

**NEW JERSEY SCHOOLS DEVELOPMENT AUTHORITY
BOARD OF DIRECTORS MEETING
WEDNESDAY, NOVEMBER 6, 2019**

A meeting of the Board of Directors of the New Jersey Schools Development Authority (SDA or the Authority) was held on Wednesday, November 6, 2019 at 9:00 A.M. at the offices of the Authority at 32 East Front Street, Trenton, New Jersey.

Participating were:

Robert Nixon, Chairman
Michael Kanef (Treasury)
Stephen Martorana (EDA)
Kevin Luckie (DCA)
Kevin Egan
Richard Elbert
Loren Lemelle
Michael Maloney
Mario Vargas

being a quorum of the Members of the Board. Mr. Egan, Mr. Elbert, Mr. Kanef, Ms. Lemelle and Mr. Vargas participated in the meeting by teleconference.

At the Chairman's request, Manuel Da Silva, interim chief executive officer; Andrew Yosha, vice president; Jane F. Kelly, vice president and assistant secretary; Donald Guarriello, vice president and chief financial officer; Albert Barnes, chief counsel; and Cecelia Haney, deputy chief counsel of the SDA, participated in the meeting. Joy Johnson of the Governor's Authorities Unit also participated in the meeting.

The meeting was called to order by the Chairman of the Board, Mr. Nixon, who requested that Ms. Kelly read the requisite notice of the meeting. Ms. Kelly announced that the meeting notice had been sent to the *Trenton Times* and *Star-Ledger* at least 48 hours prior to the

meeting, and had been duly posted on the Secretary of State's bulletin board at 20 West State Street in Trenton, New Jersey. Ms. Kelly then conducted a roll call and indicated that a quorum of the Members was present.

Pledge of Allegiance

Led by the Chairman, the Members and all assembled stood and recited the Pledge of Allegiance.

Approval of Meeting Minutes

[REDACTED]

Authority Matters

CEO Report

[REDACTED]

[Redacted text block]

[Redacted text block]

[Redacted text block]

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Audit Committee

[Redacted text block]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

School Review Committee

Construction Management Services – Keansburg School District – Port Monmouth Road School; Award of Construction Contract and Final Project Charter – Keansburg School District – Port Monmouth Road School; Design-Build Award and Final Project Charter – Perth Amboy School District – New Perth Amboy High School; Notification of Completion of Pre-Design Phase Services and Authorization to Proceed with Design Phase Services – Bridgeton School District – Bridgeton High School – Emergent Project – Water Infiltration - INFORMATIONAL; Procedures for Compliance with Alyssa’s Law – Special Adopted and Concurrent Proposed New Rules: N.J.A.C. 19:32A 1.1 to 3.1

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Next, Mr. Luckie said that management is seeking Board approval to advance a regulatory proposal pursuant to the “Alyssa’s Law” legislation (Procedures for Compliance with Alyssa’s Law for Special Adopted and Concurrent Proposed New Rules: N.J.A.C 19:32A 1.1 to

3.1). He explained that the Committee was provided with an overview of the proposed regulations which require the installation of an alarm system in schools that would notify local authorities in the event of an active shooter or emergency situation. He asked Ms. Haney to discuss the proposed regulations with the Board.

Ms. Haney thanked the Members for their accelerated review of the regulations in an effort to coordinate the promulgation of regulations by the SDA and Department of Education (DOE). Referencing material that was provided to the Board in advance of the meeting, she explained that the DOE is administering the grants process under the “Securing Our Children’s Future Bond Act” which supplies funding for school security grants that will include Alyssa’s Law projects along with a number of other components. She explained that Alyssa’s Law (the law), enacted in February, requires that each school building in each district have a silent alarm that, when manually activated, triggers a signal that is sent to local law enforcement. She said that general obligation bonds will be utilized for funding the law. She advised that funding will be administered by DOE pursuant to rules that DOE will promulgate. She said that SDA is statutorily responsible for issuing regulations as a “special adoption” that are essential for implementing procedures for district compliance with the law. She explained that these regulations will take effect immediately upon filing, and will be effective for a period of six months. She advised the Board that SDA’s regulations will be concurrently promulgated in the normal course. She explained that the SDA “special adoption rules” will be in place in advance of DOE’s complementary regulations which will not become effective until after their proposal, the receipt of public comment and final adoption in April 2020. Ms. Haney explained that the Rules do provide a procedure for the SDA to review districts’ submissions to determine their compliance/non-compliance with to the law. She added that there is also a procedure whereby SDA can seek a recommendation from DOE to approve an alternate emergency system

mechanism. She advised that there will be several categories of systems that could qualify as alternate emergency mechanisms if approved by DOE. Ms. Haney then discussed variations in alarm systems and licensure procedures for systems installed prior to enactment of the law. She noted that the SDA is seeking to advance publication of the regulations in order to implement the compliance review program so that districts can transmit their applications immediately. She said that this will allow the grant process to move forward when DOE's grant funding regulations are adopted in April 2020. Mr. Nixon asked if the alarm system is tied-in directly to a law enforcement facility. Ms. Haney answered in the affirmative. Mr. Maloney asked if every school will have to comply with this law. Ms. Haney said that every school will have to comply with the exception of standalone Pre-K's, Charter and Renaissance Schools. Mr. Maloney inquired as to the funding source. Ms. Haney responded that the funds will be made available through General Obligation Bonds and explained the district application and eligibility requirements.

A resolution pertaining to this matter was provided to the Board in advance of the meeting. Upon motion by Mr. Vargas and seconded by Mr. Maloney, the Board approved the proposed regulations pursuant with its unanimous vote in favor of *Resolution 7f*.

[REDACTED]

[REDACTED]

[REDACTED]

Public Comments

Mr. Nixon then opened the Public Comments portion of the meeting. No member of the public stepped forward to address the Board.

Adjournment

There being no further business to come before the Board, upon motion by the Chairman and with unanimous consent, the meeting was adjourned.

Certification: The foregoing represents a true and complete summary of the actions taken by the Board of the New Jersey Schools Development Authority at its November 6, 2019 meeting.

/s/ Jane F. Kelly
Assistant Secretary