

BOARD OF EDUCATION

Portland Public Schools
REGULAR MEETING
August 7, 2013

Board Auditorium

Blanchard Education Service Center
501 N. Dixon Street
Portland, Oregon 97227

***Note:** Those wishing to speak before the School Board should sign the public comment sheet prior to the start of the meeting. No additional speakers will be accepted after the sign-in sheet is removed, but testifiers are welcome to sign up for the next meeting. While the School Board wants to hear from the public, comments must be limited to three minutes. All those testifying must abide by the Board's Rules of Conduct for Board meetings.*

Public comment related to an action item on the agenda will be heard immediately following staff presentation on that issue. Public comment on all other matters will be heard during the "Public Comment" time.

This meeting may be taped and televised by the media.

AGENDA

- | | | |
|----|--|---------|
| 1. | <u>PUBLIC COMMENT</u> | 5:00 pm |
| 2. | <u>BOND ACCOUNTABILITY COMMITTEE QUARTERLY UPDATE</u> | 5:20 pm |
| 3. | <u>CITY ARTS TAX UPDATE</u> | 5:40 pm |
| 4. | <u>BUSINESS AGENDA</u> | 5:50 pm |
| 5. | <u>ADJOURN</u> | 5:55 pm |

The next meeting of the Board will be held on **Monday, August 19th, 2013, at 5:00 pm** in the Board Auditorium at the Blanchard Education Service Center.

Portland Public Schools Nondiscrimination Statement

Portland Public Schools recognizes the diversity and worth of all individuals and groups and their roles in society. All individuals and groups shall be treated with fairness in all activities, programs and operations, without regard to age, color, creed, disability, marital status, national origin, race, religion, sex, or sexual orientation.

MEMORANDUM

Date: August 7, 2013
To: Members of the Board of Education
From: Bond Accountability Committee (BAC)
Subject: 2nd BAC Report to the Board

Background

In the November 2012 election, voters approved a \$482M capital improvement bond for Portland Public Schools. The PPS Board appointed a Citizen Bond Accountability Committee to monitor the planning and progress of the bond program relative to voter-approved work scope, schedule and budget objectives.

Activities to Date

The BAC met on July 17. As is the case with all meetings, it was publicly noticed and was open to the public.

The BAC has made progress on gaining a complete understanding of the bond program, and continues to work with staff on the methodologies for reporting against key metrics going forward. PPS staff has continued to be very helpful and supportive of the process, and demonstrates a consistent commitment to transparency and clarity in all dealings with the BAC.

As the Board is fully aware, the pace of bond activity has quickened substantially since our last report. Construction work on the Summer 2013 projects is well underway and, at this point, all schools appear to be on schedule for a timely opening. The EdSpecs work is nearing conclusion, and design teams for Roosevelt and Franklin High Schools have been solicited, rated, interviewed, and contracted. Design Advisory Groups for both schools have been formed and have commenced their meetings. A similar process is underway for Faubion.

In order to keep up with these activities, we have organized ourselves by forming two-member teams to focus on each of the four current major projects (Roosevelt, Franklin, Faubion, and Summer '13 & '14 work). The BAC as a whole will continue its monitoring obligation on each of the projects, of course, as well as on the program as a whole. However, this focused approach will, we believe, give us a greater ability to be in touch with issues as they arise.

Current Issues

The BAC wishes to follow up on the issues raised during our previous report, and also address one fresh current matter.

Schedule. As noted above, the Summer work at six schools currently appears to be on schedule for timely openings. We wish to commend staff for this work – these smaller projects have been somewhat overshadowed by the bigger picture, but it is no trivial task to bring in this work at a pace of about \$125,000/day in on time and on budget.

The larger projects are also on track. Design teams are working with DAGs and that work will really accelerate when the EdSpecs process is complete.

We reported last time that the BAC planned to take a closer look at the schedule for Roosevelt HS. Briefly, we concurred with staff that, at this stage of the process, the baseline schedule is prudent. More creative phasing options can and should be explored by the design and construction team as it comes together, and we fully expect that significant parts of the school will be complete and occupied by 2016. A copy of our report is attached

Budget. We expressed concern last time over the reporting format of the program budget in that we thought it confusing and lacking in transparency. This has improved substantially, and we were pleased with the revised presentation of the budget by OSM. Further refinements will undoubtedly be necessary as the program proceeds, but we commend staff for being responsive to our concerns.

Equity. The BAC reported last time that the 18% aspirational goal for Minority/Women-Owned/Emerging Small Business (MWESB) would likely be a stretch, at least in terms of the design/bid/build summer Improvement Projects, which require only a “Good Faith Effort” from prime contractors. That has proved to be the case, with preliminary reports showing about 5% for the builders’ contracts, although the projects are currently at 14% overall. Note that this likely exceeds the District’s experience with building contracts in the past; nonetheless, we must look forward to expanding opportunities on the four larger projects.

