

BOARD OF EDUCATION  
SCHOOL DISTRICT NO. 1J, MULTNOMAH COUNTY, OREGON

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Purchases, Bids, Contracts

The Superintendent RECOMMENDED adoption of the following item:

Number 5614

Director Esparza Brown moved and Director Rosen seconded the motion to adopt the above-numbered item. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

March 20, 2018

**RESOLUTION No. 5614**

Expenditure Contracts that Exceed \$150,000 for Delegation of Authority

**RECITAL**

Portland Public Schools (“District”) Public Contracting Rules PPS-45-0200 (“Authority to Approve District Contracts; Delegation of Authority to Superintendent”) requires the Board of Education (“Board”) enter into contracts and approve payment for products, materials, supplies, capital outlay, equipment, and services whenever the total amount exceeds \$150,000 per contract, excepting settlement or real property agreements. Contracts meeting this criterion are listed below.

**RESOLUTION**

The Superintendent recommends that the Board approve these contracts. The Board accepts this recommendation and by this resolution authorizes the Deputy Clerk to enter into the following agreements.

**NEW CONTRACTS**

| <b>Contractor</b>    | <b>Contract Term</b>   | <b>Contract Type</b>              | <b>Description of Services</b>   | <b>Contract Amount</b>                          | <b>Responsible Administrator, Funding Source</b> |
|----------------------|--|-----------------------------------|--|---|--|
| Peterson Farms Fresh | 3/21/18 through 3/13/19<br><br>Options to renew for up to four additional one-year terms through 3/13/23 | Materials Requirement<br>MR 65976 | Provide the District applesauce cups on a requirements basis.<br>RFP 2018-2364 | Original Term: \$40,000<br>Full Term: \$200,000 | J. Vincent<br>Fund 202<br>Dept. 5570             |
| Foster Poultry Farms | 7/1/18 through 6/30/19<br><br>Options to renew for up to four additional one-year terms through 6/30/23  | Materials Requirement<br>MR 65983 | Provide the District chicken on a requirements basis.<br>RFP 2018-2364         | Original Term: \$80,000<br>Full Term: \$400,000 | J. Vincent<br>Fund 202<br>Dept. 5570             |
| De Wafelbakkers      | 7/1/18 through 6/30/19<br><br>Options to renew for up to four additional one-year terms through 6/30/23  | Materials Requirement<br>MR 65974 | Provide the District breakfast items on a requirements basis.<br>RFP 2018-2364 | Original Term: \$45,000<br>Full Term: \$225,000 | J. Vincent<br>Fund 202<br>Dept. 5570             |

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|                          |   |                                   |  |   |   |
|--------------------------|---|-----------------------------------|--|---|---|
| Good Source Solutions    | 7/1/18 through 6/30/19<br>Options to renew for up to four additional one-year terms through 6/30/23 | Materials Requirement<br>MR 65973 | Provide the District fully cooked supper items on a requirements basis.<br>RFP 2018-2364 | Original Term: \$60,000<br>Full Term: \$300,000 | J. Vincent<br>Fund 202<br>Dept. 5570                  |
| JTM Provisions Co., Inc. | 7/1/18 through 6/30/19<br>Options to renew for up to four additional one-year terms through 6/30/23 | Materials Requirement<br>MR 65975 | Provide the District beef products on a requirements basis.<br>RFP 2018-2364             | Original Term: \$55,000<br>Full Term: \$275,000 | J. Vincent<br>Fund 202<br>Dept. 5570                  |
| Day CPM                  | 3/21/18 through 12/31/18  | Related Services<br>RS 66029      | Water Quality PM/CM Services for the water fixture replacement project.<br>RFP 2017-2352 | \$648,531                                       | J. Vincent<br>Fund 455<br>Dept. 5511<br>Project DS008 |

**NEW INTERGOVERNMENTAL AGREEMENTS (“IGAs”)**

No New IGAs

**AMENDMENTS TO EXISTING CONTRACTS**

| <b>Contractor</b>                     | <b>Contract Term</b>    | <b>Contract Type</b>                      | <b>Description of Services</b>   | <b>Contract Amount</b>                          | <b>Responsible Administrator, Funding Source</b> |
|---------------------------------------|-------------------------|---|--|---|--|
| Office of the General Counsel Network | 3/21/18 through 6/30/18 | Legal Services<br>LS 65544<br>Amendment 2 | Extending the end date of the contract to allow for hiring process for permanent General Counsel.<br><br>Direct Negotiation<br>PPS-46-0525 | Amended Term: \$85,000<br>Total Term: \$183,250 | G. Guerrero<br>Fund 101<br>Dept. 5402            |

