

June 26, 2018

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

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Personnel

The Superintendent RECOMMENDED adoption of the following item:

Number 5664

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

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RESOLUTION No. 5664

2016–2019 Agreement between Portland Association of Teachers/Substitute Teachers and
School District No. 1J, Multnomah County, Oregon

RESOLUTION

The Superintendent is authorized and directed to execute the 2016–2019 Agreement between the Portland Association of Teachers, representing Substitute Teachers, and School District No. 1J, Multnomah County, Oregon, on the terms presented to the Board and filed in the record of this meeting.

June 26, 2018

Purchases, Bids, Contracts

The Superintendent RECOMMENDED adoption of the following items:

Number 5665 and 5666

Director Anthony moved and Director Esparza Brown seconded the motion to adopt the above numbered items. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

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RESOLUTION No. 5665

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”)

No New IGA/Rs

AMENDMENTS TO EXISTING REVENUE CONTRACTS

Contractor	Contract Amendment Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
State of Oregon	7/1/18 through 6/30/19	Intergovernmental Agreement / Revenue IGA/R 65094 Amendment 1	Additional year of Head Start funding.	\$4,209,133 \$8,418,266	Y. Curtis Fund 205 Grant G1825

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RESOLUTION No. 5666

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
Performance Abatement Services	6/27/18 through 10/29/18	Construction C 66455	Crawlspace, flooring, and accessible pipe insulation abatement at Jefferson High School. ITB-C 2018-2439	\$216,300	S. Soden Fund 455 Dept. 3118 Project DS002
Northwest Engineering Services, Inc.	6/27/18 through 6/30/20	Related Services RS 66489	Commissioning services on the 2017 Bond Program projects. RFP 2018-2394	\$3,570,580	S. Soden Fund 455 Dept. 5511 Project DF120
Ross Builders Northwest, LLC	6/27/18 through 12/31/18	Construction C 66441	Haul, set, and build-out modular classrooms for Cesar Chavez and Bridger schools. ITB-C 2015-2436	\$1,157,626	S. Soden Fund 404 Dept. 5597 Project X0141
Renaissance Learning Inc.	8/1/18 through 8/1/21	Master Contract MSTR 66491	Purchase of myON digital resources on an as-needed basis by schools. Approved Class Special Procurements: Copyrighted Materials and Creative Works PPS-47-0288(4)	Not to Exceed \$600,000	L. Valentino Funding Source Varies
Swanson & Cosgrave Consulting, LLC	7/1/18 through 6/30/22	Personal Services PS 66512	Curriculum development, coaching, consultation, and technical assistance. Sole Source – Federal Procurement (2 CFR 200.320 (F)(1))	\$240,000	Y. Curtis Fund 205 Dept. 5485 Grant G1716
AECOM Technical Services, Inc.	6/28/18 through 6/30/19 Option to renew for up to four additional one-year terms through 6/30/23	Related Services RS 66509	District-wide Facility Condition Assessment. RFP 2017-2325	\$2,203,201	S. Soden Fund 424 Dept. 5597 Project EC009

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SHI International	6/27/18 through 4/7/19 Option to renew through 4/7/21	Cooperative Agreement COA 66454	Pricing agreement for District-wide purchase of software on an as-needed basis. Administering Contracting Agency: State of Nevada	Not-to-exceed \$500,000	S. Soden Funding Source: Varies
Freshworks, Inc.	06/27/18 through 04/30/21 Option to renew through 4/30/24	Cooperative Agreement COA 66236	Provides Information Technology Service Desk software to log, track, and resolve IT hardware and software service requests for District staff. Administering Contracting Agency: Organization for Education Technology and Curriculum ("OETC")	Not-to-exceed \$450,000	S. Soden Dept. 5581
Miller, Nash, Graham, & Dunn	6/27/18 through 6/30/19	Legal Services LS 66521	Legal advice, research on various legal issues/matters. Direct Negotiation – PPS-46-0525 (3)	\$150,000	L. Large Fund 101 Dept. 5460

NEW INTERGOVERNMENTAL AGREEMENTS ("IGAs")

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Portland State University	1/15/18 through 1/31/20	Intergovernmental Agreement IGA 65793	Environmental consulting for the Tubman project.	\$568,276	S. Soden Fund 404 Dept. 5597 Project X0149

