPROVEMENTS.

WHEREAS the Board of Education of the Township of South Brunswick in the County of Middlesex, New Jersey (the “Board of Education” or the “School District”) decided to investigate implementation of an energy savings improvement program and hired the firm of Concord Engineering (“Concord”) to conduct energy audits of the school district facilities, and Concord conducted the audits and delivered to this Board of Education Energy Audit Reports; and

WHEREAS the Board of Education determined to utilize competitive contracting pursuant to N.J.S.A. 18A:18A-4.1 *et seq.* for the selection of an energy savings company (“ESCO”) to assist the district with the development and implementation of an energy savings plan; and

Minutes of the Board Meeting of November 7, 2016

WHEREAS the Board hired DCO Energy to serve as its ESCO in accordance with the competitive contracting process, and DCO Energy has worked with the Board to develop an energy savings plan; and

WHEREAS this Board of Education hired DLB Associates to verify the energy savings to be realized through the energy savings plan, and DLB Associates issued a report, verifying the savings; and

WHEREAS the Energy Savings Plan and verification report were submitted to the Board of Public Utilities Office of Clean Energy (the "BPU") for their review; and BPU reviewed and approved the plan; and

WHEREAS by resolution adopted on November 7, 2016* [subject to change on final adoption], this Board of Education approved the energy savings plan, and the energy savings plan was posted on the Board of Education's website and submitted to the Board of Public Utilities for posting on its website; and

WHEREAS the Board of Education has determined that the energy savings generated from reduced energy use from the program will be sufficient to cover the cost of the program's energy conservation measures set forth in the energy savings plan, and, therefore, has determined to implement the plan pursuant to N.J.S.A. 18A:18A-4.6 and to finance the program through the issuance of energy savings obligations authorized as refunding bonds pursuant to N.J.S.A. 18A:18A-4.6(c)(3) and 18A:24-61.1 *et seq.*, now therefore,

BE IT ORDAINED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:**

Section 1. The School District is hereby authorized to provide for energy conservation measures described in its approved energy savings plan and related work.

Minutes of the Board Meeting of November 7, 2016

Section 2. In order to finance the cost of the improvements described in Section 1 hereof, negotiable school energy savings obligation refunding bonds (the "Bonds") are hereby authorized to be issued, in one or more series, in the aggregate principal amount not to exceed \$23,300,000 pursuant to N.J.S.A. 18A:18A-4.6 (c)(3) and N.J.S.A. 18A:24-61.1 *et seq.*

Section 3. An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under N.J.S.A. 18A:24-61.4 has been included in the aggregate principal amount of Bonds authorized herein.

Section 4. A supplemental debt statement has been prepared and filed in the offices of the Township Clerk and the Business Administrator/Board Secretary and in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey as required by law. Such statement shows that the gross debt of the Township as defined in the Local Bond Law and the school debt of the School District is increased by the amount of the Bond authorization set forth herein.

Section 5. A certified copy of this school energy savings obligation refunding bond ordinance as adopted on first reading has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Business Administrator/Board Secretary or the Board President of the School District as to the indebtedness to be financed by the issuance of the obligations authorized herein.

Section 6. The Board President, the Superintendent, the Business Administrator/Board Secretary and other appropriate representatives of the School District are hereby authorized to prepare such documents, to publish such notices and to take such other actions as are necessary or desirable to enable the School District to prepare for the sale and the issuance of the Bonds authorized herein.

Minutes of the Board Meeting of November 7, 2016

Section 7. This bond ordinance shall take effect immediately after final adoption and endorsement of the consent of the Local Finance Board upon a certified copy of this ordinance as finally adopted.

AYES: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

NAYS: None

1.3 Approve Form and Sale Resolution – That the Board of Education hereby approves a resolution authorizing the following form of the energy savings obligation refunding bonds, the sale of the bonds to RBC Capital Markets Group as the underwriter and the details of the sale in the form hereto:

Mr. Delgado introduced and moved the adoption of the following resolution and Mr. Boyle seconded the motion.