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Other Matters Requiring Board Approval

The Interim Superintendent RECOMMENDED adoption of the following items:

Numbers 5615 through 5620

During the Committee of the Whole, Director Rosen moved and Director Anthony seconded the motion to adopt Resolution 5615. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

During the Committee of the Whole, two amendments to Resolution 5615 were considered and would be voted on at the April 10, 2018 Board Meeting.

During the Committee of the Whole, Director Anthony moved and Director Rosen seconded the motion to adopt Resolution 5616. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

During the Committee of the Whole, Director Anthony moved and Director Esparza Brown seconded the motion to adopt Resolution 5617. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

During the Committee of the Whole, Director Anthony moved and Director Rosen seconded the motion to adopt Resolution 5618. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

Director Esparza Brown moved and Director Rosen seconded the motion to adopt Resolutions 5619 and 5620. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Bailey and Student Representative Tran absent.

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**RESOLUTION No. 5615**

Resolution to Amend Board Policy 2.20.010-P Naming School District Property

**RECITALS**

- A. On December 19, 2017, the Superintendent referred a policy proposal to the Board of Education's Policy and Governance Special committee to review naming policies for District property.
- B. On January 5, 2018, the Policy and Governance Special Committee met to discuss the current policy on Naming School District Property and proposed changes that would provide clear guidance on naming of District property.
- C. On February 6, 2018, the Policy and Governance Special Committee met to review proposed revisions and recommended to move forward the proposed policy to the full Board for approval.
- D. On February 27, 2018, staff presented the first reading of Policy 2.20.010-P Naming School District Property.
- E. Per District policy, the public comment period was open for 21 days. Comments were shared with staff and with the Board of Education.

**RESOLUTION**

The Board of Education hereby adopts Policy 2.20.010-P Naming School District Property as presented in the First Reading.

**RESOLUTION No. 5616**

Resolution to Adopt Cash Management Policy 8.20.010-P

**RECITALS**

- A. Pursuant to O.R.S. 294.135 (1) (a), the Board of Education is required to annually adopt policies for Cash (Investment) management whether or not there are any changes to the Policy.
- B. On February 27, 2018, staff presented the first reading to the Board of Policy 8-20-010-P, Cash Management Policy.
- C. Per District policy, the public comment period was open for 21 days. Comments were shared with staff and with the Board of Education.

**RESOLUTION**

The Board of Education hereby adopts the Cash Management Policy, Policy 8-20-010-P.

*J. Scherzinger*

March 20, 2018

**RESOLUTION No. 5617**

Resolution to Amend Board Policy 4.20.042-P Diploma Requirements

**RECITALS**

- A. The 2017 House Bill (HB) 2220 was passed which created new provisions and amends Oregon Revised Statutes (ORS) ORS 332.114 and Removes certain requirements veterans must meet prior to receiving a high school diploma.
- B. Prior to January 1, 2018, ORS 332.114 direct, Oregon school districts issue high school diplomas to veterans who meet the following qualifications:
  - (a) the person attended a high school prior to service in the Armed Forces,
  - (b) the individual did not graduate high school due to service in the Armed Forces,
  - (c) the individual was discharged or released under honorable conditions,
  - (d) the individual served in the Armed Forces during specified wars or conflicts, and
  - (e) the individual has received a General Educational Development (GED) certificate, post-secondary degree, or minimum score on Armed Services Vocational Aptitude Battery (ASVAB).
- C. Effective January 1, 2018 school districts are to issue high school diplomas to veterans by removing requirement that veterans did not graduate from high school due to service in the Armed Forces, and the requirement that veterans must have received General Educational Development (GED) certificate, post-secondary degree or minimum score on Armed Services Vocational Aptitude Battery (ASVAB).
- D. In addition, the language of Policy 4.20.042-P, Diploma Requirements was updated to reflect current diploma requirements.
- E. On February 27, 2018, staff presented the first reading to the Board of Education Policy 4.20.042-P, Diploma Requirements.
- F. Per District policy, the public comment period was open for 21 days. Comments were shared with staff and with the Board of Education.

