

**MINE HILL TOWNSHIP BOARD OF EDUCATION  
MINUTES  
SPECIAL MEETING  
February 21, 2018**

**1. Call to Order**

**2. Statement of Compliance**

In Compliance with the Open Public Meetings Act, Public Law 1975, Chapter 231, adequate notice of date, time and location for this meeting has been properly advertised in the Daily Record on February 20, 2018 and copies of the agenda have been posted on the district website and emailed to the Clerk of the Township of Mine Hill.

**3. Flag Salute**

**4. Roll Call**

Katie Bartnick	Yes	Bridget Mauro	Yes
Karen Bruseo	Yes	Dina Mikulka	Arrived at 6:12 p.m.
Peter Bruseo	Yes	Brianna O'Brien	Yes
Jill Del Rio	Arrived at 6:20 p.m.		

**5. Executive Session – NO EXECUTIVE SESSION**

On the motion of Bridget Mauro seconded by Karen Bruseo at 6:05 p.m., the board approves the following resolution:

WHEREAS, the Open Public Meetings Act, N.J.S.A.10:4-11, permits the Board of Education to meeting in closed session to discuss certain matters, now, therefore be it

RESOLVED, the Board of Education adjourns to closed session to discuss: (select on or more)

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

AND BE IT FURTHER RESOLVED, the minutes of this closed session be made public when the need for confidentiality no longer exists.

***Note: This closed session will include items in category(s) N/A. It may be adjourned while business is conducted in public then reconvened after public business has been completed.***

## 6. Public Discussion

*Board of Education of the Township of Mine Hill v. Board of Education of the Township of Dover*; Agency Dkt. No. 60-3/17; OAL Dkt. No. EDU 0542-17, Comm. Dec. 27-18

The Mine Hill and Dover Boards of Education have reached a settlement of the above-referenced matter by which they propose to modify their send/receive relationship such that Mine Hill's seventh (7<sup>th</sup>) and eighth (8<sup>th</sup>) grade pupils will attend the Canfield Avenue School in Mine Hill, rather than the Dover Middle School, commencing in the 2018-19 school year. Mine Hill students will continue attending high school in Dover. This settlement between the two boards of education is subject to final approval by the New Jersey Commissioner of Education.

The record before the Commissioner shall remain open for a period of twenty (20) days from the date of this announcement in order that interested persons or entities may submit written comments to the Commissioner.

Comments shall not exceed ten (10) pages in length, shall be served on all parties to the case pursuant to N.J.A.C. 6A:3-1.2 and 1.3, shall include proof of such service when filed with the Commissioner, and shall address the statutory standard for the Commissioner's review of applications for change in designation, allocation, or apportionment. Specifically, comments shall address the question of whether education Mine Hill's seventh and eighth grade pupils in Mine Hill will result in a substantial negative impact in either of the affected school districts in one or more of the following areas: educational and financial implications; quality of education received by students; and racial composition of the student populations.

Comments shall be served upon the Commissioner of Education at the following address:

Dr. Lamont O. Repollet, Commissioner of Education  
c/o Samantha Skabla-Price, Director  
Bureau of Controversies and Disputes  
New Jersey Department of Education  
PO Box 500  
Trenton, New Jersey 08625-0500

Copies of any comments submitted to the Commissioner shall also be served upon the respective Board of Education by providing copies to their counsel at the following addresses:

Mine Hill Board Attorney:  
Marc H. Zitomer, Esq.,  
Schenck, Price, Smith & King, LLP  
220 Park Avenue  
Florham Park, New Jersey 07932

Dover Board Attorney:  
John Croot, Esq.  
Adams, Gutierrez & Lattiboudere, LLC  
Suite 900  
1037 Raymond Boulevard  
Newark, New Jersey 07102

- Public questions
  - How long after 20 days does the Commissioner of Education have to approve or reject settlement? Statue does not state the time frame that the Commissioner of Education has after the 20 day period.
  - What sort of evaluation tools/ process will the Commissioner of Education use to make his decision? Board of Education and Administration are not sure as to what type of evaluation tolls or process the Commissioner of Education may take in the decision process.

- Public recommended and requested that a Phase in be implemented. Since the beginning the Board of Education and Administration have requested that a Phase be implemented in the amendment of the shared services agreement with Dover Board of Education.

## **7. Adjournment**

On the motion by Bridget Mauro seconded by Katie Bartnick, the Board adjourns the meeting at 6:47 p.m.

<b>Roll Call Vote</b>	<b>Katie Bartnick</b>	<b>Karen Bruseo</b>	<b>Peter Bruseo</b>	<b>Jill Del Rio</b>	<b>Bridget Mauro</b>	<b>Dina Mikulka</b>	<b>Brianna O'Brien</b>
7-0	Yes	Yes	Yes	Yes	Yes	Yes	Yes

Respectfully submitted,

***C. Rodriguez***

Carolina Rodriguez  
Board Secretary