

MIDDLETOWN TOWNSHIP BOARD OF EDUCATION
59 Tindall Road
Middletown, New Jersey 07748

Minutes of the Emergency Special Voting Meeting held Wednesday, November 19, 2008 in the High School North Library, 63 Tindall Road, Middletown, New Jersey.

1. CALL TO ORDER – At 7:35 p.m. Mr. Parton gave notice of a situation arising out of the Open Public Meetings Act requiring the special attention of the board. New Jersey Statute 10:4-9(b) authorizes the Board to convene a meeting and take action without adequate notice as defined by law, when necessary, and to deal with matters of such urgency and importance that a delay, for the purpose of providing adequate notice, would be likely to result in substantial harm to the public interest. In this instance, the H.S. North turf field is effectively complete. Its approval and release to the use of the students of this district has reached the level of an emergent matter, but the final documentation approving change orders #1 and #2 and final payment #3 were only received in final form from the engineer and construction manager by district administration today at 3:50 p.m. and, as such, this was not scheduled as a Special Voting Meeting. However, the Board of Education, under the statute just referenced, has the authority upon the vote of $\frac{3}{4}$ of the present, eligible voting members which, with seven present means six affirmative votes, to take this action.

Therefore, a motion, second, and roll call vote on whether to convene an **emergent special voting meeting for matters of facilities pertaining to the High School North turf field project** is necessary.

Motion made by Mrs. Walsh, seconded by Mr. Ryan, to hold the Special Voting Meeting. Motion carried on roll call vote:
Ayes: (7) – Mrs. Diorio, Mrs. Gevarter, Mrs. Minnuies, Mr. Ryan, Mr. Skelton, Mrs. Stallmeyer and Mrs. Walsh.
Noes: (0)

2. ROLL CALL FOR SPECIAL VOTING MEETING

Present: Dawn Diorio, Sherry Gevarter, Joan Minnuies, Kevin Ryan, Daniel Skelton, Rose Stallmeyer and Patricia Walsh.

Absent: Laura Agin and Leonora Caminiti.

Also Present: Karen Bilbao, William J. Doering, David Healy, Tracey Maccia, Fred Carrigg and Christopher Parton, Esq.

3. PLEDGE OF ALLIGENCE

4. SPECIAL VOTING MEETING

a. Facilities Committee (Laura Agin, Chair)

1) Resolution formally approving payment #3 and change orders #1 and #2 to I.C. Improvements, as approved and submitted by the engineer on November 19, 2008, consistent with those documents as certified and approved by the engineer and business office. Payment shall be issued upon and subject to approval by the engineer of the final walkthrough and acceptance and receipt of all testing documentation pursuant to the specifications with retainage of \$2,500 for remaining surfacing components of the project. Motion made by Mr. Ryan, seconded by Mrs. Walsh. Motion carried on roll call vote:

Ayes: (7) – Mrs. Diorio, Mrs. Gevarter, Mrs. Minnuies, Mr. Ryan, Mr. Skelton, Mrs. Stallmeyer and Mrs. Walsh.
Noes: (0)

Mr. Mullan will provide an email to board members and administrators regarding the date and time of the final walkthrough.

5. ADJOURN SPECIAL VOTING MEETING TO WORKSHOP MEETING.

Motion made and seconded to adjourn the special voting meeting at 7:50 p.m. to the workshop meeting. Motion carried on voice vote.

Respectfully submitted,

WILLIAM J. DOERING
School Business Administrator/Board Secretary