Construction Manager/General Contractor (CM/GC) Draft Findings. The Committee has reviewed the draft Findings for Roosevelt and Franklin that will shortly come before the Board. We wish to express our concurrence with the draft Findings and our full support of this alternative delivery system for Roosevelt and Franklin. We believe that the CM/GC method is best suited to address the various challenges (including schedule, budget, equity, etc.) that these projects present. Please note in particular that the baseline schedules for these schools are predicated on the use of the CM/GC method; they would have to be reworked if we were to revert to the traditional design/bid/build method.

Summary

The BAC thanks the Board for this opportunity to serve and play a part in what we all expect will be a very successful bond program. The pace of activity will continue to be aggressive between now and our next report, and we look forward to continued engagement and, where possible, to being supportive and helpful.

To: Pam Knowles

From: Louis Fontenot, Tom Peterson, Kevin Spellman

Date: May 31, 2013

Re: Schedule for the Modernization of Roosevelt High School

Background. Prior to the passage of the bond measure in November, PPS staff had prepared a conceptual schedule for all of the bond work, including the planned modernization of Roosevelt High School (RHS). Staff worked informally with design and construction professionals to validate a schedule that, recognizing its conceptual nature, included realistic durations for the broadly-defined required activities. This schedule showed completion of RHS in August 2017.

Following passage of the bond, the program organization has been filled out with design and construction professionals at both staff and contract levels. Among the many tasks that they have worked on is a more detailed draft baseline schedule for RHS. The revised draft dated May 7, 2013 shows completion in July 2017.

In response to concerns raised about whether or not this was a reasonable total duration for the project, we met recently with key PPS staff to review and discuss the current schedule.

Review. The draft baseline schedule shows the following critical dates (note that the Project Director is currently updating the schedule; some interim, but not completion, dates have changed):

Architect/Engineer Selection	20 August 2013
Master Plan Approval	13 November 2013
Contractor Selection	12 February 2014
Schematic Design Approval	28 February 2014
Design Development Complete	24 July 2014
Phase 1 Construction Documents Complete	16 December 2014
Contractor Mobilizes	2 February 2015
Phase 1 Construction Complete	22 June 2016
Phase 2 Construction Commences	9 June 2016
Contractor Demobilizes	28 April 2017
Owner & Close-out Activities Complete	18 July 2017

In summary, design is planned to take approximately 16 months, and construction is scheduled for 26 months. The first critical activity (A/E Selection) is on or slightly ahead of schedule.

Our review addressed the following:

- This is a complex modernization of a high school that will be occupied by students and staff throughout construction. Safety and protection of the learning environment will be priorities.

- RHS consists of several buildings totaling over 230,000 s.f. on a 17 acre site. The construction budget is currently approximately \$52 million. The scope is not yet well defined, but will include civil work, seismic upgrades, building envelope enhancements, ADA improvements, and mechanical, plumbing, fire safety and electrical upgrades.
- Since the school will be occupied, the work will be performed in phases. The draft schedule assumes 2 phases.
- Meaningful design cannot commence until the EdSpecs process is complete (August 2013).
- Significant public input is expected through the Design Advisory Group and other avenues.
- Interim approvals by the School Board are required for the Master Plan and Schematic Design.
- The schedule is a “baseline” schedule only; a true and realistic schedule cannot be developed until a final scope of work is established.
- The schedule assumes the CM/GC method of contracting.
- The project will require Land Use approval, coordination with the State Historic Preservation Office, coordination with key utilities, and building permit(s).

Conclusion. In order to complete the modernization in time for the 2016/17 school year, 10-12 months would have to be cut from the 42-month schedule. We believe that, in its totality, the current schedule is reasonable, given the complexity of both the process and the work itself. While some shrinkage of the schedule is certainly possible, even likely, our experience from other complex projects argues against an overly aggressive schedule at this stage.

We did identify a handful of activities on the draft schedule that seemed to have what we thought to be over-long durations. However, there were others that caused us concern as to whether or not they allowed enough time. Overall, the schedule seems reasonable for this early stage of the process.

Notwithstanding this, there are significant opportunities ahead to improve on this schedule, once the design and construction experts are on board, and both staff and the BAC are looking forward to creative ideas, particularly in terms of phasing. The RFP for design services specifically addresses this expectation, and a scoring criterion includes “methodologies for (dealing with) phased project work on an occupied site...” We expect similar criteria to apply to the contractor selection process.

