

John Paff  
P.O. Box 5424  
Somerset, NJ 08875-5424  
Tel. 732-873-1251  
Email: paff@pobox.com  
Plaintiff

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JOHN PAFF	:	SUPERIOR COURT OF NEW JERSEY
Plaintiff,	:	LAW DIVISION, CIVIL PART
	:	BERGEN COUNTY
vs.	:	DOCKET NO.
	:	
ENGLEWOOD CLIFFS BOARD OF	:	
EDUCATION	:	Civil Action
Defendant	:	
	:	<b>COMPLAINT</b>
	:	<b>(in lieu of prerogative writs)</b>

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Plaintiff John Paff, by way of complaint against the Defendant Englewood Cliffs Board of Education states as follows:

### **Preliminary Statement**

1. This is an action under the Senator Byron M. Baer Open Public Meetings Act, N.J.S.A. 10:4-6 et. seq., seeking to require the Englewood Cliffs Board of Education to a) pass a separate and specific authorizing resolution in public in advance of each its nonpublic meetings; b) set forth in its annually published schedule of meetings the specific date and hour of every scheduled meeting; c) restrict the matters discussed in nonpublic session to only those that are strictly within the N.J.S.A. 10:4-12(b) exceptions and d) keep reasonably comprehensible minutes of its nonpublic sessions.

### **Parties**

2. Plaintiff John Paff is an individual who resides in Franklin Township, Somerset County, New Jersey and receives mail at P.O. Box 5424, Somerset, NJ 08875.

3. Defendant Englewood Cliffs Board of Education (“Board”) is a public body as that term is defined by N.J.S.A. 10:4-8(a).

### **General Allegations**

4. Plaintiff repeats the allegations stated above as if set forth at length herein.

5. On or about February 22, 2012, Plaintiff submitted to the Board a records request (Exhibit page 1) seeking: a) “[t]he minutes of the three most recently held nonpublic (i.e. closed or executive) school board meetings for which minutes are available for public disclosure in either full or redacted form,” b) “[t]he resolutions, as required by N.J.S.A. 10:4-13, that authorized the” nonpublic meetings for which minutes were provided in accordance with a) above and c) the N.J.S.A. 10:4-13 resolutions that authorized the three nonpublic meetings most recently held.

6. On February 28, 2012, the Board responded with an eight page fax, which is attached as Exhibit pages 2 through 9.

7. On or about February 29, 2012, Plaintiff submitted another records request (Exhibit page 10) seeking: a) a copy of the minutes of the Board’s December 5, 2011 nonpublic meeting; b) the minutes of the remaining nonpublic meetings held during 2011 and c) minutes of any “workshop sessions” held during 2011.

8. On March 6, 2012, the Board responded with a twenty-five page fax, which is attached as Exhibit pages 11 through 35.

9. On May 23, 2011, The Record published the Board’s 2011-2012 meeting schedule which is required by N.J.S.A. 10:4-18. The publication is attached as Exhibit page 36.

## **First Count**

### *(Failure to Pass Proper Nonpublic Session Resolutions)*

10. Plaintiff repeats the allegations stated above as if set forth at length herein.

11. In her February 28, 2012 fax cover page (Exhibit page 2), Ms. Ambrose states that “Resolution S” (Exhibit page 9) which was passed at the Board’s May 9, 2011 reorganization meeting authorized all the Board’s nonpublic sessions for which minutes were provided in response to Plaintiff’s February 22, 2012 records request.

12. On information and belief, it appears that the Board believes that “Resolution S” passed at its reorganization meeting authorizes all nonpublic sessions it may choose to hold until its next reorganization meeting.

13. N.J.S.A. 10:4-13, however, requires that a separate resolution be passed in public prior to each nonpublic meeting. Such resolutions needs to state the “general nature” of the subject to be privately discussed and state “as precisely as possible, the time when and the circumstances under which the discussion conducted in closed session of the public body can be disclosed to the public.”