AMENDMENTS TO EXISTING CONTRACTS

Contractor	Contract Amendment Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
The Gunter Group	7/1/18 through 12/31/18	Personal Services PS 65849 Amendment 2	Interim support for Finance and Human Resources Department and assistance with organization and leadership transition. Direct Negotiation PPS-46-0525	\$148,675 \$397,910	G. Guerrero Fund 101 Dept. 5520
Two Ocean Partners, LLC	7/1/18 through 8/31/18	Personal Services PS 65869 Amendment 3	Interim support for Finance Department and assistance with budget and treasury functions. Direct Negotiation PPS-46-0525	\$107,000 \$378,280	G. Guerrero Fund 101 Dept. 5520
Office of the General Counsel Network	7/1/18 through 8/30/18	Legal Services LS 65544 Amendment 3	Interim General Counsel services. Direct Negotiation PPS-46-0525	\$85,000 \$268,250	G. Guerrero Fund 101 Dept. 5402
First Student	7/1/18 through 6/30/20	Services S 58779 Amendment 3	Extend contract for two additional years for student transportation. RFP 2009-63	\$26,000,000 \$176,207,000	S. Soden Fund 101 Dept. 5560

Other Matters Requiring Board Approval

The Superintendent RECOMMENDED adoption of the following items:

Numbers 5667 through 5678

During the Committee of the Whole, Director Kohnstamm moved and Director Anthony seconded the motion to adopt Resolution 5667. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

During the Committee of the Whole, Director Kohnstamm moved and Director Esparza Brown seconded the motion to adopt Resolution 5668. The motion was put to a voice vote and passed by a vote of 6-1 (6-yes, 1-no [Anthony]), with Student Representative Tran voting yes, unofficial.

During the Committee of the Whole, Director Rosen moved and Director Kohnstamm seconded the motion to adopt Resolution 5669. The motion was put to a voice vote and passed unanimously (7-yes, 0-no).

During the Committee of the Whole, Director Kohnstamm moved and Director Moore seconded the motion to adopt Resolution 5670. The motion was put to a voice vote and passed by a vote of 6-1 (6-yes, 1-no [Anthony]).

Director Anthony moved and Director Esparza Brown seconded the motion to adopt Resolutions 561 through 5680. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

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RESOLUTION No. 5667

Wellness Policy

RECITALS

- A. On June 30, 2004 Congress passed Public Law 108-265 and reauthorized federal funding for Child Nutrition Programs.
- B. Section 204 of the Child Nutrition Reauthorization Act directs all school districts participating in the federally funded Child Nutrition programs to establish a local school wellness policy for all schools in the district.
- C. The local wellness policy must be in place by the first day of the 2018 school year and must include:
- Goals for nutrition education, physical activity, and other school-based activities that are designed to promote student wellness in a manner that the district determines appropriate;
 - Nutrition guidelines selected by the district for all foods (vending machines, a la carte foods, fundraisers, concession stands, student stores, school parties/celebrations) available on each school campus during the school day with the objectives of promoting students' health and reducing childhood obesity;
 - Assurance that guidelines for reimbursable school meals shall not be less restrictive than regulations and guidance issued by the Secretary of Agriculture;
 - A plan for measuring implementation of the local wellness policy, including designation of one or more persons within the district or at each school to ensure implementation of the local wellness policy;
 - Involvement of parents, students, representatives of the school food service program, the school board, school administrators, and the public in the development of the school wellness policy; and
- D. Portland Public Schools Nutrition Services has been taking steps to promote healthy food choices through school meals and nutrition education.
- E. Portland Public Schools Nutrition Services has a national reputation for being a leader in implementing nutritional changes such as switching to 1% and nonfat milk, adding self-serve salad bars to increase fruit and vegetable intake, increasing whole grain products, and limiting fried foods.
- F. The issue of child obesity has become more serious each year, Portland Public Schools has responded by taking steps to implement higher nutrition standards in meal selections at elementary and middle schools. Elementary students are offered only milk, soymilk, and 100% juice in addition to school meals. Elementary and middle school students do NOT have access to vending machines.
- G. Portland Public Schools Nutrition Services sees the need to promote well-balanced meals for all students. Nutrition Services will no longer offer a la carte sales, only complete school meals beginning in Fall 2018. Vending machines will continue to be excluded from all schools and grade levels.

RESOLUTION

1. The Board approves that every decision that Portland Public Schools Nutrition Services makes about changes in meal service or menu will be done in the context of knowledge of the changing

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state of children's health and the district's responsibility to create a healthy school nutrition environment.

