

IN THE MATTER OF THE WITHHOLDING :
OF THE STATE SHARE OF SCHOOL :
FACILITIES PROJECT COSTS UNDER : STATE BOARD OF EDUCATION
N.J.S.A. 18A:7G-15 AS DEFINED IN THE :
GRANT AGREEMENT BETWEEN THE : DECISION ON MOTION
ECONOMIC DEVELOPMENT AUTHORITY :
AND THE BOARD OF EDUCATION OF :
THE TOWNSHIP OF DELANCO. :
_____ :

Decided by the Director, Contract Procurement and Administration of the
New Jersey Economic Development Authority, October 3, 2002

For the Appellant, Parker, McCay & Criscuolo (Bradley K. Sclar, Esq., of
Counsel)

For the Participant, Michael Lombardi, Deputy Attorney General (Peter C.
Harvey, Acting Attorney General of New Jersey)

In a letter dated October 3, 2002, signed by the Director, Contract Procurement
and Administration of the New Jersey Economic Development Authority, the Board of
Education of the Township of Delanco was notified of a determination to withhold the
State share of construction costs for a school facilities project as a result of alleged
violations of the Public School Contracts Law.

The Delanco Board filed the instant appeal to the State Board.

On February 11, 2003, the Commissioner of Education filed a motion to
participate in this matter.

After a review of the papers filed, we grant the motion. The Commissioner's answer brief is due by April 25, 2003. The Delanco Board may then file a reply brief within ten days after service of the Commissioner's brief.

April 2, 2003

Date of mailing _____