14. The minutes of the nonpublic meetings held during 2011 and on January 9, 2012 each contain a “motion” that purports to authorize the executive session but a) those motions are apparently passed without the public in attendance and b) that even if the public is admitted to the portions of the meetings where those motions are passed, the motions are deficient because they do not provide the specificity required by N.J.S.A. 10:4-13(a) and do not even attempt to comply with N.J.S.A. 10:4-13(b). Alternatively, if the “motions” are indeed passed in public, then the public meetings at which the motions

are passed violate the Act because they do not commence with the announcement required by N.J.S.A. 10:4-10.

**WHEREFORE**, Plaintiff demands judgment:

- A. Requiring the Board, prior to excluding the public from any future meeting, to pass a resolution in public that contains all the elements required by N.J.S.A. 10:4-13(a) and (b) set forth with the maximum amount of detail that can be disclosed without undermining a legitimate governmental or privacy interest.
- B. Awarding Plaintiff his costs.
- C. Such other relief as the Court deems equitable and just.

**Second Count**

*(Uncertainty of occurrence of executive and “workshop sessions”)*

- 15. Plaintiff repeats the allegations stated above as if set forth at length herein.
- 16. “Resolution S” states, in pertinent part:

AND BE IT FURTHER RESOLVED that regular Board of Education meetings will commence at 8:00 P.M., in the Upper School Media Center and that the Board of Education **may meet** at 7:00 P.M., in Executive Session for the purpose of discussing personnel, litigation, negotiations, individual privacy, security, investments/property acquisition and legal matters as well as at 7:45 P.M. for a Workshop Session. (Emphasis supplied.)

- 17. Identical “may meet” language is contained within the annual meeting schedule that N.J.S.A. 10:4-18 requires to be published in the newspaper. (Exhibit page 36.)
- 18. Thus, members of the public are left uncertain as to whether the Board, on any given meeting date, will convene at 7 p.m. for an executive session, 7:45 p.m. for a “workshop session” or at 8 p.m. for a regular meeting.

19. N.J.S.A. 10:4-18 requires the annual meeting schedule to set forth “the time and date of each meeting” so that interested members of the public don’t have to guess at what time to arrive.

**WHEREFORE**, Plaintiff demands judgment:

D. Declaring that the annual schedule of meetings published in The Record on May 23, 2011 is insufficient and noncompliant with N.J.S.A. 10:4-18.

E. Enjoining the Board from posting and publishing future annual meeting schedules unless they are fully compliant with N.J.S.A. 10:4-18 and set forth the date and time of each scheduled meeting.

F. Awarding Plaintiff his costs.

G. Such other relief as the Court deems equitable and just.

### **Third Count**

*(Improper topics privately discussed)*

20. The minutes of the Board’s November 7, 2011, 7:08 p.m. nonpublic meeting (Exhibit page 6) reflect Board discussion of “Sunshine Law/Board Retreat” “HIB” and “Flexible Spending Account”

21. The minutes of the Board’s December 5, 2011, 7:15 p.m. nonpublic meeting (Exhibit page 13) reflect Board discussion of “Finance – June 30, 2011 Audit – Reviewed with Steven Wielkocz.”

22. The minutes of the Board’s January 10, 2011, 7:25 p.m. nonpublic meeting (Exhibit page 13) reflect Board discussion of “Finance – Budget.”

23. Because of the terseness of the minutes (see Fourth Count, below), it is difficult to understand what was discussed. On information and believe, however,

Plaintiff alleges that the matters discussed during the January 10, 2011, November 7, 2011 and December 5, 2011 nonpublic meetings are not within any of the N.J.S.A. 10:4-12(b) exceptions.

**WHEREFORE**, Plaintiff demands judgment:

H. Declaring that Defendant Board violated the Senator Byron M. Baer Open Public Meetings Act by discussing matters during the January 10, 2011, November 7, 2011 and December 5, 2011 nonpublic meetings that were required to have been discussed at a meeting at which the public was permitted to attend.

I. Enjoining Defendant Board, going forward, from discussing matters in nonpublic session unless those matters meet the requirements of N.J.S.A. 10:4-12(b) strictly construed in favor of openness and against closure.