2. That Portland Public Schools believes that the healthy, physically active child is better prepared for academic success and recognizes the benefits of the Local School Wellness Policy requirement to support student achievement.
3. The School Board recommends that the district continue efforts for supporting the district Wellness Committee and apply the Wellness Policy to every school in Portland effective July 1, 2018.

J. Withycombe

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RESOLUTION No. 5668

Impose Taxes and Adoption of the FY 2018/19 Budget for
School District No. 1J, Multnomah County, Oregon

RECITALS

- A. Oregon Local Budget Law, Oregon Revised Statute (ORS) 294.428, requires each legal jurisdiction's Budget Committee approve a budget and specify the *ad valorem* property tax rate for all funds.
- B. The Board of Education (Board) serves as the Budget Committee for the school district. The Board appointed a Community Budget Review Committee (CBRC) to review the Proposed Budget and current year expenditures of the existing Local Option Levy. The CBRC acts in an advisory capacity to the Board.
- C. On May 22, 2018, the Board, acting in their capacity as the Budget Committee, received testimony and a report on the current year Local Option Levy expenditures and testimony and recommendations from the CBRC.
- D. On June 12, 2018, by way of Resolution No. 5662, and under the provisions of Oregon Local Budget Law (ORS Chapter 291), the Budget Committee for School District No. 1J, Multnomah County, Oregon ("District"), approved the FY 2018/19 budget and imposed taxes.
- E. Oregon Local Budget Law, ORS 294.431, requires submission of the budget document to the Tax Supervising Conservation Commission (TSCC) by May 15 of each year. ORS 294.431 allows taxing jurisdictions to request an extension of the submission date. Portland Public Schools ("PPS") applied for, and was granted an extension to this deadline, and submitted the PPS budget to TSCC as required.
- F. The TSCC held a public hearing on the Approved Budget on June 26, 2018.
- G. ORS 457.445(1)(b)(iv) provides the opportunity for a school district to be excluded from urban renewal division of tax calculations with a statutory rate limit on July 1, 2003, that is greater than \$4.50 per \$1,000 of assessed value. To the extent that the rate limit was increased under section 11 (5)(d), Article XI of the Oregon Constitution, property tax revenue from said increase is excluded from local revenues. The District will notify the county assessors of the rate to be excluded for the current fiscal year not later than July 15.
- H. Portland Public Schools has a statutory rate limit that is in excess of the \$4.50 limitation that includes an increase under section 11 (5)(d), Article XI of the Oregon Constitution.

RESOLUTION

- 1. The District's Board of Education hereby adopts the budget for the fiscal year 2018/19, as summarized in Attachment "A", in the total amount of \$1,506,991,788.
- 2. The Board appropriates for the fiscal year beginning July 1, 2018, the amounts summarized by program in Attachment A to this resolution and as detailed in the budget book, Adopted Budget, for the fiscal year 2018/19, School District 1J, Multnomah County, Oregon.

3. The Board resolves that the District hereby imposes the taxes provided for in the adopted budget:
 - a. At the rate of \$5.2781 per \$1,000 of assessed value for operations;
 - b. At the rate of \$1.9900 per \$1,000 of assessed value for local option tax for operations;
 - c. In the amount of \$128,700,000 for exempt bonds.

And that these taxes are hereby imposed and categorized for tax year 2018/19 upon the assessed value of all taxable property within the district.

4. Taxes are hereby imposed and categorized as for tax year 2018/19 upon the taxable assessed value of all taxable property in the District, as follows:

	<u>Education Limitation</u>	<u>Excluded from Limitation</u>
Permanent Rate Tax Levy	\$5.2781/\$1,000 of assessed valuation	
Local Option Rate Tax Levy	\$1.9900/\$1,000 of assessed valuation	
Bonded Debt Levy		\$128,700,000

5. The Board further resolves that \$0.5038 per \$1,000 of taxable assessed value is excluded from division of tax calculations, as the Permanent Rate Tax Levy attributable to the increase provided in section 11 (5)(d), Article XI of the Oregon Constitution (such increase is a result of the expiring Gap Tax Levy). The District will notify the county assessors that for the 2018/19 fiscal year \$0.5038 of the District's permanent tax rate ley is to be excluded from urban division of tax calculations under the provisions of ORS 457.010(4)(a)(D).

