

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

INDEX TO THE MINUTES  
BUSINESS MEETING

August 20, 2012

Board  
Action  
Number

Page

Purchases, Bids, Contracts

4638	Revenue Contracts that Exceed \$25,000 Limit for Delegation of Authority.....
4639	Personal/Professional Services, Goods, and Services Expenditure Contracts Exceeding \$150,000 for Delegation of Authority .....

Other Matters Requiring Board Action

4640	A Resolution of Portland Public Schools, Multnomah County School District No. 1J, Multnomah County, Oregon, Calling a Measure Election to Submit to the Electors of the District the Question of Authorizing \$482,000,000 of General Obligation Bonds and Providing for Related Matters.....
4641	Adopting the Portland Public Schools Board of Education’s Priorities and Goals For 2012-2013.....
4642	Adoption of 2012-2013 District Performance Audit Plan .....
4643	Recommended Grievance Decision Regarding Employee #019927.....
4644	Minutes.....

August 20, 2012

OFFICE OF THE BOARD OF EDUCATION  
SCHOOL DISTRICT NO. 1J, MULTNOMAH COUNTY, OREGON  
BLANCHARD EDUCATION SERVICE CENTER  
PORTLAND, OREGON

The Regular Meeting of the Board of Education came to order at 6:02pm at the call of Co-Chair Martin Gonzalez in the Board Auditorium of the Blanchard Education Service Center, 501 N. Dixon St, Portland, Oregon.

There were present:

Pam Knowles  
Ruth Adkins  
Bobbie Regan  
Trudy Sargent  
Martin Gonzalez, Co-Chair  
Matt Morton  
Greg Belisle, Co-Chair

Alexia Garcia, Student Representative

Staff

Carole Smith, Superintendent  
Jollee Patterson, Board Secretary/General Counsel  
Caren Huson-Quiniones, Board Senior Specialist

**TRI-MET YOUTH PASS**

Co-Chair Gonzalez stated that the Board was happy to once again be in partnership with the City of Portland and TriMet in offering a free student pass on TriMet for all High School students and designated Education Options Department programs in Portland Public Schools.

Neil McFarlane, TriMet General Manager, commented that they were pleased to continue the partnership this year, but that there had been some hard decisions associated with it. Mr. McFarlane asked that all the partners work together to describe the benefits of the program as that would be beneficial to the region.

Portland Mayor Sam Adams thanked Mr. McFarlane for his work, along with PPS leadership, in bringing this forward again this year. He agreed that it was not a well understood program among Portlanders. The program was very forward thinking and a smart investment.

**MEMORANDUM OF UNDERSTANDING WITH CONCORDIA**

Bob Alexander, Director of Planning and Asset Management, reported that PPS has had a long standing relationship with Concordia that was very beneficial. Gary Withers, Concordia, commented that they prepare many students to become teachers, and their goal is to be able to exercise this programmatic partnership in a way that they may provide the best prepared teachers for future PPS students. It is a very unique opportunity.

**REFERRAL OF BALLOT MEASURE**

CJ Sylvester, Chief Operations Officer reported that staff was seeking Board authorization to place a bond on the November 2012 ballot.

August 20, 2012

Taylor Marrow testified that he was not opposed to the increase in taxes, but opposed to inequity which the bond measure would create. Portland lacks a good public school district that will drive this city/state forward. The bond measure will only assist affluent neighborhoods. No one has been able to say how his children would benefit.

Frank Holman, Scott Bailey, Herman Greene, and Ethan Jewett all testified in support of the proposed bond.

Co-Chair Gonzalez stated that, in putting forth this bond, the Board was conscious of the fact that the majority of Portlanders do not have children in PPS. Yet the Board was asking for that partnership to build and connect and build a better future for all students of future generations to come.