**RESOLUTION**

The Board of Education hereby adopts Policy 4.20.042-P, Diploma Requirements.

*Y. Curtis*

March 20, 2018

**RESOLUTION No. 5618**

Resolution Approving Renewal of the Charter Agreement with  
Le Monde French Immersion Public Charter School

**RECITALS**

- A. On January 27, 2012, Portland School District 1J (“District”) entered into a three-year initial contract with Le Monde French Immersion Public Charter School (“Le Monde”) for the operation of a K-8 charter school.
- B. On April 20, 2015, after a process in accordance with ORS 338.065, the District entered into a renewal contract with Le Monde for a second three-year term. The term of that contract expires June 30, 2018.
- C. The process and criteria for considering the renewal of a charter are described in ORS 338.065. The criteria include a requirement that the first renewal of a charter must be for the same term as the initial charter, and all future renewals must be for a term of no less than five and no more than 10 years. Le Monde French Immersion Charter School will be entering its second renewal period and has requested a five-year renewal term.
- D. Le Monde delivered its request for renewal of its charter agreement consistent with ORS 338.065.
- E. The District Charter School Program Director reviewed Le Monde’s renewal request in good faith using criteria consistent with ORS 338.065(6), which require an evaluation of whether the public charter school is:
  - a. in compliance with ORS Chapter 338 and all other applicable state and federal laws;
  - b. in compliance with the charter of the public charter school;
  - c. meeting or working toward meeting the student performance goals and agreements specified in the charter or in any other written agreements between the District and Le Monde;
  - d. fiscally stable and has used the sound financial management system described in the proposal and incorporated into the written charter; and
  - e. in compliance with any other renewal criteria specified in the charter.
- F. On February 12, 2018, the Board Charter Schools Committee held a public hearing to hear Le Monde’s charter renewal request. A video recording and a copy of the hearing minutes and materials are on file at the District Board office.
- G. On February 21, 2018, after reviewing the information presented by Le Monde in support of its renewal request, including information from the public hearing and the staff report, Superintendent Guerrero recommended that the District renew the charter agreement with Le Monde. A copy of Superintendent Guerrero’s recommendation is on file at the District Board office.

**RESOLUTIONS**

- 1. The Board of Education for Portland Public Schools has determined that Le Monde’s request to renew its charter meets the criteria of ORS Chapter 338.
- 2. The Board of Education for Portland Public Schools directs staff to negotiate a five-year charter agreement between the District and Le Monde that is consistent with ORS Chapter 338 and with District policies, is in a form approved by the District’s General Counsel, and that includes the following provisions:
  - a. The contract with Le Monde shall be for a maximum enrollment of 450 students in grades K-8. Le Monde will continue to receive pass-through State School Funds at the statutory minimum of 80% of the per-student rate for students in grades K-8, in accordance with ORS 338.
  - b. Le Monde will provide evidence satisfactory to the District that:
    - i. Sources of donations and grants are reasonably assured, and that there is a plan in place for supplementing funds received from the State School Fund (SSF) as necessary;



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- ii. Le Monde has a contingency plan in place if revenues are significantly less than or expenses are significantly more than projected, or if there is a significant cut in the SSF charter school rate; and
    - iii. Each school year's budget will be amended and resubmitted to the District when there are any significant changes to the SSF charter school rate.
  - c. Le Monde will provide a plan to attract a diverse population of students. Le Monde will report on the implementation of this plan and the ongoing results in its Annual Performance Framework and Report.
- 3. The Board of Education for Portland Public Schools directs the Superintendent to report to the Board each year on Le Monde's compliance with the terms of the charter agreement. This report may be part of an overall report for all District-sponsored charter schools.

*T. O'Neil, K. Wolfe*

#### **RESOLUTION No. 5619**

##### Settlement Agreement

The authority to pay a total of \$125,000 is granted to settle claims in the lawsuit brought by CP, as Guardian Ad Litem for PH. The settlement agreement will be in a form approved by the Interim General Counsel.

*E. Large*

#### **RESOLUTION No. 5620**

##### Minutes

The following minutes are offered for adoption:

March 6, 2018