

**Atlantic City Board of Education
Special Meeting
May 26, 2022 – 6:00pm**

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A. Call To Order Mr. Steele, President

B. Roll Call Mr. Bailey ____; Mrs. Byard ____; Mr. Chowdhury ____; Mr. Cupeles ____;
Mr. Devlin ____; Mr. Herbert ____; Mr. Johnson ____; Mr. Mayfield ____ Mr. Steele ____.

B. Dr. Small ____; Ms. Morris ____; Ms. Yahn ____; Mrs. Ricketts ____; Ms. Saunders ____;
Mrs. Riley ____; Mrs. Brown ____; Ms. Wallace ____

C. Statement of Notice

A notice of the special meeting was published in the Press of Atlantic City, mailed to the City Clerk and posted on the bulletin board of the Citi Center Building at 1300 Atlantic Avenue, Atlantic City, New Jersey 08401 on May 24, 2022.

D. Flag Salute

E. Vision & Mission Statement

Vision: Atlantic City Public Schools and members of the community believe in the development of the whole child. Together we are committed to providing a nurturing, safe and stimulating environment for all students to continuously learn and grow.

Mission: All students will be actively engaged and supported as they learn and grow on the journey to become independent, life-long learners equipped for the 21st Century.

F. Superintendent's Report – Dr. La'Quetta S. Small

G. Public Comments

The Board welcomes input from parents, students and community members and encourage participation in its meetings. Those who wish to speak during public comments must sign in prior to the public portion.

The Board wishes to remind residents that public complaints and grievances concerning district personnel shall be handled in accordance with Policy & Regulation number 9130 and that personnel matters will not be discussed by the board in public. It is incumbent upon us a Board to advise the public that comments asserted that are stated in such a way as to convey to the listeners that they are factual and true, when in fact, may just be the speaker's opinion, may be considered slanderous and present the risk of liability to the speaker as well as to the Board. The Board desires to make it known that verbal abuse, threats, or other pressure tactics shall not be tolerated. In the event that inappropriate behavior becomes evident, the board shall reserve the right to limit or cease public discussion. The Board kindly asks that you limit your comments to three (3) minutes and wishes to thank you for coming and for taking your time to join us.

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PERSONNEL 1 - 2

1. Approve the following Doctrine of Necessity:

WHEREAS, the School Ethics Commission (“SEC”) has provided guidance in Public Advisory Opinion A03-98, regarding how a Board should invoke the Doctrine of Necessity when a quorum of a board of education has conflicts of interest on a matter required to be voted upon; and

WHEREAS, the opinion set forth that, when necessary for a Board to invoke the Doctrine of Necessity, the Board should state publicly that it is doing so, the reason that such action is necessary and the specific nature of the conflicts of interest; and

WHEREAS, the SEC by resolution dated February 25, 2003, clarified and required a Board of Education invoking the Doctrine of Necessity to adopt a resolution setting forth that they are invoking the doctrine, the reason for doing so, and the specific nature of the conflicts of interest; and

WHEREAS, the SEC further directed Boards of Education that invoke the Doctrine of Necessity to read the resolution at the regularly scheduled public meeting, post it where it posts public notices for thirty days, and provide the Commission with a copy; and

WHEREAS, the State Department of Education promulgated *N.J.A.C. 6A:23A-6.2*, which places additional standards and restrictions and restrictions upon the ability of a board member to vote on a particular issue; and

WHEREAS, the five board members’ conflicts are as follows:

- (1) Board Member Mrs. Ruth Byard’s daughter is a Board approved teacher substitute; and
- (2) Board Member Ms. Patricia Bailey’s son is a Board approved truancy officer; and
- (3) Board Member Mr. Walter Johnson’s spouse is employed by the Board as a teacher; and
- (4) Board Member Mr. Shay Steele’s spouse is employed by the Board as teacher; father parent center employee and.
- (5) Board Member Mr. Albert Herbert’s sister-in-law is employed by the Board as a teacher.

WHEREAS, the inability of the aforementioned Board members to participate in the naming and approving of Assistant Superintendent; and

WHEREAS, as required by law, the Board desires to invoke the Doctrine of Necessity in accordance with Procedures established by the Commission; and

NOW, THEREFORE, BE IT RESOLVED by the Atlantic City Board of Education, County of Atlantic, State of New Jersey, that the aforementioned Board Members are prohibited from the naming and approving of the position of Assistant Superintendent; and approving

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NOW, THEREFORE, BE IT FURTHER RESOLVED that the Board invokes the Doctrine of Necessity in order to allow the full body of the Board to approve the naming and approving the Assistant Superintendent in accordance with State law; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that this Resolution shall be read at a regularly scheduled meeting of the Board and be publicly posted by the Board; and

NOW, THEREFORE, BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the School Ethics Commission.

- 2. Approve the job description of Assistant Superintendent, per Exhibit A.**

Personnel 1 - 2

Motion By: _____ Seconded By: _____

Yes _____ No _____ Abstain _____

Adjourn

Motion By: _____ Seconded By: _____

Yes _____ No _____ Abstain _____