

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 5688

Director Brim-Edwards moved and Director Anthony seconded the motion to adopt the above referenced number. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Esparza Brown absent.

## RESOLUTION No. 5688

### 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>      |
|---|-------------------------|-------------------------------|--|------------------------|---|
| Lexia Learning Systems LLC                          | 7/30/18 through 7/31/19 | Digital Resource<br>DR 66634  | Lexia Core5 Reading unlimited license and implementation at 18 schools.<br><br>Approved Special Class Procurements: Copyrighted Material and Creative Works PPS-47-0288(4) | \$180,000              | L. Valentino<br>Fund 205<br>Dept. 5407<br>Grant G1671 |
| Immigrant and Refugee Community Organization (IRCO) | 8/1/18 through 6/30/19  | Personal Services<br>PS 66632 | Family and Community Engagement program at identified schools.<br><br>RFP 2016-2199  | \$225,564              | G. Guerrero<br>Fund 101<br>Dept. 5431                 |

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

No New IGAs

#### AMENDMENTS TO EXISTING CONTRACTS

| <b>Contractor</b> | <b>Contract Amendment Term</b> | <b>Contract Type</b>                         | <b>Description of Services</b>  | <b>Amendment Amount, Contract Total</b> | <b>Responsible Administrator, Funding Source</b>        |
|-------------------|--------------------------------|--|---|---|---|
| Catalyst Pathways | 8/31/18 through 8/31/19        | Personal Services<br>PS 64817<br>Amendment 3 | Design and implementation of supplemental instructional programs for Title I eligible students enrolled in private schools. This amendment extends the contract for the second year.<br><br>RFP 2017-2206 | \$36,767.49<br>\$494,957                | L. Valentino<br>Fund 205<br>Dept. Varies<br>Grant G1801 |
| Catapult Learning | 8/31/18 through 6/15/19        | Personal Services<br>PS 64922<br>Amendment 2 | Design and implementation of supplemental instructional programs for Title I eligible students enrolled in private schools This amendment extends the contract for the second year.<br><br>RFP 2017-2206  | \$317,253<br>\$515,957                  | L. Valentino<br>Fund 205<br>Dept. Varies<br>Grant G1801 |

Other Matters Requiring Board Approval

The Superintendent RECOMMENDED adoption of the following items:

Numbers 5689 through 5700  
(Numbers 5689 and 5691 were Withdrawn)

During the Committee of the Whole, Director Brim-Edwards moved and Director Anthony seconded the motion to adopt Resolution 5690. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Esparza Brown absent.

Director Brim-Edwards moved and Director Anthony seconded the motion to adopt Resolutions 5692 through 5700. The motion was put to a voice vote and passed unanimously (6-yes, 0-no), with Director Esparza Brown absent.

Director Anthony moved and Director Brim-Edwards seconded the motion to amend Resolution 5700 by removing dollar amounts in the resolution.

**RESOLUTION No. 5689**

**WITHDRAWN**

**RESOLUTION No. 5690**

Resolution to Uphold the Superintendent's Decision on a Step 2 Appeal – Complaint No. 2018-01

**RECITALS**

The Board of Education has received and reviewed Complaint # 2018-01 submitted and the Superintendent's response to it.

**RESOLUTION**

The Board of Education upholds the Superintendent's decision of the Step 2 appeal as the final decision.

**RESOLUTION No. 5691**

**WITHDRAWN**

## **RESOLUTION No. 5692**

### Approval of Head Start Parent Policy Council Recommendations

#### **RECITALS**

- A. Federal requirements call for the Governing Board of a Head Start Program to approve recommendations and reports for the Program.
- B. The Board of Directors for Portland Public Schools serves as the Governing Board for the PPS Head Start Program.
- C. Portland Public Schools Parent Policy Council approved the following documents.

