

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

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October 2, 2018

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Purchases, Bids, Contracts

Numbers 5732 and 5733

Director Bailey moved and Director Kohnstamm seconded the motion to adopt the above referenced numbers. The motion was put to a voice vote and passed unanimously (7-yes, 0-np), with Student Representative Paesler voting yes, unofficial.

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RESOLUTION No. 5732

Revenue Contracts that Exceed \$150,000 Limit 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”) to enter into and approve all contracts, except as otherwise expressly authorized. Contracts exceeding \$150,000 per contractor 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 REVENUE CONTRACTS

No New Revenue Contracts

NEW INTERGOVERNMENTAL AGREEMENTS / REVENUE (“IGA/Rs”)

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
David Douglas School District	8/1/18 through 6/30/19	Intergovernmental Agreement / Revenue IGA/R 66918	Columbia Regional Program will provide DDSD school age classroom services for Deaf/Hard of Hearing regionally eligible children.	\$166,375	Y. Curtis Fund 299 Dept. 5422 Grant S0031
Oregon Commission for the Blind	7/1/18 through 9/30/19	Intergovernmental Agreement / Revenue IGA/R 66891	Pre-employment and transition services for the Blind and Visually Impaired students served by Columbia Regional Program.	\$277,000	Y. Curtis Fund 205 Dept. 9999 Grant G1686

AMENDMENTS TO EXISTING REVENUE CONTRACTS

Contractor	Contract Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
Northeast Coalition of Neighborhoods	10/1/18 through 9/30/20	Lease Agreement / Revenue LA/R 60379 Amendment 1	Two year extension for King Annex.	\$62,556 \$202,296	C. Hertz

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RESOLUTION No. 5733

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
Native American Youth and Family Center (NAYA)	10/3/18 through 6/30/19 Option to renew for four additional one-year terms through 6/30/23	Personal Services PS 66910	Provide a Parent Involvement and Student Achievement program at identified schools. RFP 2016-2199	Original Term: \$190,000 Total if renewed to maximum term: \$950,000	G. Guerrero Fund 101 Dept. 5431
Sjoberg Evashenk Consulting, Inc.	10/3/18 through 6/30/22 Option to renew for four additional one-year terms through 6/30/26	Personal Services PS 66874	Engagement of a third party performance auditor for the Bond Program. RFP 2017-2359	Original Term: \$975,000 Total if renewed to maximum term: \$1,950,000	C. Hertz Fund 455 Dept. 5511 Project DF120
Peace In Schools	10/3/18 through 6/15/19	Personal Services PS 66924	Provide mindful studies sessions, 9 th grade mindfulness workshops, and professional development for faculty in high schools. Direct Negotiation PPS-46-0525(4)	\$284,880	Y. Curtis Fund 101 Dept. 5428
eCIFM Solutions, Inc.	10/3/18 through 9/30/21	Software SW 66884	Provide data warehouse hosting, and application and system development support for Tririga system platform. Approved Class Special Procurements: Software and Hardware Maintenance Upgrades PPS-47-0288(11)	\$415,500	C. Hertz Fund 101 Dept. Varies

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Latino Network	10/3/18 through 6/30/19	Personal Services PS 66933	Provide Escalera/Early Escalera programming at Benson, Roosevelt, and Madison. Direct Negotiation PPS-46-0525(4)	\$191,026	G. Guerrero Fund 101 Dept. 5431
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NEW INTERGOVERNMENTAL AGREEMENTS (“IGAs”)

No New IGAs

AMENDMENTS TO EXISTING CONTRACTS

Contractor	Contract Amendment Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
FUNAX Cleaning Services	8/30/18 through 12/31/18	Services S 66474 Amendment 1	Cleaning services at Fernwood, Lewis, and King Schools. RFQ 2018-2445	\$122,000 \$191,250	C. Hertz Fund Varies Dept. Varies Project Varies

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Other Matters Requiring Board Approval

Numbers 5734 through 5741

During the Committee of the Whole, Director Esparza Brown moved and Director Anthony seconded the motion to adopt amended Resolution 5734. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes, unofficial.