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$23,300,000 PRINCIPAL AMOUNT OF SCHOOL ENERGY SAVING OBLIGATION REFUNDING BONDS OF THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY AND PROVIDING FOR THE SALE AND THE DELIVERY OF SUCH BONDS

BE IT RESOLVED BY THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The Board of Education of the Township of South Brunswick in the County of Middlesex, New Jersey (referred herein as the “Board of Education” or “Board”) hereby authorizes the sale, in one or more series, of an amount not to exceed \$23,300,000 School Energy Saving Obligation Refunding Bonds (the “Bonds”) by virtue of its final adoption by a two-thirds majority of its full membership on November 7, 2016 of a bond ordinance entitled, “School Energy Savings Obligation Refunding Bond Ordinance of The Board of Education of the Township of South Brunswick in the

Minutes of the Board Meeting of November 7, 2016

County of Middlesex, New Jersey, Providing for Energy Conservation Improvements, Appropriating Not to Exceed \$23,300,000 Therefor and Authorizing the Issuance of Not to Exceed \$23,300,000 Energy Savings Obligation Refunding Bonds to Provide for Such Improvements.”

Section 2. The Bonds are hereby authorized to be sold to RBC Capital Markets, LLC (the “Underwriter”) in accordance with the purchase contract to be entered into by and between the Underwriter and the Board (the “Purchase Contract”) pursuant to this resolution. The purchase price for the Bonds shall be as set forth in the Purchase Contract, plus unpaid accrued interest, if any, from the dated date of the Bonds to, but not including, the delivery date of the Bonds. The Board President, Superintendent and/or Business Administrator/Board Secretary is hereby authorized to enter into the Purchase Contract on behalf of the Board with the Underwriter in a form satisfactory to McManimon, Scotland & Baumann, LLC, bond counsel for the Board (“Bond Counsel”) for the sale of the Bonds to the Underwriter in accordance with the provisions of this resolution and otherwise in accordance with and subject to approval of the refunding bond ordinance by the Local Finance Board. The signature of the Board President, Superintendent or Business Administrator/Board Secretary on the Purchase Contract shall be conclusively presumed to evidence any necessary approvals.

Section 3. The Bonds are being issued to provide for the energy savings improvements described in the school district’s Energy Savings Plan approved by the Board of Education on November 7, 2016.

Section 4. The Bonds shall be issued in accordance with the terms and the conditions set forth in the Purchase Contract within the parameters set forth herein:

(A) The Bonds shall be issued in a par amount determined to be necessary to pay costs of issuance and to provide for the energy savings improvements, all in accordance with the Local Finance Board approval;

(B) The Bonds shall be dated such date as established in the Purchase Contract;

Minutes of the Board Meeting of November 7, 2016

(C) The Bonds shall mature in the principal amounts on or about August 1 of each year, commencing on or about August 1, 2018 and thereafter or as otherwise set forth in the Purchase Contract and shall bear interest at interest rates per annum on the unpaid principal balance on each February 1 and August 1 until maturity or earlier redemption, commencing on or about August 1, 2017 or as otherwise set forth in the Purchase Contract;

(D) The Bonds shall be issued in the form of one bond for each maturity;

(E) The Bonds shall be numbered consecutively from R-1 upward and shall mature in such principal amounts with such mandatory call features and with such mandatory sinking fund payments as set forth below and as determined in the Purchase Contract;

(F) The Bonds may be subject to optional redemption or not as set forth in the Purchase Contract;

(G) Depending on market conditions and other factors, including execution of a power purchase agreement for a solar panel, at the time of the sale, the Bonds may be issued in one or more series as determined by the Business Administrator/Board Secretary, in consultation with Bond Counsel and with Phoenix Advisors, LLC, financial advisor for the Board (the "Financial Advisor").

Section 5. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Board to conform the Bonds to the requirements of the Purchase Contract.