Co-Chair Belisle commented that he was appreciative that we were trying to invest in high poverty schools and that it was a well-constructed bond. Director Adkins mentioned that every child deserves and needs a safe school and that the bond was about the city as a whole. Director Knowles added that the bond would help build our local economy in many ways, and that the economy was turning, Portland needs to be known as having strong schools, and with that, property values will increase, Strong schools provide a strong workforce. Student Representative Garcia stated that we could not keep putting the bond off; the current school environment was not a place you want to be. Director Sargent commented that this was just the start of a 30-year program that we hope voters will support. Director Morton reported that PPS has the most widely used public buildings in the city. Our schools are community centers and are built to educate but also to be available to our community. A bond like this says we are taking the responsibility of making the buildings safe and accessible. Director Regan added that seismic improvements were very important. The campaign will reflect PPS values.

### **SUPERINTENDENT'S REPORT**

Superintendent Smith reported that the District will be aligning its milestones with the state student achievement compacts, with a Board vote to occur on October 29<sup>th</sup>. Superintendent Smith provided a recap of summer school activities. Sharon Meigh-Change will be honored as a Champion of Change by the White House for her work with the PTA Clothes Closet. Superintendent Smith provided an update on the boiler burner conversion program where the District will experience a savings of nearly \$2 million a year.

Co-Chair Gonzalez thanked Director Knowles for serving as Co-Chair with him over the last year. Director Knowles responded that it was her honor and that it was a pleasure to work with the Board, all of whom are dedicated to the students of PPS.

### **BOARD PRIORITIES FOR 2012-2013**

Co-Chair Gonzalez stated that for the past few months, the Board has met in several Retreats to determine their Priorities and Goals for the 2012-2013 school year. Their priorities this year are: the Board champions a bold vision that supports student success; the Board leads on equity; the Board provides sound fiscal oversight on District budget and assets; the Board demonstrates leadership in authentically engaging the community; and, the Board increases effectiveness. Each priority has been assigned a series of goals. The Board's priorities are informed by the District's Milestones, Strategic work, and Achievement Compacts, which remain the District's adopted goals and focus. The Board's Priorities will provide a framework to guide the Board's work this year, and the Board will review these priorities on a yearly basis. Co-Chair Belisle commented that he was really excited that the Board has this document and has their priorities and goals for the next year. He believes this is one of the only times the Board has put something together to indicate their work for the year. Director Morton added that the document reflects the meat of the Board work.

August 20, 2012

### **2012-2013 AUDIT TOPICS**

Auditor Richard Tracy reported on the two audits he will prepare for the 2012-2013 school year.

At 7:25pm, the Board took a five minute break.

### **PORTLAND FEDERATION OF SCHOOL PROFESSIONALS**

Michelle Batten, PFSP Field Representative, asked the Board to not adopt Resolution 4643 for the following reason: discipline was included in the employee's evaluation. The evaluating administrator described in detail an event that happened; yet the employee was never disciplined by any of his supervisors. Discipline was inserted in the evaluation which is in violation of the PFSP/PPS contract. An employee must be disciplined for just cause and they have the right to representation. Discipline may be removed from a personnel file, but you cannot remove an evaluation. PFSP has tried to settle this grievance at the lowest level. All offers for resolution were rebuked. PFSP has grave concerns that this could set a precedent with discipline actions being allowed in evaluations. Belinda Reagan, PFSP President, stated that she was surprised to learn that Miller Nash was asked to comment on the issue; that was a waste of funds. This issue should have been resolved before PFSP had to file a grievance. PFSP has made every effort to work in close partnership with PPS. However, they may be at a turning point at this burgeoning relationship. The discipline was given by an angry mid-level manager.

### **ROSA PARKS REAL ESTATE TRANSACTION**

Ms. Sylvester and Mr. Alexander provided background information on the topic. Co-Chair Belisle stated that this was a complex real estate transaction and emphasized that PPS does not actually own a condominium; it's only real estate wording. Director Sargent commented that the Board had discussed this transaction in length at an Executive Session.