#### **RESOLUTION**

The Board of Directors for Portland Public Schools, School District No. 1J, Multnomah County, Oregon, approves the following Head Start recommendations and reports:

- Eligibility, Recruitment, Selection, Enrollment and Attendance (ERSEA)
- 5 Year Goals
- Budget/Planning Recommendations
- PPS Head Start Program Options
- Community Needs Assessment
- Self-Assessment Report
- School Readiness Goals
- Internal Dispute Resolution Policy and Procedures

**RESOLUTION No. 5693**

Revising the Wages for Bus Drivers effective July 25, 2018

**RECITALS**

- A. The District is in bargaining with the Amalgamated Transit Union (ATU), which represents bus drivers, for the successor agreement to the 2014- 2017 labor agreement that expired June 30, 2017.
- B. The District has made contract proposals to increase bus driver wages effective on July 1, 2017, and July 1, 2018, respectively. Following a declaration of impasse by ATU, the District submitted its Final Offer, including the wage proposals, to the Employment Relations Board pursuant to state law. The Employment Relations Board published the parties' Final Offers on May 8, 2018.
- C. The District and ATU are continuing to mediate and bargain with the assistance of the State Conciliation Division of the Employment Relations Board.
- D. The District is currently hiring bus drivers for the coming school year.
- E. To facilitate recruiting efforts, the District is exercising its right under the state collective bargaining law to implement the July 1, 2018 wage proposal, effective July 25, 2018.

**RESOLUTION**

The Portland Public Schools Board of Education accepts the Superintendent's recommendation to implement the following wage rates for bus drives effective July 25, 2018:

| <b>STEP</b> | <b>DESCRIPTION</b>          | <b>HOURLY RATE</b> |
|-------------|-----------------------------|--------------------|
| 1           |                             | \$17.96            |
| 2           |                             | \$18.87            |
| 3           |                             | \$19.77            |
| 4           |                             | \$21.15            |
| 5           | FIVE (5) YEAR LONGEVITY     | \$22.17            |
| 6           | TEN (10) YEAR LONGEVITY     | \$23.13            |
| 7           | FIFTEEN (15) YEAR LONGEVITY | \$24.19            |
| 8           | TWENTY (20) YEAR LONGEVITY  | \$25.05            |

**RESOLUTION No. 5694**

A Resolution Regarding Depository Banks  
for the Funds of the Portland Public School District (School District No. 1-J, Multnomah County, Oregon)

**RECITALS**

- A. On May 23, 2017, the Board of Education ("Board") passed Resolution No.5463, supplementing and/or modifying Resolution No. 5286 for District Officer authorizations regarding depository banks.
- B. The District desires to supplement and/or modify Resolution 5463 as provided below.

**RESOLUTION**

- 1. That any one of the following of the District's officers [*designate titles only*]; and in their absence as the Superintendent designates;

Deputy Superintendent \_\_\_\_\_,

Senior Director of Financial Services \_\_\_\_\_,

(each such designated officer an "Officer"), is individually authorized to: (a) open or close one or more deposit and/or securities accounts (the "Accounts") with any depository institution qualified by the Oregon State Treasurer under Oregon Revised Statutes (O.R.S.) 295 (herein after called "Bank") which account shall be in the name of the District; (b) execute and deliver in the District's name such agreement(s) regarding the Accounts and the services related thereto as Bank may from time to time require; (c) authorize and execute transactions on the Accounts, including, without limitation: (i) signing checks and other instruments withdrawing funds from the Accounts, (ii) requesting funds transfers by Bank to and from the Accounts, (iii) entering into arrangements for the processing of automated clearing house ("ACH") debit entries and/or ACH credit entries to and from the Accounts, and (iv) endorsing on behalf of the District, and otherwise negotiating, checks and other items payable to the District; (d) incur overdrafts and other obligations in the Accounts at Bank in connection with any of the products, services, or activities authorized by these resolutions.

- 2. That any one of the following of the District's officers [*designate titles only*];

Director of Financial Services \_\_\_\_\_,

Senior Manager/Treasury \_\_\_\_\_,

\_\_\_\_\_

(each such designated officer a "Limited Officer"), is authorized to: (i) request funds transfers by Bank to and from the Accounts, (ii) enter into arrangements for the processing of automated clearing house ("ACH") debit entries and/or ACH credit entries to and from the Accounts.