R. Dutcher

**Attachment "A" to Resolution No. 5668
2018/19 Adopted Budget**

Schedule of Appropriations and Other Balances

Fund	Appropriations						Contingency	Ending Fund Balance	Fund Total
	Instruction	Support Services	Enterprise & Community Services	Facilities Acquisition & Construction	Debt Service	Transfers Out			
Fund 101	350,108,662	272,247,648	1,515,284	-	-	5,878,818	25,252,055	-	655,002,466
Fund 201	8,800,000	-	-	-	-	-	-	4,257,383	13,057,383
Fund 202	-	-	21,209,667	-	-	-	-	896,568	22,106,234
Fund 205	31,734,799	31,992,955	3,068,084	-	-	-	-	-	66,795,838
Fund 225	-	-	-	-	-	-	-	17,520,983	17,520,983
Fund 299	8,288,539	2,352,706	137,112	-	-	50,000	-	-	10,828,358
Fund 307	-	-	-	-	2,708,046	-	-	-	2,708,046
Fund 308	-	-	-	-	48,854,325	-	-	1,169,736	50,024,061
Fund 320	-	-	-	-	1,846,785	-	-	-	1,846,785
Fund 350	-	-	-	-	120,432,483	-	-	3,300,899	123,733,382
Fund 404	-	-	-	20,222,034	-	618,830	-	-	20,840,864
Fund 407	-	774,699	-	-	-	-	-	-	774,699
Fund 420	-	3,695,417	-	623,558	-	-	-	-	4,318,975
Fund 435	-	-	-	2,819,761	-	-	-	-	2,819,761
Fund 438	-	4,750	-	19,782,255	-	-	-	-	19,787,005
Fund 445	-	-	-	5,089,830	-	-	-	-	5,089,830
Fund 450	-	427,059	-	184,266,382	-	-	294,365,168	-	479,058,609
Fund 470	-	-	-	-	-	-	-	-	-
Fund 601	-	3,804,091	-	-	-	-	6,874,417	-	10,678,509
Total	\$398,932,000	\$315,299,326	\$25,930,146	\$ 232,803,820	\$173,841,639	\$6,547,648	\$326,491,640	\$27,145,569	\$1,506,991,788

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RESOLUTION No. 5669

Resolution to Uphold the Superintendent's Decision on a Step 2 Appeal

RECITALS

- A. On April 24, 2018, the Portland Public School Board heard an appeal to the Superintendent's decision on the Step 2 appeal submitted by the complainant. The appeal was tabled in order to allow further discussion and to discuss with staff and members of the Teaching and Learning Committee.
- B. On May 7, 2018 and June 11, 2018, the Teaching and Learning Committee met to discuss the complaint and, in the June 11, 2018 meeting, to ask questions of staff and the complainant.
- C. The Teaching and Learning Committee gained an understanding of the concerns in the complaint and operational challenges in fully addressing them. The Office of Teaching and Learning will use the K-12 Guaranteed and Viable Curriculum so that all students have access to the same content, through differentiated teaching strategies and student tasks, across each section or class, where both English language proficiency and core standards are incorporated.

RESOLUTION

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

RESOLUTION No. 5670

Resolution to Uphold the Superintendent's Decision on a Step 2 Appeal

RECITALS

The Board of Education has received and reviewed the complaint submitted and the Superintendent's response to it.

RESOLVED

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

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RESOLUTION No. 5671

Settlement Agreement

The Board of Education grants authority to pay up to \$46,155 is granted to settle special education claims regarding student K.S. The settlement agreement will be in a form approved by the Interim General Counsel.

E. Large

RESOLUTION No. 5672

Settlement Agreement

The Board of Education grants authority to pay a total of \$ 65,000.00 is granted to settle special education claims regarding student L.T. The settlement agreement will be in a form approved by the Interim General Counsel.

E. Large

RESOLUTION No. 5673

Approval of Head Start Policy Recommendation

RECITALS

- A. Federal requirements call for the Governing Board of a Head Start program to approve recommendations 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 Policy Council recommends submitting the application for year one of the Non-Competing Continuation Grant for fiscal year 2019.

RESOLUTION

The Board of Directors for Portland Public Schools, School District No. 1J, Multnomah County, Oregon, approves the Head Start Policy Council recommendations as stated above.

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RESOLUTION No. 5674

Approval of Head Start Policy Council Recommendation

RECITALS

- A. Federal requirements call for the Governing Board of a Head Start program to approve recommendations in the program.
- B. The Board of Directors for Portland Public Schools serves as the Governing Board for the PPS Head Start Program.
- C. Due to the fact that we are facing difficulties providing quality interventions to meet the needs of the increasing number of our children with disabilities and challenging behaviors, we are seeking a reduction of 34 slots for the 2018-19 school year. This would enable us to increase our six Classroom Support Staff from .5 FTE to .875 FTE.
- D. In order to determine the program budget for 2018-2019, the PPS Head Start Policy Council recommends a reduction in slots which will result in a permanent increase in the Federal Cost per Child allocation and will positively impact the level of future fiscal year program budgets. The reduction in slots would not impact our Head Start budget allocation.
- E. If not approved, the Program will not meet its financial obligations and/or Federal Head Start Performance Standards.