### **UPDATE: ENROLLMENT BALANCING**

Judy Brennan, Director of Enrollment and Transfer, reported that staff had spent quite a bit of time over the summer in developing a plan. There is a 30+ member planning team from the Jefferson Cluster community. Staff wants to move forward with a process that is respectful. The team will be wrapping up its work soon and expects to come back to the Board in a month or so with additional information. Director Morton had attended each community meeting. Lorenzo Poe, Chief Equity Officer, added that the planning process and committee has been one of the most robust processes he has seen in a long time. Director Morton commented that this was our opportunity and effort to do it right and he is certain the staff and Board are eager to get this right.

### **ADJOURN**

Co-Chair Gonzalez adjourned the meeting at 7:55pm.

August 20, 2012

Purchases, Bids, Contracts

The Superintendent RECOMMENDED adoption of the following items:

Numbers 4638 and 4639

Director Adkins moved and Director Morton seconded the motion to adopt Resolution 4638. The motion was put to a voice vote and passed unanimously (vote: 7-yes, 0-no; with Student Representative Garcia voting yes, unofficial).

During the Committee of the Whole, Director Regan moved and Director Knowles seconded the motion to adopt Resolution 4639. The motion was put to a voice vote and passed unanimously 7-0 (vote: 7-yes, 0-no, with Student Representative Garcia voting yes, unofficial).

August 20, 2012

**RESOLUTION No. 4638**

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”)**

<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>
Multnomah Education Service District	07/01/12 through 06/30/13	IGA/R 59260	Columbia Regional Program will provide pre-school classroom services for regionally eligible deaf/hard of hearing students.	\$31,500	S. Higgins Fund 299 Dept. 9999 Grant S0163
Clackamas Education Service District	07/01/12 through 06/30/13	IGA/R 59261	Columbia Regional Program will provide pre-school classroom services for regionally eligible deaf/hard of hearing students.	\$137,770	S. Higgins Fund 299 Dept. 9999 Grant S0163
State of Oregon Commission for the Blind	07/01/12 through 09/30/13	IGA/R 59269	Columbia Regional Program will provide high school-to-employment transition services for regionally eligible blind and visually impaired students.	\$115,000	S. Higgins Fund 205 Dept. 9999 Grant G1257
Research Triangle Institute	08/10/12 through 09/15/13	R 59277	District-wide: Funds will support GEAR UP Program site-based college centers, library collection improvement, and professional development; funded by U.S. ED award to RTI.	\$224,829	D. Milberg Fund 205 Dept. 9999

**AMENDMENTS TO EXISTING CONTRACTS**

<b>Contractor</b>	<b>Contract Term</b>	<b>Contract Type</b>	<b>Description of Services</b>	<b>Amendment Amount, Contract Total</b>	<b>Responsible Administrator, Funding Source</b>
Multnomah County Health Department	07/01/12 through 12/31/12 Year 2 of Contract	IGA/R 58981 Amendment 1	Grant, Madison & Roosevelt HS: Funds will support the renovation of school-based health clinics at the above schools; funded through a U.S. Department of Human Services award to County.	\$57,630 \$302,530	T. Magliano Fund 205 Dept. 9999 Grant G1221

**LIMITED SCOPE REAL PROPERTY AGREEMENTS and AMENDMENTS**

No Limited Scope Real Property Agreements and Amendments

*N. Sullivan*

August 20, 2012

**RESOLUTION No. 4639**

Personal / Professional Services, Goods, and Services Expenditure Contracts  
Exceeding \$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**

No New Contracts

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

<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>
TriMet and City of Portland	09/01/12 through 06/20/13	IGA 593xx	District-wide: Implementation of student transit pass project to provide free transportation on regular TriMet and Portland Streetcar service routes to students enrolled at District high schools and designated Education Options Department programs.	\$950,000	T. Brady Fund 101 Dept. 5560

**AMENDMENTS TO EXISTING CONTRACTS**

No Amendments to Existing Contracts

*N. Sullivan*

August 20, 2012

Other Matters Requiring Board Action

The Superintendent RECOMMENDED adoption of the following items:

Number 4640 through 4643

During the Committee of the Whole, Director Regan moved and Director Knowles seconded the motion to adopt Resolution 4640. The motion was put to a voice vote and passed unanimously 7-0 (vote: 7-yes, 0-no, with Student Representative Garcia voting yes, unofficial).