- 3. That each Officer and each Limited Officer is individually authorized to designate one or more District officials (each such designated official, an "Official") to: (a) sign checks withdrawing funds from their respective school checking Accounts, including those payable to cash; and (b) issue and release stop payments on checks drawn on their respective school checking Accounts.
- 4. That the District is authorized to enter into any other arrangements, agreements and documents with respect to any Bank's deposit and treasury management products and services, in such form and on such terms and conditions as may be agreed to by an Officer signing such agreements and documents, after appropriate Board of Education approval is obtained, if necessary.
- 5. That except to the extent provided otherwise in any agreement between the District and Bank, the District authorizes Bank to rely on any act or communication, including telephone, wire or



electronic communication, purporting to be done by any Officer, Limited Officer or Official of the District if such reliance is in good faith, and the District shall be bound to Bank by any such act or communication relied on by Bank in good faith.

6. That these resolutions are in addition to, and not by way of limitation on, other resolutions, if any, of the District in favor of Bank, and that the authority conferred by these resolutions shall be deemed retroactive and any and all acts authorized by these resolutions performed prior to the passage of these resolutions are hereby approved and ratified as the official acts and deeds of the District.
7. That each of these resolutions shall continue in full force and effect until Bank has received express written notice of its rescission or modification by a resolution duly adopted by the District's Board of Education and certified by a Secretary or Deputy Clerk of the District.

#### **RESOLUTION No. 5695**

##### Appointment of Financial Auditor

#### **RECITALS**

- A. To comply with the requirements of Oregon Revised Statutes (ORS), the Portland Public Schools Board of Education shall appoint a financial auditor for the 2018-19 fiscal year.
- B. ORS 328.456, 327.137, 297.405 require the appointment of a financial auditor for the School District.

#### **RESOLUTION**

The Portland Public Schools Board of Education appoints Talbot Korvola & Warwick to serve as the financial auditor for the 2018-19 fiscal year.

**RESOLUTION No. 5696**

Appointment of Clerk and Deputy Clerks

**RECITALS**

- A. To comply with the requirements of Oregon Revised Statutes (ORS), the Portland Public Schools Board of Education shall appoint a School District Clerk and Deputy Clerks for the 2018-19 fiscal year.
- B. ORS 332.515 requires the appointment of the Chief Administrative Officer as the School District Clerk. Deputy clerks may also be appointed.

**RESOLUTION**

- 1. The Portland Public Schools Board of Education appoints Superintendent Guadalupe Guerrero as Clerk of Portland Public School for the 2018-19 fiscal year.
- 2. The Portland Public Schools Board of Education appoints Claire Hertz and Yvonne Curtis as Deputy Clerks of Portland Public School for the 2018-19 fiscal year.

**RESOLUTION No. 5697**

Appointment of Budget Officer

**RECITALS**

- A. To comply with the requirements of Oregon Revised Statutes (ORS), the Portland Public Schools Board of Education shall designate a person to serve as the Budget Officer.
- B. ORS 294.331 requires the Board of Education to designate a person to serve as the Budget Officer. The Budget Officer shall prepare or supervise the preparation of the budget document and act under the direct supervision of the Superintendent.

**RESOLUTION**

The Portland Public Schools Board of Education designates the Deputy Superintendent of Business and Operations as the Budget Officer for the 2018-19 fiscal year.

**RESOLUTION No. 5698**

Designation of Depositories

**RECITALS**

- A. To comply with the requirements of Oregon Revised Statutes (ORS), the Portland Public Schools Board of Education shall designate the banks, which will serve as depositories for School District funds.
- B. ORS 328.441(2) requires that the School Board "shall designate such bank or banks within the county or counties in which the district is located, as the board deems safe and proper depositories for school district funds".

**RESOLUTION**

The Portland Public Schools Board of Education designates Washington Federal; Umpqua Bank; US Bank; Willamette Community Bank; Wells Fargo Bank; BNY Mellon as depositories and custodians for Portland Public Schools for the 2018-19 fiscal year.

