

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 5681

Director Esparza Brown moved and Director Anthony seconded the motion to adopt the above numbered item. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

July 17, 2018

RESOLUTION No. 5681

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

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Schetky Northwest Sales Inc.	11/7/13 through 11/6/18	Purchase Order PO 142460	Purchase of 3 2019 Chevrolet 20 passenger walk on school buses. Cooperative Contract: COA 60560 Administering Contracting Agency: Lane County School District No. 41	\$183,554	S. Soden Fund 101 Dept. 5560
Western Bus Sales, Inc.	11/7/13 through 11/6/18	Purchase Order PO 142457	Purchase of 3 2019 Chevrolet 18 passenger walk on school buses. Cooperative Contract: COA 60561 Administering Contracting Agency: Lane County School District No. 41	\$193,896	S. Soden Fund 101 Dept. 5560
DreamBox Learning, Inc.	8/1/18 through 8/1/21	Master Contract MSTR 66608	Master contract offering online product and tools for District-wide use. Approved Special Class Procurements: Copyrighted Material and Creative Works PPS-47-0288(4)	Not to Exceed \$600,000	L. Valentino Funding Source Varies
Northwest Evaluation Association	7/18/18 through 7/18/23	Master Contract MSTR 66617	Master contract offering District Assessment tools. Approved Special Class Procurements: Copyrighted Material and Creative Works PPS-47-0288(4)	Not to Exceed \$1,000,000	L. Valentino Funding Source Varies
Harrang Long Gary Rudnick P.C.	7/18/18 through 6/30/19	Legal Services LS 66619	Legal services on various matters. Direct Negotiation PPS-46-0525(3),(4)	\$250,000	L. Large Fund 101 Dept. 5460

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NEW INTERGOVERNMENTAL AGREEMENTS (“IGAs”)

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Tri-Met	8/27/18 through 6/25/19	Intergovernmental Agreement IGA 66606	Student transit passes for 2018-19 school year.	\$1,933,333	S. Soden Fund 101 Dept. 5560

AMENDMENTS TO EXISTING CONTRACTS

Contractor	Contract Amendment Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
City of Portland	7/1/18 through 6/30/19	Intergovernmental Agreement IGA 59571 Amendment 6	City of Portland will provide vehicle repair and maintenance services.	\$700,000 \$4,550,000	S. Soden Funding Source Varies
Bassetti Architects, P.S., P.C.	7/18/18 through 12/31/19	Architectural Services ARCH 63897 Amendment 2	Phase 2A (Programming through Schematic Design) at Benson High School. RFP 2016-2166	\$3,289,831 \$4,072,391	S. Soden Fund 455 Dept. 3115 Project DA005
McDonald Wholesale Co.	7/23/18 through 7/22/19	Materials Requirement MR 60971 Amendment 4	Provide District with commercial food products on a requirements basis. RFP 2014-1820	\$1,050,000 \$7,150,000	S. Soden Fund 202 Dept. 5570
Fortis Construction, Inc.		Design/Build DB 65943 Amendment 2*	Adding funds for additional scope. Design-Build services for Middle School Conversion Project – other sites. Exemption from Competitive Bidding (Board Reso. 5543)	\$500,000 Not to Exceed \$9,700,000	S. Soden Fund 404 Dept. 5597 Project X0149

* Amendments are in negotiation and not finalized at this time. Staff seeks advanced authorization for these amendments pursuant to the Purchasing & Contracting Delegation of Authority Administrative Directive, 8.50.105-AD, Section X(4): “The District may seek an ‘advanced authorization’ from the PPS Board of Education for any contract upon the approval of the Director of Purchasing & Contracting. The cost of the contract shall be a ‘Not to Exceed’ amount. Once the Board has approved it, no further authorization for the contract is required, providing the contract value remains at or below the ‘Not to Exceed’ amount.”

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Other Matters Requiring Board Approval

The Superintendent RECOMMENDED adoption of the following items:

Numbers 5682 through 5687
(with Number 5685 Withdrawn)

During the Committee of the Whole, Director Bailey moved and Director Anthony seconded the motion to adopt Amended Resolution 5682. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

Director Kohnstamm moved and Director Anthony seconded the motion to include two amendments into Resolution 5682. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

During the Committee of the Whole, Director Anthony moved and Director Esparza Brown seconded the motion to adopt Resolution 5683. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

During the Committee of the Whole, Director Bailey moved and Director Kohnstamm seconded the motion to adopt Resolution 5684. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

Resolution 5685 was withdrawn.

Director Esparza Brown moved and Director Anthony seconded the motion to adopt Resolution 5686. . The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

During the Committee of the Whole, Director Anthony moved and Director Bailey seconded the motion to adopt Resolution 5687. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