During the Committee of the Whole, Director Morton moved and Director Adkins seconded the motion to adopt Resolution 4641. The motion was put to a voice vote and passed unanimously 7-0 (vote: 7-yes, 0-no, with Student Representative Garcia voting yes, unofficial).

During the Committee of the Whole, Director Adkins moved and Director Belisle seconded the motion to adopt Resolution 4642. The motion was put to a voice vote and passed unanimously 7-0 (vote: 7-yes, 0-no, with Student Representative Garcia voting yes, unofficial).

Director Adkins moved and Director Morton seconded the motion to adopt Resolution 4643. The motion was put to a voice vote and passed unanimously (vote: 7-yes, 0-no; with Student Representative Garcia voting yes, unofficial).



August 20, 2012

**RESOLUTION No. 4640**

A Resolution of Portland Public Schools, Multnomah County School District No. 1J, Multnomah County, Oregon, Calling a Measure Election to Submit to the Electors of the District the Question of Authorizing \$482,000,000 of General Obligation Bonds and Providing for Related Matters.

**RECITALS**

- A. After an extensive public process, at its meeting on July 9, 2012, the Board directed PPS staff to develop a general obligation bond ballot measure and explanatory statement for the Preferred School Construction Bond Proposal and present those documents to the Board at its meeting on August 20, 2012, so that the Board may approve those documents prior to their submission to the county elections officer, and
- B. In response to the Board's direction, PPS staff has developed the general obligation bond ballot measure that is attached as Exhibit A and the explanatory statement that is attached as Exhibit

**RESOLUTION**

NOW, THEREFORE, the Board of Directors of Portland Public Schools, Multnomah County, Oregon, resolves as follows:

- 1. A measure election is hereby called for the purpose of submitting to the electors of PPS the question of contracting general obligation bonded indebtedness in the name of PPS in an amount not to exceed \$482,000,000. Bond proceeds will be used to finance the capital costs described in the attached Exhibit A. The measure election hereby called shall be held in the District on the 6th day of November, 2012. As authorized by the County Clerk of Multnomah County, Oregon, and the Oregon Secretary of State, the election shall be conducted by mail pursuant to ORS 254.465 and 254.470.
- 2. PPS authorizes the Board Chair, Superintendent, or her designee (the "Authorized Representative") to take any actions necessary to place the measure that is attached as Exhibit A on the November 6, 2012, election ballot, and to place the explanatory statement that is attached as Exhibit B in the voters pamphlet for that election. The Authorized Representative shall file the measure and explanatory statement with the elections officer of Multnomah County not later than September 6, 2012.
- 3. PPS hereby declares its official intent to reimburse itself with the proceeds of the Bonds for any of the expenditures incurred by it prior to the issuance of the Bonds.
- 4. PPS authorizes the Superintendent to develop a charter for a Superintendent's Citizen Accountability Committee to assist the Superintendent and School Board in monitoring the planning and progress of the bond program and to recommend six committee members and a chairperson to the Board for appointment.
- 5. The law firm of Hawkins, Delafield & Wood LLP, is hereby appointed to serve as Bond Counsel with respect to the issuance of the Bonds. PPS will pay the fees and expenses of bond counsel and underwriter and other associated costs of issuance from Bond proceeds.

ADOPTED by the Board of Education of Portland Public Schools, Multnomah County School District No. 1J, Multnomah County, Oregon this 20th day of August, 2012.