**SAMPLE BOND FORM FOR INFORMATION
ONLY – DO NOT COMPLETE**

REGISTERED
NUMBER R- ____

REGISTERED
\$ _____

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

THE BOARD OF EDUCATION
OF THE TOWNSHIP OF SOUTH BRUNSWICK

Minutes of the Board Meeting of November 7, 2016

IN THE COUNTY OF MIDDLESEX

SCHOOL ENERGY SAVING OBLIGATION REFUNDING BOND

DATED DATE	MATURITY DATE:	RATE OF INTEREST PER ANNUM:	CUSIP:
<u> </u> / <u> </u> / <u>20</u> <u> </u>	08/01/20 <u> </u>	<u> </u> %	<u> </u> <u> </u>

THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, New Jersey (the "Board of Education") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the Maturity Date specified above, the principal sum of _____ DOLLARS (\$ _____) and to pay interest on such sum from the Dated Date set forth above at the Rate of Interest Per Annum specified above semiannually on the first days of April and October in each year until maturity [or earlier redemption] commencing on August 1, 2017. Interest on this bond will be paid to the Securities Depository by the Board of Education and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the March 15 and September 15 next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the Board of Education, will be paid to the Securities Depository by the Board of Education and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual Underwriters.

[The bonds of this issue maturing prior to _____, 20__ are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after _____, 20__ are redeemable at the option of the Board of Education in whole or in part on any date on or after _____, 20__ upon notice as required herein at par, plus in each case unpaid accrued interest to the date fixed for redemption.

Notice of redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than thirty (30) days, nor more than sixty (60) days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Board of Education or a duly appointed Bond Registrar. Any failure of the Securities Depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any notice of redemption shall not affect the validity of the redemption proceedings. If the Board of Education determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Board of Education. The bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

Minutes of the Board Meeting of November 7, 2016

If notice of redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the redemption price, together with unpaid accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption. Payment shall be made upon surrender of the bonds redeemed.]

This bond is one of an authorized issue of bonds and is issued pursuant to Title 18A, Education, Chapter 24, of the New Jersey Statutes and the refunding bond ordinance finally adopted by the Board of Education on November 7, 2016, in all respects duly approved. Payment of this obligation is secured under the provisions of the New Jersey School Bond Reserve Act, P.L. 1980, c. 72, approved July 16, 1980, as amended by P.L. 2003, c.118, approved July 1, 2003, in accordance with which an amount equal to 1% of the aggregate outstanding bonded indebtedness (but not to exceed the moneys available in the fund) of New Jersey counties, municipalities and school districts for school purposes as of September 15 of each year, is held within the State Fund for the Support of Free Public Schools as a school bond reserve pledged by law to secure payments of principal and interest due on such bonds in the event of the inability of the issuer to make payment.

The full faith and credit of the Board of Education are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Board of Education, is within every debt and other limit prescribed by such constitution or statutes.

IN WITNESS WHEREOF, THE BOARD OF EDUCATION OF THE TOWNSHIP OF SOUTH BRUNSWICK IN THE COUNTY OF MIDDLESEX, NEW JERSEY has caused this bond to be executed in its name by the manual or facsimile signature of its President, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Secretary, and this bond to be dated the Dated Date as specified above.

THE BOARD OF EDUCATION OF THE TOWNSHIP OF
SOUTH BRUNSWICK IN THE COUNTY OF
MIDDLESEX, NEW JERSEY

[SEAL]

ATTEST:

By: _____ (Facsimile)
President

By: _____
Secretary

[END OF SAMPLE BOND FORM]

Minutes of the Board Meeting of November 7, 2016

Section 6. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the Board's Bond Counsel, complete except for omission of its date. The Business Administrator/Board Secretary is hereby authorized and directed to file a signed duplicate of such written opinion in the Business Administrator/Board Secretary's office. Alternatively, each Bond may be accompanied by the *signed legal opinion or copy thereof*.

Section 7. The Board's Bond Counsel and Financial Advisor are authorized to arrange for the printing of the Bonds. The proper officials of the Board are hereby authorized and directed to execute the Bonds and to deliver them to the Underwriter in exchange for payment, including accrued interest from their date to the date of delivery, if any.