J. Awarding Plaintiff his costs.

K. Such other relief as the Court deems equitable and just.

**Fourth Count**

*(Nonpublic Minutes not Reasonably Comprehensible)*

24. Plaintiff repeats the allegations stated above as if set forth at length herein.

25. The minutes of the nonpublic meetings attached as Exhibit pages to this complaint are not reasonably comprehensible as required by N.J.S.A. 10:4-14.

**WHEREFORE**, Plaintiff demands judgment:

L. Declaring that Defendant Board violated the Senator Byron M. Baer Open Public Meetings Act by failing to keep reasonably comprehensible minutes of its 2011 and January 9, 2012 nonpublic meetings.

M. Requiring the Board, going forward, to record minutes of its nonpublic meetings that contain enough detail and context to allow a reader to understand and get a good sense of each matter discussed, the various sides of and points of view regarding those matters and any conclusions that the Board reached regarding those matters. Nothing in this requirement shall prevent the Board from redacting its nonpublic meetings, as necessary, to prevent public disclosure of issues that need to be kept confidential.

N. Awarding Plaintiff his costs.

O. Such other relief as the Court deems equitable and just.

#### **Certification Of No Other Actions**

Pursuant to R.4:5-1, it is hereby stated that the matter in controversy is not the subject of any other action pending in any other court or of a pending arbitration proceeding to the best of my knowledge and belief. Also, to the best of my belief, no other action or arbitration proceeding is contemplated. Further, other than the parties set forth in this pleading, I know of no other parties that should be joined in the above action. In addition, I recognize the continuing obligation of each party to file and serve on all parties and the Court an amended certification if there is a change in the facts stated in this original certification.

#### **Certification Pursuant to R.1:38-7(b)**

I certify that confidential personal identifiers have been redacted from documents now submitted to the Court, and will be redacted from all documents submitted in the future

Dated: March 7, 2012

\_\_\_\_\_  
John Paff  
Plaintiff

To: mwelfel@englewoodcliffs.org  
Subject: OPRA Request

Englewood Cliffs Board of Education

Please accept this e-mail/fax as my request for government records in accordance with the Open Public Records Act (OPRA) and the common law right of access. Please respond and send all responsive documents to me via e-mail at paff@pobox.com. If e-mail is not possible, please fax responses and responsive records to me at 908-325-0129. Also, I would appreciate it if you would acknowledge your receipt of this e-mail/fax.

Records requested:

1. The minutes of three most recently held nonpublic (i.e. "closed" or "executive") municipal governing body meetings for which minutes are available for public disclosure in either full or redacted form.

2. The resolutions, as required by N.J.S.A. 10:4-13, that authorized the three nonpublic meetings for which minutes were provided in response to #1 above. (If the resolutions are spread out in full in the public meeting minutes (as opposed to "free standing" resolutions), please furnish only those pages of the public meeting minutes that contain the resolutions.)

3. The resolutions, as required by N.J.S.A. 10:4-13, that authorized the municipal governing body's three most recently held nonpublic meetings, regardless of whether minutes of those meetings are publicly disclosable in either full or redacted form. (If the resolutions are spread out in full in the public meeting minutes (as opposed to "free standing" resolutions), please furnish only those pages of the public meeting minutes that contain the resolutions.)

Thank you,

John Paff  
(voice - 732-873-1251)

143 Charlotte Place  
Englewood Cliffs, NJ 07632  
201-567-7292 ext 221  
**201-567-2738 (Fax)**

**Englewood Cliffs  
Board of Education**

# Fax

**To:** John Paff

**From:** Cheryl Ambrose

**Fax:** 908-325-0129

**Pages:** 8 INCLUDING COVER SHEET

**Date:** 2-28-2012

**Re:** OPRA REQUEST

**Urgent**     **For Review**     **Please Comment**     **Please Reply**     **Please Recycle**

Mr. Paff,,

In response to your faxed OPRA request and our conversation last Thursday, attached please find the following:

The approved minutes of the three most recently held executive session meetings – January 9, 2012; November 7, 2011; and October 3, 2011.

