

WALL TOWNSHIP PUBLIC SCHOOLS
OFFICE OF THE BUSINESS ADMINISTRATOR/BOARD SECRETARY
PO Box 1199
Wall, New Jersey 07719-1199

Brian J. Smyth
Custodian of Records

Phone: 732-556-2016
FAX: 732-556-2102

August 15, 2024

Betsy Cross
Re: OPRA 25-023

opra+request-64541-8d5698c8@requests.opramachine.com

This response, consisting of 2 pages, is being provided on the 6th business day from receipt.

Good afternoon,

The Wall Township Board of Education is in receipt of your emailed request sent on August 6, 2024, at 5:52 p.m. and received on August 7, 2024, wherein you requested record as follows:

“Records requested: Kindly return via a PDF only
1) Wall BOE Executive session minutes for June 2024.”

Attached please find the Executive Session minutes for June 2024, consisting of 2 pages. The records have been redacted to protect confidential information. The numbers reference the corresponding numbered paragraphs of the enclosed document.

2. The redactions were made in accordance with the attorney client privilege exception to OPRA.
3. First Bullet - The redactions were made in accordance with the attorney client privilege exception to OPRA and pursuant to confidential student record law, N.J.A.C. 6A:32-7.5, Family Education Rights and Privacy Act exceptions, and because you are not an authorized person or entity pursuant to the requirements of N.J.A.C. 6A:32-7.5.

Second Bullet - The redactions were made in accordance with the attorney client privilege exception to OPRA.

Third Bullet - The redactions were made in accordance with the attorney client privilege exception to OPRA and pursuant to confidential student record law, N.J.A.C. 6A:32-7.5, Family Education Rights and Privacy Act exceptions, and because you are not an authorized person or entity pursuant to the requirements of N.J.A.C. 6A:32-7.5.
4. The redactions were made in accordance with the attorney client privilege exception to OPRA and pursuant to confidential student record law, N.J.A.C. 6A:32-7.5, Family Education Rights and Privacy Act exceptions, and because you are not an authorized person or entity pursuant to the requirements of N.J.A.C. 6A:32-7.5.
5. The redactions were made in accordance with the attorney client privilege exception to OPRA.
7. The redactions were made in accordance with the attorney client privilege exception to OPRA.
8. The redactions were made in accordance with the attorney client privilege exception to OPRA.

If your request for access to a government record has been denied or unfilled within the seven (7) business days required by law, you have a right to challenge the decision by the Wall Township Board of Education to deny access. At your option, you may either institute a proceeding in the Superior Court of New Jersey or file a complaint with the Government Records Council (GRC) by completing the Denial of Access Complaint Form. You may contact the GRC by toll-free telephone at

866-850-0511, by mail at P.O. Box 819, Trenton, NJ 08625, be-mail at grc@dca.state.nj.us, or at their web site at www.state.nj.us/grc. The GRC can also answer other questions about the law. All questions regarding complaints filed in Superior Court should be directed to the Court Clerk in your County.

Sincerely,

A handwritten signature in black ink, appearing to read "Brian J. Smyth". The signature is written in a cursive, slightly slanted style.

Brian J. Smyth
Custodian of Records

BJS/dc

EXECUTIVE SESSION
June 11, 2024

Following a motion in public, the Board met in closed Executive Session at 5:55 p.m.

BOE Members present: Mr. Addonizio, Ms. Barbieri, Mr. Buffa, Mr. Maliff, Ms. Shimko, Mr. Wondrack, and Ms. Stietz.

BOE Member not present: Ms. DiGiovanni, Mr. Nasr.

Also, in attendance: Dr. Handerhan, Superintendent, Ms. McCann, Assistant Superintendent of Curriculum and Instruction, Ms. Bond, Assistant Superintendent of Special Education, Mr. Scarano, Director of Human Resources, Mr. Smyth, Business Administrator/Board Secretary, and Ms. Cornell, Board Attorney.

1. Student matter – There are no HIB cases to report since the last Executive Session meeting held on May 21, 2024.

2. Litigation - L. Grasso vs. Wall BOE – Mr. Tom O’Grady attorney appointed by DJIF. Mr. O’Grady advised [REDACTED] Mr. O’Grady advised [REDACTED] Mr. O’Grady advised [REDACTED]

[REDACTED] Mr. O’Grady advised [REDACTED]
[REDACTED]
[REDACTED]

Mr. O’Grady advised, [REDACTED]
[REDACTED]

Mr. O’Grady advised that he and Ms. Cornell [REDACTED] Ms. Cornell and Mr. O’Grady advised [REDACTED]
[REDACTED]

3. Legal Updates – Ms. Cornell provided updates on the following:

- [REDACTED]
- Southwell vs. Wall BOE – [REDACTED]
[REDACTED]
- [REDACTED] – HIB – [REDACTED]
[REDACTED]
- J. DeCarlo vs. Wall BOE (follow up): The district received a copy of the insurance check from Betsy Cross that showed that the check was cut prior to Board approval. Ms. Cornell reported that the check was issued but held by the attorney until after the Board’s approval. The check was made out to the insurance company’s counsel, not Ms. DeCarlo. Dr. Handerhan reported that Ms. DeCarlo posted on social media comments that were in violation of the settlement agreement. The post was deleted 24 hours after initial posting. J. DeCarlo’s attorney will be contacted regarding the violation of the settlement agreement.

4. [REDACTED] Residency – Ms. Cornell, with input from Dr. Handerhan, [REDACTED] advised [REDACTED]
[REDACTED] Dr. Handerhan advised that [REDACTED]
[REDACTED]
[REDACTED] Ms. Cornell advised [REDACTED]

EXECUTIVE SESSION
June 11, 2024

5. Wilentz, Goldman & Spitzer, [REDACTED] – Ms. Cornell advised [REDACTED]
6. OPRA Law Changes & Possible Litigation – Ms. Cornell advised on the new OPRA legislation that will go into effect in September.
7. OPRA Request Re: Comptroller – Mr. Smyth reported on the current status and challenges of a current OPRA request regarding correspondence to and from the Comptroller's Office, and Ms. Cornell advised [REDACTED]
8. Personnel Updates – Dr. Handerhan introduced the candidate that is being recommended for hire on this evening's Agenda for the Intermediate School Assistant Principal, Donald Lintner.
9. Litigation – HVAC Contract 22K129B: Mr. Smyth advised that Mr. Merlino [REDACTED]

Adjournment: Motion by Ms. Barbieri second by Mr. Buffa to adjourn. Voice vote. All in favor. Motion carried; meeting adjourned at 7:25 p.m.