Section 8. The Business Administrator/Board Secretary is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York as may be necessary in order to provide that the Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 9. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Bonds or is removed by the Board of Education and if no successor securities depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to registered bonds (the "Registered Bonds") in denominations of \$5,000, or any integral multiple thereof, except that an amount maturing in any one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 will be in denominations of \$1,000, or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of such Registered Bonds. The Board shall be obligated to provide for the execution and delivery of the Registered Bonds in certificate form.

Minutes of the Board Meeting of November 7, 2016

Section 10. The Board hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986 (the "Code") in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, and that it will refrain from taking any action that would adversely affect the tax exemption of the Bonds under the Code.

The Board authorizes the Business Administrator/Board Secretary to act and determine on behalf of the Board whether the Bonds will be designated as "bank qualified" within the meaning of Section 265 of the Code.

Section 11. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the Board of Education shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to February 1 of each year, beginning February 1, 2017, electronically to the Municipal Securities Rulemaking Board's Electronic Municipal Market Access ("EMMA") system or such other repository designated by the SEC to be an authorized repository for filing secondary market disclosure information, if any, annual financial information with respect to the Board of Education consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Board of Education and certain financial information and operating data consisting of (1) Board of Education and overlapping indebtedness including a schedule of outstanding debt issued by the Board of Education; (2) property valuation information; and (3) tax rate, levy and collection data.

Minutes of the Board Meeting of November 7, 2016

The audited financial statements will be prepared in accordance with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law;

(b) if any of the following material events occur regarding the Bonds, a timely notice not in excess of ten business days after the occurrence of the event sent to EMMA:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) *Unscheduled draws on debt service reserves reflecting financial difficulties;*
- (4) *Unscheduled draws on credit enhancements reflecting financial difficulties;*
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the obligated person;
- (13) The consummation of a merger, consolidation, or acquisition involving an obligated person or the sale of all or substantially all of the assets of the obligated person, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

For the purposes of the event identified in subparagraph (12) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for an obligated person in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the obligated person, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of

Minutes of the Board Meeting of November 7, 2016

reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the obligated person.

Notice of failure of the Board of Education to provide required annual financial information on or before the date specified in this resolution shall be sent in a timely manner to EMMA.

If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provision of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

The Business Administrator/Board Secretary shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Board of Education prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

In the event that the Board of Education fails to comply with the Rule requirements or the written contracts or undertakings specified in this resolution, the Board of Education shall not be liable for monetary damages, remedy being hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 12. If the Financial Advisor believes that a public offering rather than a private placement is the more cost effective way to finance, the Board hereby approves the preparation and the distribution of the Preliminary Official Statement in the form to be approved by the Business Administrator/Board Secretary. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Board by the Business Administrator/Board Secretary. The Preliminary Official Statement shall be prepared in final form in connection with the issuance of the Bonds, and the Business

Minutes of the Board Meeting of November 7, 2016

Administrator/Board Secretary is authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Final Official Statements shall be delivered to the Underwriter within the earliest of seven business days following the sale of the Bonds or to accompany the Underwriter's confirmations that request payment for the Bonds.

Section 13. The Business Administrator/Board Secretary, with the advice of the Board's Financial Advisor and Bond Counsel, is authorized to arrange for bond insurance if advantageous based on the advice of the Financial Advisor to be provided at a premium not to exceed 75 basis points of the amount of principal and interest payable in order to obtain the best possible rates and the most cost effective financing and is authorized to take all steps on behalf of the Board necessary to do so.

Section 14. The Business Administrator/Board Secretary, with the advice of the Board's Bond Counsel, shall arrange for paying agent services or redemption agent services with a banking institution if any portion of the Bonds are term bonds requiring a sinking fund.

Section 15. The Business Administrator/Board Secretary is also authorized to pay the costs of issuance at or after the time of closing to the various participants regarding the sale and issuance of the bonds based upon the recommendation of the Board's Financial Advisor and Bond Counsel to pay such costs.