Copy of the resolution authorizing the executive session meetings (Resolution S - page 8 of our May 9, 2011 Re-Org meeting)

Please note that the minutes from our December 5, 2011 and February 6, 2012 meetings are currently only in draft form. I anticipate that they should be approved and available next week. If you would like copies of those as well, please send another OPRA request.

Cheryl Ambrose  
Secretary to the School Business Administrator  
ENGLEWOOD CLIFFS BOARD of EDUCATION  
143 Charlotte Place  
Englewood Cliffs, NJ 07632  
201-567-7292, ext 221  
[cambrose@englewoodcliffs.org](mailto:cambrose@englewoodcliffs.org)

**MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF  
EDUCATION  
HELD AT THE UPPER SCHOOL**

**JANUARY 9, 2012**

**143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632**

**Executive Session**  
**Monday, January 9, 2012**

At 7:10 P.M. a motion was made by Mr. Luppino and seconded by Mr. Drimones to enter into Executive Session for the purpose of discussing the following items:

- Legal  
Litigation regarding the Englewood Cliffs and Englewood School Districts
  
- Personnel  
Superintendent's Evaluation

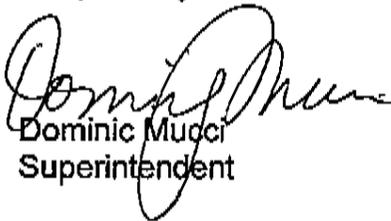
**Board Members Present:** Mr. Calabro, Mr. Chang, Mr. Drimones, Mr. Luppino, Mrs. Marino, Mr. Ofeck, and Mr. Patti

**Board Members Absent:** Mrs. Enriquez and Mrs. Pichigian

**Also Present:** Mr. Mucci, Superintendent

Motion was made by Mr. Ofeck, seconded by Mr. Luppino that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted

  
Dominic Mucci  
Superintendent

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

NOVEMBER 7, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, November 7, 2011**

At 7:08 P.M. a motion was made by Mr. Ofleck and seconded by Mr. Luppino to enter into Executive Session for the purpose of discussing the following items:

- Legal  
Sunshine Law/Board Retreat  
HIB
- Personnel  
Review of Staffing  
E.V. – District Technology Specialist
- Finance  
Flexible Spending Account

**Board Members Present:** Mr. Calabro, Mr. Drimonos, Mrs. Enriquez, Mr. Luppino, Mrs. Marino, Mr. Ofleck, Mrs. Pichigian and Mr. Patti

**Board Members Absent:** Mr. Chang

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Drimonos, seconded by Mrs. Enriquez that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

OCTOBER 3, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, October 3, 2011**

At 7:15 P.M. a motion was made by Mr. Chang and seconded by Mrs. Enriquez to enter into Executive Session for the purpose of discussing the following items:

- Legal
  - H.D. – Settlement
  - Update on Superintendent Matter
  - HIB cases at NC

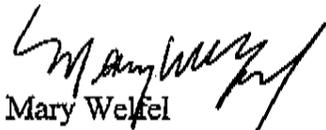
**Board Members Present:** Mr. Calabro, Mr. Chang, Mr. Drimones, Mrs. Enriquez, Mr. Luppino, Mr. Ofek, and Mr. Patti

**Board Members Absent:** Mrs. Marino and Mrs. Pichigian

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Ofek, seconded by Mrs. Enriquez that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

**S. Establishment of Time, Place, and Purpose of Meetings**

**BE IT RESOLVED** that the Englewood Cliffs Public School Board of Education hereby sets the first Monday of each month, except as otherwise noted (\*), as Regular Monthly Meetings of the Board of Education.

**AND BE IT FURTHER RESOLVED** that the third Monday of each month may be utilized as an alternate meeting date, as necessary, to conduct the business of the Board of Education.

**AND BE IT FURTHER RESOLVED** that regular Board of Education meetings will commence at 8:00 P.M., in the Upper School Media Center and that the Board of Education may meet at 7:00 P.M., in Executive Session for the purpose of discussing personnel, litigation, negotiations, individual privacy, security, investments/property acquisition and legal matters as well as at 7:45 P.M. for a Workshop Session.