Director Kohnstamm moved and Director Anthony seconded the motion to amend Resolution 5734 by adding clarifying language proposed by Director Esparza Brown to Recitals A, B and C. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes unofficial.

During the Committee of the Whole, Director Rosen moved and Director Anthony seconded the motion to adopt Resolution 5735. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes, unofficial.

During the Committee of the Whole, Director Anthony moved and Director Brim-Edwards seconded the motion to adopt amended Resolution 5736. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes, unofficial.

During the Committee of the Whole, Director Kohnstamm moved and Director Brim-Edwards seconded the motion to adopt amended Resolution 5737. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes, unofficial.

During the Committee of the Whole, Director Bailey moved and Director Kohnstamm seconded the motion to adopt amended Resolution 5738. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Paesler voting yes, unofficial.

Director Bailey moved and Director Kohnstamm seconded the motion to adopt Resolutions 5739 through 5741. The motion was put to a voice vote and passed unanimously (7-yes, 0-np), with Student Representative Paesler voting yes, unofficial.

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RESOLUTION No. 5734

Resolution to Designate October 2018 as Dyslexia Awareness Month

RECITALS

- A. Dyslexia is a specific difficulty in reading for an individual who is expected to be a better reader.
- B. Dyslexia is characterized in identifying or sequencing the individual sounds of spoken language, which affects the ability of an individual to speak, read, spell, and often learn a language.
- C. Dyslexia is the most common learning disability and affects 80 to 90 percent of all individuals with a learning disability. One in five school age children may experience a reading disability.
- D. An individual with dyslexia may have weakness in decoding or reading fluency and may have strength in higher level cognitive functions, such as reasoning, critical thinking, concept formation, or problem solving.
- E. Great progress has been made in understanding dyslexia on a scientific level, including the epidemiology, cognitive and neurobiological bases of dyslexia.
- F. Effective reading instruction for all children and screening to identify students at risk for dyslexia, as well as supplemental reading support for students at risk, is critical to prevent reading problems.
- G. Early diagnosis of dyslexia is critical to ensure individuals with dyslexia receive focused, evidence based intervention. Correct identification and intervention provides students with dyslexia self-awareness and self-empowerment. Provision of necessary accommodations and instruction help to ensure school and life success.

RESOLUTION

The Portland Public Schools Board of Education recognizes that dyslexia has significant educational implications that must be addressed; and designates October 2018 as "Dyslexia Awareness Month".

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RESOLUTION No. 5735

Superintendent's Performance Appraisal 2017

RECITALS

- A. The Board of Education adopted the Oregon School Board Association's professional standards for Superintendent Guerrero's performance evaluation in 2017.
- B. The Board used these standards for Superintendent Guerrero's current performance evaluation for the period of December 2017-June 2018. In addition, the Board evaluated the Superintendent's performance in relation to the District's goals.
- C. The Board has reviewed the Superintendent's performance in light of the performance standards and the progress of the District, and has reviewed this evaluation with the Superintendent.

RESOLUTION

The Board hereby adopts the 2017 Superintendent performance appraisal, a copy of which is on file in the District office.

RESOLUTION No. 5736

Adopting Priorities for 2018-19

RECITALS

- A. At the July 26, 2018 Board retreat, the Board and the Executive Leadership team developed four priorities for the 2018-19 year.
- B. These priorities will be used to develop the budget for the 2018-19 school year. Once approved, staff will create a work plan for bringing information to the full Board

RESOLUTION

The Portland Public Schools Board of Education adopts the following priorities for the year 2018-19:

1. Set a clear vision and strategic plan.
2. Create equitable opportunities and outcomes for all students.
3. Build management and accountability systems and structures.
4. Allocate budget, funding, and resources focused on improving outcomes for students.