August 20, 2012

**PORTLAND PUBLIC SCHOOLS  
MULTNOMAH COUNTY, OREGON**

ATTEST:

By: \_\_\_\_\_  
Deputy Clerk

By: \_\_\_\_\_  
Chair, Board of Directors

Attachments:

- A. Exhibit A: Notice of Bond Election
- B. Exhibit B: Explanatory Statement

*C. Sylvester/J. Owens*

August 20, 2012

Exhibit A

CAPTION:

PORTLAND PUBLIC SCHOOL DISTRICT  
BONDS TO IMPROVE SCHOOLS

QUESTION:

Is the Portland Public School District authorized to issue up to \$482 million of general obligation bonds to improve schools? If the bonds are approved, they will be payable from taxes on property or property ownership that are not subject to the limits of sections 11 and 11b, Article XI of the Oregon Constitution.

SUMMARY:

If approved this measure would finance capital costs, including projects that:

Replace leaking, worn or deteriorating school roofs,

Renovate or replace schools,

Strengthen schools against earthquakes,

Repay loans for capital costs, including 9 roof replacements, 47 boiler conversions, and the Rosa Parks School,

Increase access to schools for students, teachers and visitors with disabilities, and

Upgrade science classrooms at middle grade schools.

Citizen accountability and oversight and annual audits of bond projects and expenditures will be required.

The bonds may be issued in multiple series and each series may mature over no more than 21 years.

Most bonds will mature in eight years or less. Bond cost for eight years is estimated at about \$1.10 per \$1,000 of taxable assessed property value, then reducing to about thirty cents per \$1,000. For this measure, the cost for a house assessed at \$150,000 for property tax purposes would be about \$165 a year for eight years, then reducing to about \$45 per year.

## **Exhibit B**

### **I. Explanatory statement**

Portland Public Schools is the largest school district in Oregon, with 78 schools and over 47 thousand students.

On average, Portland Public Schools' buildings are older than 65 years. Some were built over 100 years ago; more than half were built before 1940. Only two schools have been built in the last 30 years.

Years of budget reductions have deferred upgrades to school building operational and safety systems in order to direct funds to teachers and learning materials. Portland voters have not approved capital bond funds to upgrade school facilities since 1995. Portland Public School buildings are some of the most heavily used public buildings in Portland with thousands of school and non-school events each year.

During the past year, Portland Public Schools convened a Long Range Facility Plan Advisory Committee led by citizen volunteers. The Committee reviewed enrollment forecasts and assessments of facilities conditions including seismic safety and accessibility for schools. The facilities assessments were used to rate the school buildings most in need of major repair, complete upgrade or replacement.

The Long Range Facility Plan states that Portland Public Schools should create effective, accessible and inclusive learning environments that help all students achieve. The entire committee agreed that capital bonds would be required in order to renovate/replace facilities and meet enrollment requirements in the next 10 years.

Guided by the Advisory Committee's findings, the Board of Education proposes that bonds fund capital projects for school and classroom renovation, construction, and upgrades, including projects that:

- Replace leaking, worn or deteriorating school roofs,
- Renovate or replace schools,
- Strengthen schools against earthquakes,
- Repay loans for capital costs, including 9 roof replacements, 47 boiler conversions, and the Rosa Parks School,
- Increase access to schools for students, teachers and visitors with disabilities, and
- Upgrade science classrooms at middle grade schools.

This bond would renovate Franklin High School, Grant High School and Roosevelt High School, and would replace Faubion PreK-8 school. It would also begin planning for upgrade of all high schools in coming years.

Accountability for bond expenditures

- An independent group of citizens from the community will review quarterly reports and annual audits of how the bond dollars are being spent to provide accountability to the public until construction is complete.

The total principal amount of bonds authorized by the measure is limited to and cannot exceed \$482 million.

Bond cost is estimated at about \$1.10 per \$1,000 of taxable assessed property value for eight years, reducing to about thirty cents per \$1,000 for the remaining years. For a house with a taxable assessed value of \$150,000 the estimated property tax would be about \$165 a year for eight years, then reducing to about \$45 per year.