Section 16. The Business Administrator/Board Secretary shall take all steps necessary to invest the proceeds of the refunding bonds until application to project costs with the advice of the Financial Advisor.

Section 17. The Board President, Superintendent, Business Administrator/Board Secretary and other appropriate representatives of the Board are hereby authorized to take all steps necessary to provide for the issuance of the Bonds, including preparing and executing such agreements and documents on behalf of the Board and taking all steps necessary or desirable to implement the

Minutes of the Board Meeting of November 7, 2016

requirements of this resolution, such agreements, and documents as may be necessary and appropriate and the transactions contemplated thereby.

Section 18. This resolution shall take effect immediately upon approval of the refunding bond ordinance by the Local Finance Board.

The foregoing resolution was adopted by the following vote:

AYES: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

NAYS: None

1.4 Approve DCO Energy Contract in a Form Acceptable to Counsel – That the Board of Education hereby approves a contract with DCO Energy for a price not to exceed 23.80% of hard costs of the Energy Savings Improvement Program Projects, to provide and install the energy conservation measures described in the School District’s Energy Savings Plan approved November 7, 2016, in a form approved by Counsel and subject to availability of funding: the Board President, Superintendent and/or the Business Administrator/Board Secretary are authorized to execute such contract on behalf of the Board of Education; and the signatures thereon are conclusive proof of the required review and approval of the contract.

1.5 Approve ESCO Guaranty - The Board of Education hereby approves the energy savings guaranty offered by DCO Energy for the contract amount of .21% of the hard costs of the Energy Savings Improvement Program Projects required annually for the verification and measurement of the energy savings, subject to cancellation by the Board of Education, and the contract with DCO Energy approved by this Board of Education for the implementation of the Energy Savings Plan will include provisions for the guaranty.

1.6 Authorize Applications for LRFP Plan Amendment and Project Approvals - That the Board of Education hereby determines that (1) DCO Energy is authorized and delegated the responsibility to prepare the required plans and specifications for the Energy Conservation Measures to be undertaken for the implementation of the School District’s Energy Savings Plan, in consultation with and under the supervision of the Business Administrator/Board Secretary, who is hereby delegated the responsibility to work with the DCO Energy for this purpose on behalf of the Board, all in accordance with the requirements of N.J.S.A. 18A:18A-16; (2) the Board President, the Superintendent of Schools, the Business Administrator/Board Secretary, DCO Energy as the Energy Services Company or ESCO, McManimon, Scotland & Baumann, LLC as Special Counsel and other appropriate representatives of the Board (the

Minutes of the Board Meeting of November 7, 2016

“Board Representatives”) are hereby authorized to submit any required educational plans and the schematic plans for the Energy Conservation Measures to be installed in the School District’s facilities and undertaken in accordance with the School District’s Energy Savings Plan, together with such other information as may be required, to the State Department of Education for approval and to make application to the Commissioner of Education on behalf of the Board for approval of any required educational plans, the schematic plans and the Energy Savings Project and, if necessary, any required amendment to the long-range facilities plan, in accordance with the requirements of N.J.A.C. 6A:26-2.3, 2.1(f), 3.1 and 3.11, and (3) the Board Representatives are hereby further authorized and directed to submit the schematic plans and any other required information to the Planning Board and the Department of Environmental Protection for review and comment, if necessary and to apply for any required Construction Code approvals.

The foregoing resolution was adopted by the following vote:

AYES: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mrs. Azra Baig, Mr. Harry J. Delgado, Mr. Barry Nathanson, Mr. Deven M. Patel, Mr. Patrick Del Piano, Mr. Arthur Robinson and Mr. Peter St. Vincent

NAYS: None

PUBLIC COMMENTS –

Mrs. Joyce Mehta of Dayton commented on the low attendance at board meetings by parents and the decline in PTO Memberships at the Crossroads South and North Middle School.

Mr. Anil Patel also reiterated the comments of Mrs. Mehta about the lack of parent involvement.