RESOLUTION

The Board of Directors for Portland Public Schools, School District No. 1J, Multnomah County, Oregon, approves the Head Start Policy Council recommendation to reduce 34 slots for the 2018-2019 fiscal year.

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RESOLUTION No. 5675

Calendar of Regular Board Meetings
School Year 2018-2019

RESOLUTION

The Board of Education hereby adopts the below calendar as its schedule of Regular Board Meetings for the upcoming 2018-2019 school year.

**Portland Public Schools
BOARD OF EDUCATION
Schedule of Regular Meetings
2019-2019 School Year**

Board meetings are held at 501 North Dixon Street, Portland, Oregon, 97227, and begin at 6:00pm on Tuesdays. On occasions, Board meetings may be held in a school building.

July 17, 2018	January 8, 2019
July 24, 2018	January 29, 2019
August 14, 2018	February 12, 2019
August 28, 2018	February 26, 2019
September 4, 2018	March 5, 2019
September 18, 2018	March 19, 2019
October 2, 2018	April 2, 2019
October 16, 2018	April 16, 2019
November 13, 2018	May 14, 2019
November 27, 2018	May 28, 2019
December 11, 2018	June 11, 2019
	June 25, 2019

The Board may also hold Work Sessions, Special Meetings, and Executive Sessions on Tuesday Evenings when a Regular Board Meeting is not scheduled.

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RESOLUTION No. 5676

Service Payments

The Board of Education approves the following service payments:

<i>Payee</i>	<i>Description</i>	<i>Period</i>	<i>Amount</i>
Council of Great City Schools	Annual Dues	2018-2019	\$38,701.00
Oregon School Boards Association	Annual Dues	2018-2019	\$18,940.00

RESOLUTION No. 5677

Approving Board Member Conference Attendance

RECITAL

- 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 participates in AVID (Advancement Via Individual Determination), which encourages participation of District Leadership in Summits and Work Sessions they provide.

RESOLUTION

The Board affirms Chair Julia Brim-Edwards to attend the AVID Northwest Collaborative School Board Workshop in July 2018.

RESOLUTION No. 5678

Minutes

The following minutes are offered for adoption:

May 22, May 30, and June 12, 2018

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RESOLUTION No. 5679

Decry National Policy to Separate Families

RECITALS

- A. The family – in all its many and disparate forms – is the bedrock of society and the foundation on which our educational system is built.
- B. As educators, we see firsthand the power of families in ensuring that children are well cared for and have the opportunity to learn and grow.
- C. When families are fractured, dysfunctional, or absent, our schools often must serve as surrogate parents – a role that, while necessary, is a weak substitute for the real thing. This is why we work so hard to engage families – we know that nothing takes the place of this central ballast in a child’s life.
- D. Families of all kinds are critical to the well-being of children and their intellectual, social, and personal development, and they are sacrosanct to our civilization – or so we thought.
- E. Now we are witness to a national policy where families are little more than political fodder and children are so much partisan leverage. Some children separated from their families under this policy are reported to be housed in Portland. The evidence of psychological, physiological, academic and emotional damage to children who are separated from their parents is real and long-standing.

RESOLUTION

Therefore, be it resolved that the board of education condemns any policy that separates children from their families or caregivers by Immigration and Customs Enforcement (ICE) and hereby directs the Superintendent to investigate whether the District currently contracts with agencies involved with separating or housing children and youth who have been removed by ICE from the care of their families, or are illegally sharing confidential and/or sensitive child and family information with ICE and to report any findings.

Adapted by Council of the Great City Schools

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RESOLUTION No. 5680

Approval of Head Start Policy Council Recommendation

RECITALS

- A. Federal requirements call for the Governing Board of a Head Start program to approve recommendations 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 Policy Council recommends submitting the application for the cost-of-living adjustment (COLA) of 2.6 percent. The total COLA amount increase is \$160,070 for the Fiscal Year 2018.

RESOLUTION

The Board of Directors for Portland Public Schools, School District No. 1J, Multnomah County, Oregon, approves the Head Start Policy Council recommendations as stated above.