

THE FOLLOWING TWO RESOLUTIONS WERE PASSED BY THE MONTAGUE BOARD OF EDUCATION AT THEIR AUGUST 25, 2015 SPECIAL MEETING:

AD-1

WHEREAS the Montague Board of Education passed a resolution on August 13th, 2015 authorizing families to enroll their children in either Montague, Port Jervis, or High Point schools as appropriate; and

WHEREAS the Montague Board of Education currently remains contractually obligated to both Port Jervis City School District and High Point Regional School District Board of Education; and

WHEREAS the Montague Board of Education has previously advised the Port Jervis City School District that it intends to satisfy all tuition obligations on behalf of Montague Students enrolling in Port Jervis for the 2015/2016 school year; and

WHEREAS questions have arisen regarding the Montague Board of Education's commitment in that regard;

NOW THEREFORE BE IT RESOLVED that the Montague Board of Education shall satisfy all tuition obligations on behalf of Montague Students enrolling in Port Jervis for the 2015/2016 school year.

Motion by Mrs. Osborne, seconded by Mrs. Andriac
All in Favor
Motion Carried

AD-2

WHEREAS the High Point Board of Education initiated litigation against the Montague Board of Education on or about August 20th, 2015; and

WHEREAS the Montague Board of Education currently remains contractually obligated to both Port Jervis City School District and High Point Regional School District Board of Education; and

WHEREAS to date, the Montague Board of Education has not provided the required 5 years prior notice to the Port Jervis City School District that it intends to withdraw from its contract with Port Jervis City School District; and

WHEREAS the Port Jervis City School District has advised the Montague Board of Education that it intends to enforce its contract with Montague Board of Education; and

WHEREAS the United States Constitution prohibits the impairment of that contract by the Commissioner of Education of the State of New Jersey; and

WHEREAS the attorney formerly representing the Montague Board of Education had an irreconcilable and undisclosed conflict of interest in that she was simultaneously representing the High Point Regional School District Board of Education; and

WHEREAS the attorney formerly representing the Montague Board of Education has represented the High Point Regional School District continuously from approximately 2007 to the present day; and

WHEREAS High Point negotiated its contract with the Montague Board of Education in bad faith;

NOW THEREFORE BE IT RESOLVED that the Montague Board of Education authorizes and directs its legal counsel to take all necessary and appropriate steps to commence litigation against the High Point Regional School District to challenge the contract between the districts and to seek such further relief as may be necessary under the circumstances.

BE IT FURTHER RESOLVED that the Montague Board of Education hereby appoints Daniel M. Perez, Esq., as Special Counsel for litigation matters.

Motion by Mrs. Kurtzman, seconded by Mrs. Andriac
All in Favor (except Mr. Bolen and Mr. Gelderman who abstained)
Motion Carried