

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

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January 29, 2019

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Purchases, Bids, Contracts

Resolution Numbers 5797 and 5798

RESOLUTION No. 5797

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 Intergovernmental Agreements/Revenue Contracts

AMENDMENTS TO EXISTING REVENUE CONTRACTS

| Contractor | Contract Term | Contract Type | Description of Services | Contract Amount | Responsible Administrator, Funding Source |
|--------------------------------|------------------------|---|---|-----------------------------|--|
| Oregon Department of Education | 7/1/17 through 6/30/19 | Intergovernmental Agreement / Revenue IGA/R 65265 Amendment 2 | This amendment adds funds for Long Term Care and Treatment Educational programs serviced by Portland DART School. | \$5,377,817 \$10,254,252 | Y. Curtis Fund 205 Dept. 9999 Grant: Multiple |

RESOLUTION No. 5798

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 |
|-------------------------|--|-------------------------------|--|---|--|
| Black Parent Initiative | 2/1/19 through 6/30/19 Option to renew for five additional one-year terms through 6/30/24 | Personal Services PS 67265 | Provide parents/caregivers engagement services targeted to increase two-way communications and learning at three schools. RFP 2016-2199 | Original Term: \$96,750 Total with renewals: \$738,000 | Y. Curtis Fund 101 Dept. 5431 |

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 |
|-----------------------------------|--------------------------------|---|--|---|--|
| EduPoint Educational Systems, LLC | 2/1/19 through 7/31/23 | Cooperative Agreement COA 59157 Amendment 6 | Adds funds for Synergy Online Student Registration service. Lead Agency: Salem-Keizer School District (Master Price Agreement G-2012-100) | \$245,033 \$1,716,743 | C. Hertz Fund 101 Dept. 5581 |

Other Matters Requiring Board Approval

Resolution Number 5799 through 5807

RESOLUTION No. 5799

Amendment of Board of Education Policy 1.20.010-P and
Student Representative Duties Policy 1.20.012-P

RECITALS

- A. On November 29, 2018, the Board Policy & Governance Committee reviewed and considered amendment of the Board of Education Policy 1.20.010-P and Student Representative Duties Policy 1.20.012-P.
- B. On December 11, 2018, the Board presented the first reading of the amended Board of Education and Student Representative Duties policies.
- C. On January 8, 2019, the Board decided to send the two policies back to the Policy & Governance Committee to provide revised policy language in the Student Representative Duties Policy.
- D. On January 10, 2019, the Policy & Governance Committee reviewed and recommended further amendments to the Student Representative Duties Policy.
- E. Per District policy, the public comment was open for at least 21 days. In addition, Student Representative Paesler circulated the proposed amendments for consideration by PPS students.

RESOLUTION

The Board hereby amends the Board of Education Policy 1.20.010-P and the Student Representative Duties Policy 1.20.012-P.

RESOLUTION No. 5800

Rescission of Board Policies

RECITALS

- A. On December 20, 2018, the Board of Education's Policy and Governance Committee reviewed and considered the necessity and relevance of:
 - i. Educator's (sic) Council, 5.40.030-P
 - ii. Professional Compensation, 5.50.010-P
 - iii. Professional Growth Incentive, 5.50.043- P
 - iv. Maternity and Paternity Leave, 5.50.065-P
 - v. Teacher Promotions, 5.60.011-P

- B. On January 8, 2019, the Board presented the first reading of each of those policies for rescission.

- C. Per District policy, the public comment was open for at least 21 days, and no public comments were received.

RESOLUTION

The Board hereby rescinds each of the following policies:

- i. Educator's (sic) Council, 5.40.030-P
- ii. Professional Compensation, 5.50.010-P
- iii. Professional Growth Incentive, 5.50.043- P
- iv. Maternity and Paternity Leave, 5.50.065-P
- v. Teacher Promotions, 5.60.011-P

and instructs the Superintendent to rescind any administrative directives derived from these policies.

RESOLUTION No. 5801

Secure Schools Project: Exemption from Competitive Bidding and Authorization for Use of a Request for Proposals 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 improvement 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 complete the District-wide security upgrades project ("Secure Schools Project") as part of the 2017 Capital Improvement Bond work.
- E. Staff has determined that use of the Request for Proposals alternative contracting method is the preferred method of delivery of the Secure Schools 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 Request for Proposals contracting method.
- G. On January 11, 2019, the District issued a public notice in the Business Tribune announcing the District's intent to utilize the Request for Proposals alternative contracting method for the Secure Schools 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 January 29, 2019.
- I. The Superintendent recommends approval of the exemption from Competitive Bidding and approval of the Request for Proposals alternative contracting method for solicitation and completion of the Secure Schools Project.