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RESOLUTION No. 5737

Authorizing Usage of Construction Excise Fund

The Superintendent recommends the Board authorize the use of Construction Excise Fund (Fund 404) for additional capital improvement costs during the Middle School Implementation at Tubman, Roseway Heights, the ACCESS relocation and portable classrooms in response to districtwide enrollment growth. The Board accepts this recommendation and by this resolution authorizes the Superintendent or his designee to utilize these funds.

RECITALS

- A. Board Resolution No. 3833 approved the Construction Excise Tax (CET). The use of funds from this tax is limited to capital improvements to school facilities.
- B. Board Resolution No. 4539 adopted the establishment of a Capital Asset Renewal (CAR) Fund, directing the use of certain revenues for the funds including CET, and directing the development of a Capital Asset Renewal Plan for the life-cycle renewal of major building components. The Board required the funds be evaluated against plan requirement every five years.
- C. Board Resolution No. 5451 directed the Superintendent to further develop an implementation plan for Roseway Heights and Harriet Tubman Middle Schools aligned to the working draft of the Middle Grades Framework, and following completion of that framework, to open Roseway Heights and Harriet Tubman Middle Schools for the 2018-19 school year.
- D. Board Resolution No. 5542 authorized the use of up to \$12.59 Million from the Construction Excise Tax Fund for Middle School implementation and ACCESS relocation.
- E. Additional Middle School implementation and ACCESS relocation costs were to be funded by the 2017 Bond Program. Rising construction costs have created a shortfall in the 2017 Bond Program, and additional Construction Excise Tax resources have been collected over projections.
- F. The facilities needs generated by enrollment growth aligns to the original legislative intent of the Construction Excise Tax resource.
- G. The District is currently in the process of a Facilities Conditions Assessment of all school facilities, and will report an updated Capital Asset Renewal plan in the summer of 2019.

RESOLUTION

The Board authorizes the Superintendent or his designee to utilize Construction Excise Funds up to \$13.05 Million for Middle School implementation, ACCESS relocation and portable classrooms to address enrollment growth.

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RESOLUTION No. 5738

Lead Paint Stabilization Project: Exemption from Competitive Bidding and Authorization for Use of an Indefinite Delivery/Indefinite Quantity Alternative Contracting Method

RECITALS

- A. The Board of Directors of Portland Public Schools ("District") is the Local Public Contract Review Board ("Board") pursuant to ORS 279A.060.
- B. ORS 279C.335(2) authorizes the Board to exempt certain public contracts or classes of contracts from the standard competitive bidding process otherwise required by the Public Contracting Code and Rules upon certain findings.
- C. In a duly and legally held election on May 16, 2017, general obligation bonds were approved by a majority of the qualified voters of Portland Public Schools voting at the election ("2017 Capital Improvement Bonds").
- D. The District intends to begin a District-wide, phased Lead Paint Stabilization Project as part of the 2017 Capital Improvement Bond work.
- E. Staff has determined that use of the Indefinite Delivery/ Indefinite Quantity ("ID/IQ") alternative contracting method is the preferred method of delivery for the Lead Paint Stabilization Project. This determination is supported by draft Findings of Fact ("Draft Findings") presented to the Board pursuant to ORS 279C.335.
- F. These Draft Findings specify the cost savings and design, scheduling, operational, safety, and logistical advantages gained through use of the ID/IQ contracting method.
- G. On September 18, 2018, the District issued a public notice in the Business Tribune announcing the District's intent to utilize the ID/IQ alternative contracting method for the Lead Paint Stabilization Project. The notice was issued in compliance with ORS 279C.335 and the PPS Public Contracting Rules. The Draft Findings were made available for public review and comment on the date of publication.
- H. The Board held a public hearing on the Draft Findings on October 2, 2018.
- I. The Superintendent recommends approval of the exemption from Competitive Bidding and approval of the ID/IQ alternative contracting method for solicitation and completion of the Lead Paint Stabilization Project.