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RESOLUTION No. 5682

Resolution to Adopt the 2.50.010-P – Public Access to District Records

RECITALS

- A. On August 25, 2017, the Board of Education's Policy and Governance Special Committee met to consider a first draft of the revised policy.
- B. On August 29, 2017, an initial draft was shared with the Board and discussed.
- C. On September 1, 2017, the Policy and Governance Special Committee met and revised the draft policy based on input from community members, individual reporters, and the Society for Professional Journalists.
- D. On September 26, 2017, the Board had the First Reading of the proposed revised policy. After that, work on the policy was suspended until after the contract between the District and Portland Association of Teachers was ratified.
- E. On January 5, 2018, the Policy and Governance Special Committee reviewed the Public Access to District Records Policy and recommended that the proposed policy be moved forward to the full Board for approval .
- F. On February 27, 2018, the Board held the second First Reading of Policy 2.50.010- P, Public Access to District Records, which has been posted more than 21 days for public comment, and also shared the proposed policy with employee groups.
- G. The Portland Association of Teachers requested to bargain items in the policy pursuant to Oregon's collective bargaining law, which obligated the District to bargain with that union for up to 90 days.
- H. Additional Policy and Governance Special Committee meetings occurred on March 22, April 16, and May 16, 2018, and the Committee considered public comments and other proposed changes in those meetings.
- I. On May 16, 2018, the Policy and Governance Special Committee approved incorporating into the policy two new amendments.
- J. On June 12, 2018, the Board introduced those two amendments to Policy 2.50.010-P, which were posted for 21 days for public comment.

RESOLUTION

The Board of Education hereby adopts Policy 2.50-010-P – Public Access to District Records, which was offered for a Second Reading on July 17, 2018.

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RESOLUTION No. 5683

Comprehensive Sexuality Education Policy

RECITALS

- A. On July 1, 2017, the Oregon Legislature passed the revised version of Oregon's Human Sexuality Law (ORS 336.455) and reauthorized the requirement of school districts to provide human sexuality education courses in all public elementary and secondary schools as part of health education curriculum.
- B. On July 1, 2012, the Oregon Legislature passed the Health Teens Relationship Act (ORS 339.366) directing each school district board to adopt policy regarding teen dating violence; directs Department of Justice to use moneys in the Oregon Domestic and Sexual Violence Services Fund for purposes related to teen dating violence; allows the Director of Human Services to make grants for prevention, identification and treatment related to teen dating violence; and requires Director of the Oregon Health Authority to create or include in existing surveys of teens questions about teen dating violence.
- C. On July 1, 2017, the Oregon Legislature passed the revised version of Oregon's Human Sexuality Law (ORS 336.455) and reauthorized the requirement of school districts to provide child sexual abuse prevention instructional program for students in kindergarten through grade 12.
- D. Section 2 of Oregon Administrative Rule 581-022-2050, Human Sexuality Education, directs all school districts to provide an age-appropriate, comprehensive plan of instruction focusing on human sexuality education, HIV/AIDS and sexually transmitted infections, and disease prevention in elementary and secondary schools as an integral part of health education and other subjects.
- E. The comprehensive sexuality policy and plan must be in place by the first day of the 2018 school year and must include.
- K–12 programming that emphasize abstinence, but not to the exclusion of condom and contraceptive skills-based education;
 - Human sexuality information that is complete, balanced, and medically accurate;
 - Opportunities for young people to develop and understand their values, attitudes, beliefs and decisions about sexuality as a means of helping them exercise responsibility regarding sexual relationships and sexual health decisions;
 - Course material and instruction that enhances students' understanding of sexuality as a normal and healthy aspect of human development;
 - A child sexual abuse prevention instructional program for students in kindergarten through grade 12;
 - Adequate instruction at least annually for all students grades 6-8 and at least twice during grades 9–12 on HIV/AIDS and sexually transmitted infections and disease prevention education;
 - A biennial review and update in accordance with new scientific information and effective education strategies; and
 - An opportunity for any parent to request that his/her child be excused from that portion of the instructional program required by this rule under the procedures set forth in ORS 336.035(2).
- F. Portland Public Schools has been taking steps to promote healthy sexuality through district policy and health education.

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- G. Portland Public Schools Department of Teaching and Learning has been garnering a national reputation for being a leader in implementing health education innovations such as supporting pilot programming around teen advocacy services in the high schools and vying for national grant funding to provide unique comprehensive sexuality education to all PPS students.
- H. The issue of unintended teen pregnancy and rates of HIV/AIDS and other sexually transmitted infections has become more serious each year, Portland Public Schools has responded by taking steps to implement higher health education standards in all elementary, middle, and high schools.
- I. Portland Public Schools sees the need to promote comprehensive sexuality education, all students will receive annual, age-appropriate education in grades K-8 and twice in high school beginning in Fall 2018.
- J. Portland Public Schools believes that the healthy, child is better prepared for academic success and recognizes the benefits of the Comprehensive Sexuality Policy and Plan requirement to support student achievement and well-being.
- K. The School Board recommends that the district continue efforts for supporting the Comprehensive Sexuality Policy and apply the Comprehensive Sexuality Policy and Plan to every school in Portland effective August 1, 2018.

RESOLUTION

The Board of Education hereby adopts Policy 6.40.013-P Comprehensive Sexuality Education Policy as presented at the June 26, 2018 First Reading.

J. Withycombe

RESOLUTION No. 5684

Election of Board Chairperson

Director Rita Moore is hereby elected Chairperson of the Board for the period July 18, 2018, until the first regular meeting of the Board in January 2019, and until, respectively, his/or her successor is elected.

RESOLUTION No. 5685

WTHDRAWN

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RESOLUTION No. 5686

Minutes

The following minutes are offered for adoption:

June 26, 2018

RESOLUTION No. 5687

Election of Board Vice-Chairperson

Director Julie Esparza Brown is hereby elected Vice-Chairperson of the Board for the period July 18, 2018, until the first regular meeting of the Board in January 2019, and until, respectively, his/or her successor is elected.