RESOLUTION

- 1. The Board hereby adopts the Draft Findings in support of use of the Request for Proposals alternative contracting method for the Secure Schools Project ("Findings").
- 2. The Board hereby exempts the Secure Schools Project from competitive bidding requirements as provided in ORS 279C.335 and PPS Public Contracting Rules PPS-49-0145. 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 a Request for Proposals alternative contracting process for the Secure Schools Project.

C. Le

RESOLUTION No. 5802

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 1.77 percent. The total COLA amount adjustment is \$93,380 for the 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.

E. Isham

RESOLUTION No. 5803

Resolution to Approve Revised Budget Calendar for 2019-20

The Portland Public Schools Board of Education approves the Revised Budget Calendar for the 2019-20 school year.

RESOLUTION No. 5804

Appealing a Recommendation for Dismissal of a Contract Teacher

RECITALS

- A. In accordance with 5.20.132-P, a contract teacher may appeal the Superintendent's recommendation to terminate the teacher's employment.
- B. A hearing on the matter was held on January 2, 2019. The hearings officer issued a report and recommendation to the Board soon afterwards.
- C. The Board has reviewed the evidence submitted by the parties and listened to the recording of the hearing along with the hearings officer report. These documents are confidential and will be kept in the employee's personnel file.
- D. The Board received final written argument from the employee at the executive session. The Board will notify the employee in writing of the outcome of the Board's decision.

RESOLUTION

The Board of Education affirms the Superintendent's recommendation to terminate the employee.

RESOLUTION No. 5805

Minutes

The following minutes are offered for adoption:

January 8, 2019

RESOLUTION No. 5806

PROCLAMATION AND RECOGNITION OF FEBRUARY AS BLACK HISTORY MONTH

WHEREAS, the origin of BLACK HISTORY MONTH began in 1915, half a century after the Thirteenth Amendment abolished slavery in the United States, the creation of noted historian Carter G. Woodson and other prominent African Americans; and

WHEREAS, with the Civil Rights Movement and a growing awareness of black identity, BLACK HISTORY MONTH is now an annual celebration of achievements by Black Americans a time for recognizing the central role of members of the African Diaspora in U.S. history; and

WHEREAS, the contributions of members of the African Diaspora and their endeavors to learn and thrive throughout history and make unforgettable marks in our Nation as artists, scientists, educators, business people, influential thinkers, members of the faith community, athletes, and political and governmental leaders, reflect the greatness of the United States; and

WHEREAS, Black history reflects a determined spirit of perseverance and cultural pride in its struggle to equitably share in the opportunities of a nation founded upon the principles of freedom and liberty for all people; and

WHEREAS, Members of the African Diaspora have participated in every American effort to secure, protect, and advance the cause of freedom and civil rights and continue to resist white supremacy; and

WHEREAS, the local community has enriched the diversity of perspective and experience in our District; and the Board of Education desires to recognize and honor the achievements and contributions of members of the African Diaspora; and

WHEREAS, our history curriculum of community, state, region, nation and the world must reflect the lived experiences of people of different racial, religious, and ethnic groups; and

WHEREAS, all students need an opportunity to understand the common humanity underlying all people, to develop pride in their own identity and heritage, and to respect and accept the identity and heritage of others; and now, therefore, be it

RESOLVED THAT: the Board of Education of the Portland Public Schools hereby recognizes the month of February 2019 as Black History Month and encourages all educators to commemorate this occasion with appropriate ceremonies, instructional activities, and programs.

RESOLUTION No. 5807

Resolution to Suspend Approval of an Intergovernmental Agreement (IGA) between the City of Portland, through the Portland Police Bureau, and Portland Public Schools

RECITALS

- A. The Portland Public Schools Board of Education voted to approve the IGA on December 11, 2018, and the City has not approved the IGA.
- B. Representations were made that the City of Portland needed to have the IGA approved no later than December 31, 2018; otherwise School Resource Officer (SRO) services to PPS and its schools would terminate. New information indicates that is not the case.
- C. The Board of Education desires a more comprehensive conversation with students and staff of the school district regarding School Resource Officers and security in PPS schools.
- D. The Board of Education recognizes the importance of formalizing an agreement with the City of Portland to ensure the safety and security of our students.
- E. Due to limited financial resources at Portland Public Schools and Portland Police Bureau it is essential that the parties plan to secure safe and effective coverage of the schools; and
- F. Given it is the responsibility of the City to provide general safety and security for its citizens, PPS expects the City to provide these services to the school district in each of the nine high school clusters, five days a week.

RESOLUTION

Therefore, be it resolved, that The Board of Education suspends the proposed cost-sharing agreement provisions in the IGA previously approved on December 11, 2018.

To allow for potential modification, the Board of Education also suspends the approval of the other sections of the December 11, 2018 Intergovernmental Agreement between the City of Portland, through the Portland Police Bureau, and Portland Public Schools until the Board revokes the suspension.