RESOLUTION

- 1. The Board hereby adopts the Draft Findings in support of use of the ID/IQ alternative contracting method for the Lead Paint Stabilization Project ("Findings").
- 2. The Board hereby exempts the Lead Paint Stabilization Project from competitive bidding requirements as provided in ORS 279C.335 and PPS Public Contracting Rules PPS-49-0145 and PPS-49-0600 through PPS-49-0690. The exemption is based upon the Findings pursuant to ORS 279C.335(2).
- 3. Pursuant to these Findings and decision, the Superintendent or his designee is hereby authorized to conduct an ID/IQ alternative contracting process for the Lead Paint Stabilization Project.

C. Hertz

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RESOLUTION No. 5739

Authorization for Off-Campus Activities

RECITAL

Portland Public Schools ("District") Policy 6.50.010-P ("Off-Campus Activities") requires the Board of Education ("Board") consent to student out-of-state travel.

RESOLUTION

The Board has reviewed the request for out-of-state travel. All required documents have been submitted to the Risk Management Department. The Superintendent recommends that the Board consent to the student out-of-state travel for the below request:

AUTHORIZATION FOR OFF-CAMPUS ACTIVITIES

Date(s)	School, Course, and Number of Students	Purpose of Travel	Travel Destination	Estimated Cost
November 13, 2018	Martin Luther King Jr, 5 th Grade Class, 31 students	Explore landforms and ecosystems tied into IB Social Studies.	Beacon Rock	\$102 plus cost of bus

RESOLUTION No. 5740

Approving Board Member Conference Attendance as Representatives of the Board

RECITALS

- A. Board Policy 1.40.070 requires Board approval for individual Board members to attend state or national meetings as representatives of the Board.
- B. Portland Public Schools is a member of the Council of Great City Schools and the Council has its Fall Conference in October of 2018; Director Esparza Brown has been named the Board representative to the CGCS.
- C. The Board Chair has approved the reimbursement for costs associated with attendance at the October Council of Great City Schools Fall Conference for Directors Moore and Kohnstamm.
- D. The Board Chair has approved the reimbursement of costs associated with attendance at the Association of Latino Administrators and Superintendents Education Summit 2018 for Director Esparza Brown.

RESOLUTION

The Board affirms Director Esparza Brown to attend the Council of Great City Schools Fall conference as a representative of the Board of Education, and to also attend the ALAS Education Summit 2018. In addition, the Board affirms Directors Moore and Kohnstamm to attend the Council of Great City Schools Fall Conference.

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RESOLUTION No. 5741

King Neighborhood Facility – Neighborhood Coalition of NE
Neighborhoods (NECN) Lease Renewal

RECITALS

- A. In 2017, the Board adopted a Real Estate Transaction Policy 8.70.041-P to articulate a process for transacting real property by the District in cases outside of the sale of surplus property governed by Policy 8.70.040-P.
- B. The Real Estate Transaction Policy states, “It is the goal of the District to achieve the maximum market rate value in the transaction of any real property the District owns”.
- C. The King Neighborhood Facility (the King Annex) located at 4815 NE 7th was built in 1973 by the City of Portland as a community center using PPS land and federal funds, and is currently leased and maintained by PPS.
- D. The Northeast Neighborhood Coalition (NECN), a community-serving nonprofit organization, has been a tenant in the King Annex since 2008 and is currently paying less than market rate for its lease.
- E. The City of Portland, which holds title to the building, desires that NECN should remain in the building at rental rate “affordable for a nonprofit social and community services entity”.
- G. The Superintendent recommends the NECN lease should be extended at a rental rate below maximum market rate value and as requested by the City of Portland.

RESOLUTION

The Board approves an exception to Real Estate Transaction Policy 8.70.041-P and directs the Superintendent to execute a lease with NECN at a rental rate starting at \$2,543 per month, which is below the current market rate for the leased property.

C.Hertz / S. King