

DEMAREST BOARD OF EDUCATION

AGENDA –COW AND REGULAR MEETING

December 13, 2016

6:30 P.M.

I. OPENING

A. Meeting called to order.

B. Board President's Announcement

The New Jersey Open Public Meetings Law was enacted to insure the right of the public to have advance notice of and to attend the meetings of public bodies at which any business affecting their interests is discussed or acted upon.

In accordance with the provisions of this Act, the Demarest Board of Education has caused notice of this meeting to be published by having the date, time and place thereof posted at the Borough Hall and at the Middle School and by notifying in writing two newspapers: The Record and The Suburbanite.

C. Roll Call: Alevrontas, Cantatore, Kirtane, Molina, Verna, Woods, Holzberg

II. ADJOURN TO EXECUTIVE SESSION

A. The Board has determined it will enter into Executive Session for the following reasons:

Personnel Matter

B. Move to approve the following resolution to enter the Executive Session:

WHEREAS, in order to protect the personal privacy and to avoid situations wherein the public interest might be disserved, the Open Public Meetings Act permits public bodies to exclude the public from that portion of a meeting at which certain matters are discussed;

WHEREAS, the length of the closed Executive Session is estimated to be thirty minutes, after which the Regular Public Meeting will reconvene and proceed with business where formal action may or may not be taken;

NOW THEREFORE BE IT RESOLVED, that consistent with the provision of N.J.S.A. 10:4-12(b), the Board of Education will now adjourn to executive session to discuss items stated above; and

BE IT FURTHER RESOLVED, that the Board hereby declares that its discussion of the aforementioned subjects will be made public at a time when the public's interest in disclosure is greater than any privacy or governmental interest being protected from disclosure.

Moved by:

Seconded:

Action (v):

D. Support Services – Board of Education (Continued)

8. Move to accept the donation of lab supplies from Mrs. Adelman of The NYU Cancer Research Center for the Demarest Middle School science department, as recommended by the Chief School Administrator.

Moved by:
Action (RC): A C K M V *Seconded:*
W H

9. Move to schedule the 2017 Annual Reorganization Meeting on Tuesday, January 3, 2017 at 5:30 p.m., as recommended by the Chief School Administrator.

Moved by:
Action (RC): A C K M V *Seconded:*
W H

10. Move to appoint the Board Secretary as temporary chairman of the Annual Reorganization Meeting on January 3, 2017, as recommended by the Chief School Administrator.

Moved by:
Action (RC): A C K M V *Seconded:*
W H

11. Move to approve the following resolution, as recommended by the Chief School Administrator.

Moved by:
Action (RC): A C K M V *Seconded:*
W H

**INTERLOCAL SHARED SERVICE AGREEMENT FOR SOLID WASTE AND RECYCLING COLLECTION
PURSUANT TO NJSA 40A:65-1**

THIS INTERLOCAL AGREEMENT, made this 13th day of December, 2016, by and between:

THE BOARD OF EDUCATION OF THE BOROUGH OF DEMAREST, a duly established Board of Education of the State of New Jersey, having its principal offices at 568 Piermont Road, Demarest, New Jersey 07627 (“Board”); and

THE BOROUGH OF DEMAREST, a body politic and corporate of the State of New Hersey, having its principal offices at 118 Serpentine Road, Demarest, New Jersey 07627 (“Demarest” or the “Borough”).

WHEREAS, the Board requires solid waste and recycling pickup and disposal from its facilities within the Borough; and

WHEREAS, Demarest has contracted for municipal solid waste and recycling collection and disposal for a five year agreement; and

WHEREAS, the New Jersey Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., allows any municipality to enter into a Contract with any other local unit for the joint provision of any services within their joint jurisdictions; and

WHEREAS, Board wishes to engage the Borough's vendor for solid waste and recycling carting services under the Borough's contract, effecting a cost savings for both units;

NOW, THEREFORE, the parties agree as follows:

- a. All of the above recitals are incorporated herein by reference.
- b. The Borough has agreed to provide solid waste and recycling pick up through Miele Sanitation on a schedule to be mutually determined by the vendor, Borough and Board, including solid waste containers provided by the vendor as determined necessary among the parties and the vendor. This term of this agreement shall be for five years, or concurrently with the existing Borough municipal solid waste contract, whichever concludes earlier.
- c. As consideration for the solid waste and recycling pickup, upon certification by the Business Administrator of the Board of Education of the availability of funds in the Board's operating budget or in such other account as may be appropriate, the Board shall pay Nine Hundred Fifty (\$950.00) dollars per month, on a quarterly basis upon presentation of an executed voucher in a form acceptable to the Board's Business Administrator.
- d. Demarest shall indemnify and hold harmless the Board, its elected and appointed officials and employees from and against any uninsured loss, liability, claim, damage and/or expense arising out the proper and lawful services to be provided by the vendor.
- e. The Board shall indemnify and hold harmless Demarest, its elected and appointed officials and employees from and against any loss, liability, claim, damage and/or expense arising out the proper and lawful services to be provided by the vendor.
- f. Demarest shall cause the vendor to name the Board, as an additional insured on its applicable insurance and bond coverage to cover any loss or damage to the personnel or equipment caused by the vendor's vehicles, employees or agencies.
- g. No employment relationship, actual or intended, shall be established between the vendor's personnel and Demarest or the Board under this agreement.
- h. Any conflict, dispute, disagreement or other issue arising hereunder shall be first submitted to the Mayor of the Borough and the President of the Board of Education for a reasonable attempt at reconciliation, with the advice and consent of a majority of their respective Borough Council and Board of Trustees. In the event a negotiated resolution cannot be effectuated for any reason, the parties agree to binding arbitration, to be conducted by a retired Judge of the Superior Court of New Jersey, to be appointed by the Assignment Judge of Bergen County on request of either party, with the compensation of said arbitrator to be set by the Assignment Judge and borne equally by the parties hereto.
- i. Upon execution hereof, a certified true copy of this agreement shall be forwarded to the office of the Borough Clerk and Chief Financial Officer the Borough and to the Business Administrator of the Board for further action consistent herewith.

XIII EXECUTIVE SESSION (if necessary)

A. Move to enter the Executive Session to discuss personnel/legal matters/negotiations.

Moved by:

Seconded:

Action (v):

B. Move to close the Executive Session and reenter the public session.

Moved by:

Seconded:

Action (v):

XX. ADJOURNMENT

A. Move to adjourn at _____ P.M.

Moved by:

Seconded:

Action (v):