LEAD TESTING UPDATE – Thaddeus Thompson

Mr. Thompson discussed the new regulations adopted by the State Board of Education requiring testing for lead in drinking water in New Jersey’s public schools. The regulations require testing for lead to be completed within one year of the adoption date. The district has reviewed the regulations and investigated options regarding the testing process and associated costs. Given the number of buildings, the time constraints, and the number of water sources (over 500) that require testing, quotes have been solicited from vendors to provide both consulting services and testing services.

After evaluating the quotes received it has been determined in the best interest of the district to accept a quote from Garden State Environmental, Inc. to complete the required documentation

Minutes of the Board Meeting of November 7, 2016

and testing judiciously. The cost for these services will not exceed \$28,000. The testing will begin at the high school during Thanksgiving break. The remaining buildings will be scheduled as soon as possible.

BOARD COMMITTEE REPORTS –

Mrs. Baig announced the South Brunswick Commission on Women’s walk for domestic violence was cancelled due to the weather but donations were still collected.

She also announced the South Brunswick Commission on Women is hosting their annual Women’s Leadership Conference on Saturday, March 25, 2017 at South Brunswick High School.

APPROVE ACTION ITEMS – There was a motion by Mr. Robinson, seconded by Mr. Delgado to approve the Action Items of September 12, 2016:

1 BUSINESS/BOARD

Administration recommends that the following items be approved:

A. APPROVAL - CONSENT AGENDA – November 7, 2016

2 BUSINESS/BOARD

Administration recommends that the following items be approved:

2.1 Approval of Expenditures - That the warrant list dated November 7, 2016 as certified by the Business Administrator/Board Secretary be approved. It is further certified that there are no overexpenditures in the major accounts: Current Expense, Capital Outlay and Debt Service and that the monthly Financial Status Report indicates that sufficient funds are available to meet the district’s financial obligations for the 2016 – 2017 fiscal year (N.J.A.C. 6:20-2.13).

Warrants dated:	November 7, 2016	\$1,361,879.76
-----------------	------------------	----------------

Total approved for payment	<u>\$1,361,879.76</u>
-----------------------------------	------------------------------

2.2 Accept Donations and Approved Revised Donations – That the Board of Education approve the following donations and approve a revised budget for the 2016 – 2017 school year:

- From Indian Fields PTO is donating an additional \$520.00 to the South Brunswick Board of Education for the purchase of additional Indian Fields agendas.

Minutes of the Board Meeting of November 7, 2016

- From Constable School PTO is donating \$149.00 to the South Brunswick Board of Education for the purchase a six month continuation subscription to Wevideo.

These donations will increase Miscellaneous Revenue by \$669.00 and the General Fund Appropriations by \$699.00.

2.3 Approve the New Jersey Quality Single Accountability Continuum (NJQSAC) Statement of Assurance – That the Board of Education approve the NJQSAC Statement of Assurance for the 2016 – 2017 school year.

2.4 Approve Acceptance of Funds – Non-Public – That the Board of Education approve the following funds from the New Jersey Department of Education for the 2016 – 2017 school year:

Non-Public Security Aid Entitlement

- Noor Ul-Iman School \$26,100
- St. Augustine School \$21,350

2.5 Approve Agreement for Lead Testing Consulting and Laboratory Services – That the Board of Education approve the attached Agreement between the South Brunswick Board of Education and Garden State Environmental, Incorporated to provide Lead Testing Consulting and Laboratory Services. Contract amount not to exceed \$28,000. Two quotes were received and Garden State Environmental, Incorporated was determined to be the least expensive and most responsive. Fees for additional services requested by the Board of Education will be mutually agreed upon prior to the commencement of any work.

2.6 Approve Purchases through ESCNJ Over the Bid Limit – That the Board of Education authorize the following purchase utilizing NJ State approved Co-Op #65 MCESCCPS #15/16-11 for CDWG of Vernon Hills, IL.