**RESOLUTION No. 5699**

Minutes

The following minutes are offered for adoption:

July 17, 2018

## RESOLUTION No. 5700

### Designation of Real Property as Surplus at Ivon Lot (SE Ivon between SE 13th and 14th Avenues)

#### RECITALS

- A. The Board of Education ("Board") seeks to ensure that the physical assets of Portland Public Schools ("District") are supporting in the most productive way possible our core mission of educating Portland students.
- B. The District owns a 2,000 square foot vacant property described as the vacant lot on Ivon Street between SE 13th and SE 14th Avenues (TIBBETTS ADD, BLOCK 2, E 40' OF LOT 1) and known as the Ivon Lot.
- C. The Ivon Lot ("the Lot") was originally donated to the District by Multnomah County with the restriction that the property revert back to the County if it was no longer used "for public purposes." The County has since removed the deed restriction, but with the condition that the land be dedicated to the Benson Construction Technology Program ("The Benson Program") and that any proceeds from the sale of the land go to the Benson Program and not the District General Fund.

The County's requirement potentially conflicts with District Policy 8.70.042, and the Board intends to review that policy before the sale of the Ivon Lot and related improvements.

- D. The Benson Program offers training to Benson students in residential home construction, including the design and entitlement process and hands-on construction of a home, over a three-to four-year period.
- E. The Superintendent recommends to the Board that the Lot be declared surplus real property for the construction of an additional Benson Program house, and the house be subsequently and expeditiously sold on the residential housing market subject to the Board's final approval of the final sale price.
- F. The Superintendent makes the following report pursuant to Board Policy 8.70.040-P in support of his recommendation that the Board declare the Lot surplus real property:
  - 1. Notice: The Board; the City of Portland, Oregon; Multnomah County, Oregon; and the Hosford-Abernathy Neighborhood District Association were notified on or before April 6, 2018 of the Superintendent's intent to recommend that the Lot be declared surplus real property by the Board for use in the Benson Program. On April 10, 2018, public notice was published in the Portland Tribune.
  - 2. Public Input Opportunity: District staff attended the April 17, 2018 Hosford-Abernathy Neighborhood District Association meeting and presented the Superintendent's recommendation that the Lot be declared surplus and used for the Benson Program.
  - 3. Summary of Factors Considered:
    - a. Program/Enrollment Factors: The Lot is a 2,000 square foot undeveloped vacant parcel. It is not adjacent to a District school. Because of its small size and geographic location, it is not needed for District school use.
    - b. Financial Factors: The estimated current value of the Lot is \$200,000 to \$250,000. The surplus of the Lot for the Benson Program will save the District an equivalent or higher cash outlay for the purchase a lot for the Benson Program.

- c. Public Input Analysis: District staff attended the April 17, 2018, Hosford-Abernathy Neighborhood District Association meeting and presented the Superintendent's proposal to recommend that the Lot be declared surplus and used in the Benson Program.

The Neighborhood Association was supportive of the development of the Lot and expressed no concerns.

4. Governmental Agency Option To Purchase: The City of Portland and Multnomah County were notified on April 6, 2018, of the District's intent to declare the Lot surplus and of their opportunity to declare an intent to purchase the Lot within 60 days from date of notice; neither government has responded that it has an interest in the purchase of the Lot.
- G. The Finance, Audit, and Operations Committee has reviewed this recommendation and recommends Board approval.

### **RESOLUTION**

1. The Board finds the Ivon Lot (TIBBETTS ADD, BLOCK 2, E 40' OF LOT 1) is no longer needed by the District for school purposes and that the lot is declared a surplus real property qualified for disposal under Board Policy 8.70.040-P.
2. The Board authorizes the Superintendent or his designee to make the Ivon Lot available to the Benson Construction Technology Program and offer the completed home built on the Ivon Lot for sale on the Portland residential housing market through the services of a licensed real estate broker. The Board further authorizes the Deputy Clerk to enter into and execute such agreements in a form approved by General Counsel. The sale of the home shall be subject to the Board's approval of the final sale price.
3. The Board hereby amends Resolution 5493 to earmark proceeds from the sale, net of any expenses paid by the general fund for closing costs or construction materials of the real property located at 130 NE Skidmore Street to the Benson Construction Technology Program.
4. The Board directs the Superintendent to ensure that funds earmarked for the Benson Construction Technology Program are budgeted and managed consistent with industry practices for construction projects in an educational program.

*S. Soden / S. King*