August 20, 2012

**RESOLUTION No. 4641**

Adopting the Portland Public Schools Board of Education's Priorities and Goals for 2012-2013

**RECITALS**

- A. The Portland Public Schools Board of Education ("Board") is committed to the achievement and success of all students. Student success is the Board's first and highest priority.
- B. The Board's priorities are informed by the District's Milestones, Strategic Framework, and Achievement Compacts, which remain the District's adopted goals and focus.
- C. The Board's Priorities provide a framework to guide the Board's work for the 2012-13 School Year. The Board will review these priorities on a yearly basis.
- D. The Board has established the following 2012-2013 priorities and goals:

**The Board champions a bold vision that supports student success.** The Board advocates for increased and stable funding. The Board provides guidance and approves a clear educational vision that has genuine ownership by the community, Superintendent, and the Board.

**The Board leads on equity.** The Board ensures all students have the opportunity to achieve the District's education milestones and continues to close the achievement gap. The Board's equity lens is highly visible and reflected in all aspects of Board and District operations.

**The Board provides sound fiscal oversight on District budget and assets.** The Board's adopted budget is aligned with the educational vision and prioritizes the allocation of resources to improve student achievement and provide a core curriculum to all students. In accordance with the Equity Policy, the Board ensures that resources are differentiated to support the success of all students. The Board and Superintendent develop priorities to guide contract negotiations and the Board maintains and actively supports upgrading District assets.

**The Board demonstrates leadership in authentically engaging the community.** The Board develops relationships with individuals, organizations, and communities PPS serves in order to listen and learn from constituents throughout the district.

**The Board increases effectiveness.** The Board identifies its work and focus areas for 2012-13 to support the student success as outlined by the Strategic Plan. The Board sets goals and engages in annual self-evaluation to improve Board effectiveness and ensures effective District leadership through the evaluation of the Superintendent.

**RESOLUTION**

The Portland Public Schools Board of Education adopts these Priorities and Goals for the 2012-2013 school year.

August 20, 2012

**RESOLUTION No. 4642**

Adoption of 2012-2013 District Performance Audit Plan

**RECITALS**

- A. The Board of Education for Portland Public Schools established the position of District Performance Auditor to help improve the accountability and performance of Portland Public Schools through independent auditing and reporting.
- B. The goals of the District Performance Auditor are:
- To improve program effectiveness and efficiency;
  - To provide useful, objective, and timely information; and
  - To strengthen administrative and management systems and controls.
- C. Per Board Policy 1.60.040, the auditor shall submit an annual audit plan to the Audit Committee for review and comment. In consultation with the Board of Education and senior PPS staff, the auditor selects topics based on potential for cost savings and service improvements; level of public and school board interest; evidence of problems or wrongdoing; risk of loss or abuse; and availability of audit staff.
- D. On July 30, 2012, the Board received an overview from the District Performance Auditor of his proposed audit plan for 2012-2013.

**RESOLUTION**

The Board of Education for Portland Public Schools approves the following Performance Audit Plan for 2012-2013:

- 1. School Improvement Plans: Development and Use of School Improvement Plans to Improve School Performance**
- 2. Improving Graduation Rates: An Assessment of Strategies to Reduce Dropouts and Improve Graduation**

*R. Tracy*

August 20, 2012

**RESOLUTION No. 4643**

Recommended Grievance Decision Regarding Employee #019927

**RECITALS**

- A. A Step 2 grievance hearing was held pursuant to the grievance provisions of the PPS/PFSP 2011-2013 Agreement and the hearing officer has issued a decision, and the Superintendent recommends adoption of that decision.
- B. The Agreement between PPS and PFSP expressly excludes grievances concerning employee evaluations from consideration at Step 3.

**RESOLUTION**

The decision dated June 4, 2012 in the PFSP Employee #019927 grievance is hereby adopted as the decision of the Board, and the grievance is further denied as procedurally invalid.

**RESOLUTION No 4644**

Minutes

The following minutes are offered for adoption:  
June 11 and 25, July 9 and 16, and August 6, 2012