Once the team is complete (early 2014), development of phasing plans for the work will be a top priority. Considerations will include safety, protection of the learning environment, effect on budget, product quality, and others, in addition to the overall schedule. The BAC will track this process closely in the expectation that **significant areas of RHS will be completed and occupied in time for the 2016/17 school year.** However, we agree with staff that **it would not be prudent at this time to schedule for completion of all of the work prior to 2017/18.**

We look forward to continuing work on this and many other aspects of the bond program.

CC: Members of Bond Accountability Committee; Jim Owens.

REPORT – August 7, 2013

Expenditure Contracts Exceeding \$25,000 and through \$150,000

Portland Public Schools (“District”) Public Contracting Rules PPS-45-0200(6) (Authority to Approve District Contracts; Delegation of Authority to Superintendent) requires the Superintendent to submit to the Board of Education (“Board”) at the “Board’s monthly business meeting a list of all contracts in amounts exceeding \$25,000 and through \$150,000 approved by the Superintendent or designees within the preceding 30-day period under the Superintendent’s delegated authority.” Contracts meeting this criterion are listed below.

NEW CONTRACTS

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Benjamin Maurer	9/4/2013 through 6/13/2014	Personal/ Professional Services PS 59986	Provide tutoring services in reading and math at De La Salle Catholic HS.	\$35,707	W. Campbell Fund 205 Dept. 6938 Grant G1321
Andrew Poundstone	8/28/2013 through 6/13/2014	Personal/ Professional Services PS 59987	Provide tutoring services in literacy and math at Open Meadow HS.	\$41,313	W. Campbell Fund 205 Dept. 6928 Grant G1321
Prairie Electric, Inc. dba G.B. Manchester Corporation	7/29/2013 through 9/30/2013	Construction C 59989	Harrison Park: Fire alarm upgrades.	\$31,151	T. Magliano Fund 405 Dept. 5597 Proj. C2007
Todd Hess Building Co.	7/29/2013 through 9/30/2013	Construction C 59751	Harrison Park: Remodel the boys & girls locker rooms to resolve capacity issues.	\$35,951	T. Magliano Fund 405 Dept. 5597 Proj. C2007
Jeanne Windham	8/5/2013 through 1/31/2014	Personal/ Professional Services PS 60005	District: Provide paralegal services to Office of General Counsel including collection, review, and management of records and other administrative support in carrying out District’s legal business.	\$45,000	J. Patterson Fund 101 Dept. 5460
Education Northwest	7/1/2013 through 6/30/2014	Personal/ Professional Services PS 59906	District-wide: Membership agreement for PPS educational leaders to participate in Oregon Leadership Network activities for the 2013-14 school year.	\$46,483	L. Poe Fund 101 Depts. 5402 & 5431

NEW INTERGOVERNMENTAL AGREEMENTS (“IGAs”)

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Portland Community College	7/1/2013 through 6/30/2014	Intergovernmental Agreement IGA 59751	Multi-agency agreement between PPS, PCC, Beaverton School District and the State of Oregon on behalf of Portland State University to support the administration of the Portland Teachers Program.	\$36,541	S. Murray Fund 101 Dept. 5441

AMENDMENTS TO EXISTING CONTRACTS

Contractor	Contract Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
SAFE Transportation, Inc.	7/1/2013 through 6/30/2014	Service Requirement SR 58978 Amendment 2	District-wide: Specialized transportation services (wheelchair van, secure vehicle, medical transport, etc.) for District special needs students with IEPs, as needed. RFP 2011-1421	\$570,000 \$1,170,000	T. Brady Fund 101 Dept. 5560
Navance Inc.	7/1/2013 through 6/30/2014	Information Technology IT 58513 Amendment 2	District-wide: 19,000 licenses for SaaS which allows students and parents to plan, track goals, classes, and results.	\$62,030 \$149,267	J. Klein Funds 101 & 191 Depts. 5424 & 5555 Proj. B2703
Computer Generated Solutions	6/27/2013 through 6/26/2014	Personal/ Professional Services PS 59309 Amendment 2	District-wide: Annual service fee for unlimited mailbox software.	\$52,875 \$107,396	J. Klein Fund 101 Dept. 5581
J.C. Ehrlich Co., Inc dba Eden Advanced Pest Technology	7/1/2013 through 6/30/2014	Service Requirements SR 56861 Amendment 6	District-wide: Integrated pest management services. RFP 09-1128	\$60,000 \$298,000	T. Magliano Fund 101 Dept. 5593
Weigel Properties, LLC	7/1/2013 through 6/30/2014	Lease Agreement LA 57624 Amendment 1	District-wide: Extend terms of lease of Community Transition Center on MLK Blvd. for the first year of a three year option.	\$40,500 \$148,014	T. Magliano Fund 101 Dept. 5414

N. Sullivan

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

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REGULAR MEETING

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Purchases, Bids, Contracts

The Superintendent RECOMMENDS adoption of the following items:

Numbers 4784 and 4785

RESOLUTION No. 4784

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 agreements in a form approved by General Counsel for the District.