<u>Qty.</u>	<u>Item</u>	<u>Unit Cost</u>	<u>Total</u>
150	Epson PowerLite 955WH 3200 Lumens LCD Projector	\$620.00	\$93,000.00

2.7 Approve Student Field Trip Destinations – That the Board of Education approve the student field trip destinations as per the attached for the 2016 – 2017 school year.

2.8 Approve Harassment, Intimidation and Bullying Report – That the Board of Education approve the determinations and recommendations submitted by the Superintendent, through the date of this meeting, regarding the disciplinary consequences and/or remedial actions as required by the State of New Jersey under the Anti-Bullying Bill of Rights.

Minutes of the Board Meeting of November 7, 2016

2.9 Approve Resolution for Travel and Related Expense Reimbursement –

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

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

WHEREAS, a Board of Education may establish, for regular district business travel only as described in NJOMB Circular Letter 06-02, including amendments or revisions thereto, a threshold amount below which Board approval is not required; and

WHEREAS, travel and related expenses not in compliance with N.J.A.C. 6A:23B-1.1 et seq., but deemed by the Board of Education to be necessary and unavoidable are excluded from the requirements of N.J.A.C. 6A:23B-1.1 et seq.; and

THEREFORE, BE IT FURTHER RESOLVED, the Board of Education approves all travel not in compliance with N.J.A.C. 6A:23B-1.1 et seq. as being necessary and unavoidable as per noted on the attached Board of Education Approval of Travel and Related Expense Reimbursement Form; and

BE IT FURTHER RESOLVED, the Board of Education approves the travel and related expense reimbursements as listed on the attached Board of Education Approval of Travel and Related Expense Reimbursement Form.

2.10 Approve Shared Services Agreement – That the Board of Education approve the attached joint shared services agreement with the Central Jersey Program for Recruitment of Diverse Educators (“CJ PRIDE”) and the membership fee in the amount of \$50.00 for the 2016 – 2017 school year.

Minutes of the Board Meeting of November 7, 2016

3. **PERSONNEL** - Administration recommends that the following personnel items be approved:

3.1 **Accept Resignation** – That the Board of Education accept the following resignation on the dates indicated:

For the Purpose of Retirement

Name	Assignment	Location	Effective Date	Date of Resignation Letter
Christine Young	Bookkeeper II	Business Department	12/30/16	11/01/16

3.2 **Approve District Substitute Custodian** – That the Board of Education approve the following substitute custodian:

Name	Rate	Effective Date
Zachary Karas	\$13.00	10/28/16

3.3 **Approve Appointments** – That the Board of Education approve the following appointments:

A. - Non-Certificated

Name	Assignment	Location	Salary / Rate	Reason for Vacancy	Effective Date
Zachary Horensky	Cleaner	SBHS	\$30,648.00 (Step 1)	Vacant Budgeted Position	11/08/16

B. – Extracurricular – SBHS for the 2016 – 2017 school year

Name	Position	Stipend
Anthony Aschettino	Volunteer Athletic Aide - Football	\$0.00
Kimberly Greenberg	Junior State of America Advisor	\$1,540.00
Marquary Mayo	Assistant Coach - Baseball	\$5,541.00
Catherine Sisk	Special Olympics Bowling	\$680.00
Deanna Vivino	Special Olympics Bowling	\$680.00