**AND FURTHER BE IT RESOLVED** that the above meetings shall be in effect until the next Organization Meeting of the Board of Education as determined by law or changed during the current year.

**AND FURTHER BE IT RESOLVED** that the Board Secretary is authorized to advertise and announce such meetings as prescribed by Chapter 231, Public Laws of 1975.

**BOARD OF EDUCATION MEETING DATES 2011/2012**

July 11, 2011	January 9, 2012
August 1, 2011	February 6, 2012
September 12, 2011	March 5, 2012
October 3, 2011	April 2, 2012
November 7, 2011	May 7, 2012 (Re-Organization)
December 5, 2011	June 4, 2012

**T. Designation of Advertising Media**

**BE IT RESOLVED** that THE RECORD and SUBURBANITE be designated as the official papers of the Englewood Cliffs School District Board of Education.

To: mwelfel@englewoodcliffs.org  
Subject: OPRA Request

Englewood Cliffs Board of Education

Please accept this e-mail/fax as my request for government records in accordance with the Open Public Records Act (OPRA) and the common law right of access. Please respond and send all responsive documents to me via e-mail at paff@pobox.com. If e-mail is not possible, please fax responses and responsive records to me at 908-325-0129. Also, I would appreciate it if you would acknowledge your receipt of this e-mail/fax.

Records requested:

1. The minutes of the Board's December 5, 2011 nonpublic (i.e. "closed" or "executive") meeting.
2. The minutes of all of the Board nonpublic (i.e. "closed" or "executive") meetings held during 2011 except for those already provided (October 3, 2011 and November 7, 2011).
3. Resolution S, passed on May 9, 2011, indicates that there may be "workshop sessions" held at 7:45 p.m. I'd like the minutes of each such workshop session held during 2011.

143 Charlotte Place  
Englewood Cliffs, NJ 07632  
201-567-7292 ext 221  
**201-567-2738 (Fax)**

**Englewood Cliffs  
Board of Education**

# Fax

**To:** John Paff

**From:** Cheryl Ambrose

**Fax:** 908-325-0129

**Pages:** 25 INCLUDING COVER SHEET

**Date:** 3-6-2012

**Re:** OPRA REQUEST dated 2/29/2012

Urgent     For Review     Please Comment     Please Reply     Please Recycle

Mr. Paff,

In response to your emailed OPRA request dated 2/29/2012, attached please find the following:

- The minutes of the December 5, 2011 executive session meeting
- The minutes of the executive session meetings held during 2011 (excluding previously provided ones)
- There were no workshop sessions held during 2011

As I shared with you when we spoke, Mrs. Welfel has been dealing with a serious family illness. Since I do not have access to her email, if you intend to submit additional OPRA requests to her email address please consider copying me on any such request.

Cheryl Ambrose  
Secretary to the School Business Administrator  
ENGLEWOOD CLIFFS BOARD of EDUCATION  
143 Charlotte Place  
Englewood Cliffs, NJ 07632  
201-567-7292, ext 221  
[cambrose@englewoodcliffs.org](mailto:cambrose@englewoodcliffs.org)

**MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL**

**DECEMBER 5, 2011**

**143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632**

**Executive Session**  
**Monday, December 5, 2011**

At 7:15 P.M. a motion was made by Mr. Drimones and seconded by Mr. Ofeck to enter into Executive Session for the purpose of discussing the following items:

- Legal – Employee Medical Contributions
  
- Personnel – Staff Evaluations
  
- Finance – June 30, 2011 Audit – Reviewed with Steven Wielkotz

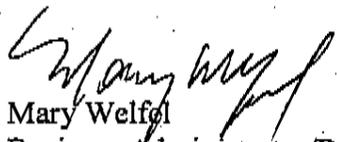
**Board Members Present:** Mr. Calabro, Mr. Chang, Mr. Drimones, Mrs. Enriquez, Mr. Ofeck, Mrs. Pichigian and Mr. Luppino

**Board Members Absent:** Mrs. Marino and Mr. Patti

**Also Present:** Mrs. Welfel, Business Administrator/Board Secretary  
Steven Wielkotz joined the meeting at 7:45P.M. to discuss results of the June 30, 2011 audit.