NEW CONTRACTS

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
TBD by low bid process.	08/08/13 through 12/30/13	Construction Services C xxxxx	Jefferson HS: Track Surface Improvements, Great Fields Project ITB:2013-1665	Not-to-exceed \$270,000	T Magliano Fund 438 Dept. 5957 Project J0723
BLRB Architects	8/8/2013 through 12/30/2014	Architectural and Engineering Services Arch xxxxx	James John and Hosford schools: Plan and design roofing, seismic, ADA, elevator and science lab improvements as part of the 2014 Improvement Project. RFP# 2013-1663	Not-to-exceed \$582,000	J. Owens Fund 451 Dept. 5511 Projects DC406, DC206, DB106, & DC306
FFA Architecture and Interiors, Inc.	8/8/2013 through 12/30/2014	Architectural and Engineering Services Arch xxxxx	Woodlawn, Boise Eliot, Beach, Chief Joseph, King and Vernon schools: Plan and design roofing, seismic, ADA, elevator and science lab improvements as part of the 2014 Improvement Project. RFP# 2013-1663	Not-to-exceed \$381,000	J. Owens Fund 451 Dept. 5511 Projects DC406, DC206, DB106, & DC306
Oh Planning + Design Architecture	8/8/2013 through 12/30/2014	Architectural and Engineering Services Arch xxxxx	Arleta, Lane, Grout and Creston schools: Plan and design roofing, seismic, elevator and science lab improvements as part of the 2014 Improvement Project.	Not-to-exceed \$501,000	J. Owens Fund 451 Dept. 5511 Projects DC406, DC206, DB106, & DC306

			RFP# 2013-1663		
Miller Nash LLP	7/1/2013 through 6/30/2014	Legal Services LS 60015	District-wide: Provide legal services as requested by General Counsel Office and HR Counsel.	Not-to-exceed \$800,000	J. Patterson Fund 101 Dept. 5528

NEW INTERGOVERNMENTAL AGREEMENTS (“IGAs”)

No New IGAs

AMENDMENTS TO EXISTING CONTRACTS

No Amendments to Existing Contracts

N. Sullivan

RESOLUTION No. 4785

Revenue Contracts that Exceed \$25,000 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 \$25,000 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 agreements in a form approved by General Counsel for the District.

NEW CONTRACTS

No New Contracts

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

Contractor	Contract Term	Contract Type	Description of Services	Contract Amount	Responsible Administrator, Funding Source
Portland Water Bureau	7/1/2013 through 6/30/2014	Intergovernmental Agreement IGA/R 60004	District-wide: Funding for PPS to provide lead-paint remediation and repair at facilities for children six years or younger.	\$50,000	T. Magliano Fund 205 Dept. 5595 Grant G1364

AMENDMENTS TO EXISTING CONTRACTS

Contractor	Contract Term	Contract Type	Description of Services	Amendment Amount, Contract Total	Responsible Administrator, Funding Source
RAND Corporation	7/1/2013 through 6/30/2014	Revenue R 59352 Amendment 1	Funding towards the second year of a three year project studying the effects of dual language immersion on academic achievement.	\$40,000 \$80,000	M. Goff Fund 205 Dept. 5437 Grant G1281
Portland State University	6/14/2013 through 6/30/2014	Intergovernmental Agreement IGA/R 56562 Amendment 5	Provide funds to cover the cost of .25 FTE for PK12 STEM TOSA.	\$25,961 \$151,987	S. Higgins Fund 299 Dept. 9999 Grant S0269

LIMITED SCOPE REAL PROPERTY AGREEMENTS AND AMENDMENTS

No Limited Scope Real Property Agreements or Amendments

N. Sullivan

Other Matters Requiring Board Approval

The Superintendent RECOMMENDS adoption of the following items:

Numbers 4786

RESOLUTION No. 4786

Acceptance of Superintendent's Recommendation regarding Ainsworth Parent Complaints

RECITAL

In the spring of the 2012-13 school year, several Ainsworth parents filed Level Three appeals to the Board and Superintendent pursuant to the Student/Parent Complaint Procedure Policy, 4.50.030. Peter Hamilton served as the investigator and issued findings and recommendations. The findings and recommendations, which contain confidential student and staff information, have been provided to the parents and Board members. The Superintendent recommends that the Board accept these findings.

RESOLUTION

The Board of Education accepts the Superintendent's recommendation, and the report and findings issued by Mr. Hamilton.

J.Patterson