C. Extracurricular – Crossroads – 2016 – 2017 school year

Name	Position	Stipend
Michael Dekok	Head Coach – Girls' Basketball	\$5,482.00

Minutes of the Board Meeting of November 7, 2016

3.4 Approve Change in Salary – That the Board of Education approve the following change in salaries:

Name	Assignment	Location	Salary - From	Salary - To	Reason for Change	Effective Date
Renee Austin	Bus Driver	Transportation	\$34,788.97 (\$25.18, Step 12L*)	\$35,742.11 (\$25.18, Step 12L*)	Increase in Hours	10/17/16
Sara Bagala	Paraprofessional	Transportation	\$10,769.50 (\$11.90, Step 3)	\$11,415.08 (\$11.90, Step 3)	Increase in Hours	10/01/16
John Beecher	Head Custodian	Indian Fields	\$59,922.00	\$61,422.00	Addition of Stipend	09/01/16
Frances Breese	Bus Driver	Transportation	\$27,345.48 (\$25.18, Step 12L*)	\$30,367.08 (\$25.18, Step 12L*)	Increase in Hours	10/10/16
Yvette Bullock	Paraprofessional	SBHS / Indian Fields	\$33,652.69 (\$21.75, Step 18Li)	\$31,684.32 (\$21.75, Step 18Li)	Decrease in Hours	09/01/16
Linda Hansen	Bus Driver	Transportation	\$36,321.25 (\$25.18, 12LL*)	\$37,303.27 (\$25.18, Step 12LL*)	Increase in Hours	10/17/16

3.5 Approve Deans – That the Board of Education approve the following Deans for the 2016 – 2017 school year:

Name	Assignment	Location	Stipend
Joseph Dougherty	Dean	Crossroads South	\$4,566.00
Lucian Losito-Luprek	Dean	Crossroads North	\$4,566.00

3.6 Approve Community Education Termination – That the Board of Education approve the termination of the individual listed on the attached sheet.

3.7 Approve Community Education Substitute Staff – That the Board of Education approve the following substitute staff:

Name	Assignment	Location	Rate / Step	Effective Date
Raisa Ivanyutenko	Group Leader	District	\$18.52 (Step 12Li)	10/31/16

Minutes of the Board Meeting of November 7, 2016

3.8 Approve Community Education Vouchered Staff - That the Board of Education approve the following vouchered staff:

Name	Assignment	Location	Voucher Hourly Rate	Effective Date
Olivia Knutson	High School Intern	District	\$8.38	11/02/16

3.9 Approve Community Education High School Intern - That the Board of Education approve the following High School Intern:

Name	Assignment	Location	Voucher Hourly Rate	Effective Date
Olivia Knutson	High School Intern	District	\$8.38	11/02/16

10 Approve Community Education - Change in Rate for Vouchered Employee - That the Board of Education approve the change in rate for the following employee:

Name	Assignment	Location	Rate / Step - From	Rate / Step - To	Reason for Change	Effective Date
Bharti Arora	Group Leader	Indian Fields	\$11.50 (Step 1)	\$13.31 (Step 5i)	Evaluated Credentials	11/01/16

Yes: Dr. Stephen F. Parker, Mr. Daniel Boyle, Mr. Harry J. Delgado, Mr. Deven M. Patel, Mr. Arthur Robinson, Mr. Patrick Del Piano and Mr. Peter St. Vincent

No: None

Abstentions: None

PUBLIC COMMENTS - None

BOARD COMMENTS /COMMUNICATIONS -

Mr. Nathanson offered his condolences to the Barcelo family on the recent passing of former board member Gail Barcelo.

He also commented on a recent lawsuit filed by the South Brunswick Town Council.

He reminded the community to vote for board members in the election on Tuesday, November 8th.

Minutes of the Board Meeting of November 7, 2016

Mr. Patel reminded the board that the Middlesex County School Boards is hosting a dinner meeting on Thursday, November 10th at Pierre's in South Brunswick to discuss transgender policy issues.

Mrs. Baig discussed the Veterans Day celebration being held at the municipal building Friday, November 11th.

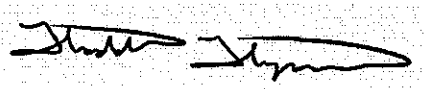
Mr. Boyle thanked all veterans for their service.

Mr. Delgado congratulated the Marching Band on their upcoming competition on Saturday, November 12th and competing as the top seed.

Mr. Delgado also spoke of the importance of voting in board elections.

MOTION TO ADJOURN - There was a motion by Mr. Robinson, seconded by Mr. Delgado to adjourn the meeting at 8:16 pm.

Respectfully submitted,



Thaddeus Thompson
Business Administrator/Board Secretary