Motion was made by Mr. Chang, seconded by Mr. Ofeck that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

SEPTEMBER 12, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, September 12, 2011**

At 7:08 P.M. a motion was made by Mr. Patti and seconded by Mrs. Enriquez to enter into Executive Session for the purpose of discussing the following items:

- Legal
  - H.D. -- Settlement
  - B.P. -- Update on EEOC Matter
  - Non-Resident Issue
  - Fogarty -- Bussing
  
- Personnel
  - New Hires

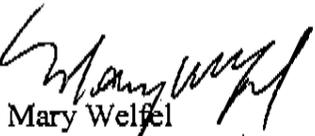
**Board Members Present:** Mr. Calabro, Mr. Drimones, Mrs. Enriquez, Mr. Luppino, Mrs. Marino, Mr. Ofek, Mr. Patti and Mrs. Pichigian

**Board Members Absent:** Mr. Chang

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Ofek, seconded by Mrs. Enriquez that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted

  
Mary Welfel  
Business Administrator/Board Secretary

**MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL**

**AUGUST 1, 2011**

**143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632**

**Executive Session  
Monday, August 1, 2011**

At 7:05 P.M. a motion was made by Mr. Chang and seconded by Mrs. Pichigian to enter into Executive Session for the purpose of discussing the following items:

- Legal
  - H.D. – Settlement
  - Update on Board Member Matter – R.O.
  - Residency Issue
  
- Personnel
  - Vacancies

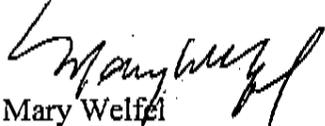
**Board Members Present:** Mr. Chang, Mrs. Enriquez, Mrs. Marino, Mr. Patti, and Mrs. Pichigian

**Board Members Absent:** Mr. Drimones, Mr. Luppino and Mr. Ofek

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Chang, seconded by Mrs. Pichigian that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted

  
Mary Welfel  
Business Administrator/Board Secretary

**Executive Session**  
**Monday, August 1, 2011**

At 8:30 P.M. a motion was made by Mrs. Enriquez and seconded by Mrs. Marino to enter into Closed Session for the purpose of discussing the following items:

- Board member vacancy
- Personnel
  - Employment contract – M.W
  - Principal duties SY 2010-11 – D.M.

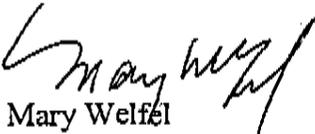
**Board Members Present:** Mr. Chang, Mr. Drimones, Mrs. Enriquez, Mrs. Marino, Mr. Patti, and Mrs. Pichigian

**Board Members Absent:** Mr. Luppino and Mr. Ofek

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Chang, seconded by Mrs. Marino for the Board to return to Public Session at 8:55P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

**MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL**

**JULY 11, 2011**

**143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632**

**Executive Session  
Monday, July 11, 2011**

At 7:20 P.M. a motion was made by Mr. Ofek and seconded by Mr. Drimones to enter into Executive Session for the purpose of discussing the following items:

- Personnel
  - Clerical Position – I.C.
  - Special Education Position – M.R.
  - Contract – M.W.
- Legal
  - Resignation – A.Z.
  - NC – 2 Issues
  - Principal Position – D.M.

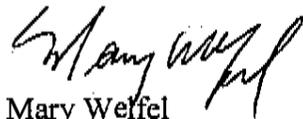
**Board Members Present:** Mr. Drimones, Mrs. Enriquez, Mr. Ofek, Mrs. Pichigian and Mr. Luppino

**Board Members Absent:** Mr. Chang, Mrs. Marino and Mr. Patti

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Drimones, seconded by Mrs. Enriquez that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

JUNE 6, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session  
Monday, June 6, 2011**

At 7:30 P.M. a motion was made by Mr. Ofeck and seconded by Mr. Chang to enter into Executive Session for the purpose of discussing the following items:

- **Personnel**
  - T.K. – Student Incident/Improvement in Classroom Management
  - E.M. – Student Incident/Reporting of Injury
  - S.M. – Student Incident/Inappropriate Response

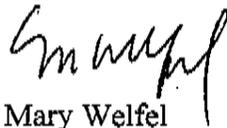
**Board Members Present:** Mr. Chang, Mr. Drimones, Mr. Ofeck, Mr. Patti, and Mrs. Pichigian

**Board Members Absent:** Mrs. Enriquez, Mrs. Marino and Mr. Luppino

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Ofeck, seconded by Mr. Chang that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

APRIL 14, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Wednesday, April 14, 2011**

At 7:00 P.M. a motion was made by Mr. Drimones and seconded by Mrs. Enriquez to enter into Executive Session for the purpose of discussing the following items:

- Personnel
  - Principal Search
  - Salaries - Non Union Staff
- Legal
  - Update: Board Member Matter – R.O.

**Board Members Present:** Mr. Chang, Mr. Drimones, Mrs. Enriquez, Mrs. Marino, Mr. Ofeck, Mr. Patti, and Mr. Luppino

**Board Members Absent:** Mr. Starr and Mrs. Yuan

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Drimones, seconded by Mr. Ofeck that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE SPECIAL EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

APRIL 13, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Special Executive Meeting  
Wednesday, April 13, 2011**

A Special Executive Meeting of the Englewood Cliffs Board of Education was held in the Conference Room of the Upper School, Charlotte Place, Englewood Cliffs, New Jersey on Wednesday, April 13, 2011.

The meeting was called to order at 7:00 P.M.

**CALL TO ORDER**

Mr. Luppino opened the Public Session of the meeting by asking everyone to join in the Pledge of Allegiance and read the meeting provision of the New Jersey Open Public Meeting Law.

**ROLL CALL**

***Board Members present:*** Mr. Drimonos, Mrs. Enriquez, Mrs. Marino, Mr. Ofeck, Mr. Patti, Mr. Starr and Mr. Luppino.

***Board Members absent:*** Mr. Chang and Mrs. Yuan

***Staff Members:*** None

***Public:*** None

At 7:05 P.M. a motion was made by Mr. Starr and seconded by Mr. Drimonos to enter into Executive Session for the purpose of discussing the following item:

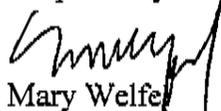
- Legal – Board Member Matter – R.O.

No action will be taken.

**ADJOURNMENT**

Motion to adjourn was made by Mr. Patti and seconded by Mr. Ofeck. A voice vote was taken and there was a unanimous vote to adjourn at 8:45 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

MARCH 29, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Tuesday – March 29, 2011**

At 7:00 P.M. a motion was made by Mr. Drimones and seconded by Mr. Patti to enter into Executive Session for the purpose of discussing the following items:

- Personnel – Superintendent's Review

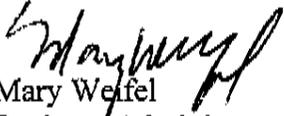
**Board Members Present:** Mr. Chang, Mr. Drimones, Mrs. Enriquez, Mr. Ofeck, Mr. Patti, Mr. Starr, Mrs. Yuan, and Mr. Luppino

**Board Members Absent:** Mrs. Marino

**Also Present:** Mr. Mucci, Superintendent and Mrs. Welfel, Business Administrator/Board Secretary were excused from the meeting at 7:05P.M.

Motion was made by Mr. Starr, seconded by Mrs. Yuan that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted

  
Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

MARCH 7, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, March 7, 2011**

At 7:00 P.M. a motion was made by Mrs. Marino and seconded by Mrs. Yuan to enter into Executive Session for the purpose of discussing the following items:

- Personnel – Principal Vacancy
- Legal – Update - H.D.  
(H.D., B.P)

**Board Members Present:** Mr. Chang, Mrs. Enriquez, Mrs. Marino, Mr. Ofeck, Mrs. Yuan and Mr. Luppino

**Board Members Absent:** Mr. Drimones, Mr. Patti and Mr. Starr

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mrs. Yuan, seconded by Mr. Ofeck that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

FEBRUARY 7, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, February 7, 2011**

At 7:00 P.M. a motion was made by Mr. Patti and seconded by Mr. Drimones to enter into Executive Session for the purpose of discussing the following items:

- Personnel  
Salaries - Non Union Staff
  
- Legal  
Update: Matter of B.P.  
Matter of C.H.

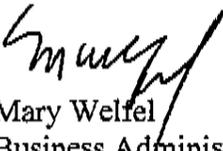
**Board Members Present:** Mr. Drimones, Mrs. Enriquez, Mrs. Marino, Mr. Ofeck, Mr. Patti, Mr. Starr and Mr. Luppino

**Board Members Absent:** Mr. Chang and Mrs. Yuan

**Also Present:** Mr. Mucci, Superintendent, and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mrs. Marino, seconded by Mr. Starr that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

MINUTES OF THE EXECUTIVE SESSION  
THE ENGLEWOOD CLIFFS BOARD OF EDUCATION  
HELD AT THE UPPER SCHOOL

JANUARY 10, 2011

143 CHARLOTTE PLACE  
ENGLEWOOD CLIFFS, NEW JERSEY 07632

**Executive Session**  
**Monday, January 10, 2011**

At 7:25 P.M. a motion was made by Mrs. Marino and seconded by Mr. Drimones to enter into Executive Session for the purpose of discussing the following items:

- Personnel  
Special Education-Staffing
  
- Finance  
Budget

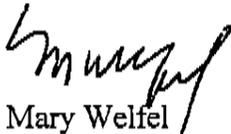
**Board Members Present:** Mr. Drimones, Mrs. Marino, Mr. Ofleck, Mr. Patti, Mr. Starr and Mr. Luppino

**Board Members Absent:** Mr. Chang, Mrs. Enriquez and Mrs. Yuan

**Also Present:** Mr. Mucci, Superintendent and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Starr, seconded by Mr. Drimones that the Board recess from Executive Session and open to Public Session at 8:00 P.M.

Respectfully submitted



Mary Welfel  
Business Administrator/Board Secretary

**Executive Session**  
**Monday, January 10, 2011**

At 8:20 P.M. a motion was made by Mr. Ofeck and seconded by Mr. Patti to move into Executive Session for the purpose of discussing personnel matters. A vote was taken and motion to move into Executive Session was approved with a vote of 5-1-0 (Mr. Starr voted no). It was announced that action would be taken.

**Board Members Present:** Mr. Drimoncs, Mrs. Marino, Mr. Ofeck, Mr. Patti, Mr. Starr and Mr. Luppino

**Board Members Absent:** Mr. Chang, Mrs. Enriquez and Mrs. Yuan

**Also Present:** Mr. Mucci, Superintendent and Mrs. Welfel, Business Administrator/Board Secretary

Motion was made by Mr. Ofeck, seconded by Mr. Patti that the Board recess from Executive Session and return to Public Session at 8:35 P.M. A voice vote was taken and there was a unanimous vote to return to Public Session.

Respectfully submitted

  
Mary Welfel  
Business Administrator/Board Secretary

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### Public Notice:

BOROUGH OF ENGLEWOOD CLIFFSBOARD OF EDUCATION  
2011/2012 ANNUAL MEETING SCHEDULE

The Englewood Cliffs Board of Education approved the 2011-2012 Meeting Schedule on May 9, 2011. All Regular Meetings are to be held at 8:00 P.M. in the Upper School Media Center. Action may be taken at the Regular Meetings. The Board of Education may meet at 7:00 P.M. in Executive Session for the purpose of discussing personnel, litigation, negotiations, individual privacy, security, investments/property acquisition and legal matters as well as at 7:45 P.M. for a workshop session.

July 11, 2011 January 9, 2012

August 1, 2011 February 6, 2012

September 12, 2011 March 5, 2012

October 3, 2011 April 2, 2012

November 7, 2011 May 7, 2012  
(Re-Organization)

December 5, 2011 June 4, 2012

Mary Welfel  
Business Administrator/Board Secretary  
May 23, 2011-fee:\$31.19 (33) 3085401

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