

**BOARD OF EDUCATION**

Portland Public Schools  
**REGULAR MEETING**  
 May 23, 2017

**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.  | <b><u>VALEDICTORIAN RECOGNITION</u></b>  | 6:00 pm |
| 2.  | <b><u>STUDENT TESTIMONY</u></b>  | 6:40 pm |
| 3.  | <b><u>PUBLIC COMMENT</u></b>   | 6:55 pm |
| 4.  | <b><u>COMMENTS FROM PORTLAND ASSOCIATION OF TEACHERS</u></b>   | 7:15 pm |
| 5.  | <b><u>STUDENT REPRESENTATIVE'S REPORT</u></b>  | 7:25 pm |
| 6.  | <b><u>SUPERINTENDENT'S REPORT</u></b>  | 7:35 pm |
| 7.  | <b><u>SECOND READING: BRING YOUR OWN DEVICE POLICY</u></b><br><i>action item</i>   | 7:45 pm |
| 8.  | <b><u>FIRST READING: REAL ESTATE TRANSACTION PROCESS POLICY</u></b>  | 8:00 pm |
| 9.  | <b><u>REQUEST FOR EXEMPTION FROM COMPETITIVE BIDDING/APPROVAL: DISTRICT-WIDE FIXTURE AND PARTIAL PIPE REPLACEMENT</u></b> – <i>action item</i> | 8:10 pm |
| 10. | <b><u>TRANSPORTATION ASSESSMENT</u></b>  | 8:20 pm |
| 11. | <b><u>BUDGET AMENDMENT NO. 3 TO 2016-17 BUDGET</u></b> – <i>action item</i>  | 8:30 pm |
| 12. | <b><u>APPROVAL OF 2017-18 BUDGET</u></b> – <i>action item</i>  | 8:40 pm |
| 13. | <b><u>BUSINESS AGENDA</u></b>  | 9:15 pm |
| 14. | <b><u>ADJOURN</u></b>  | 9:30 pm |

**Portland Public Schools Nondiscrimination Statement**

Portland Public Schools recognizes the diversity and worth of all individuals and groups and their roles in society. The District is committed to equal opportunity and nondiscrimination based on race; national or ethnic origin; color; sex; religion; age; sexual orientation; gender expression or identity; pregnancy; marital status; familial status; economic status or source of income; mental or physical disability or perceived disability; or military service.

# Board of Education Informational Report

## MEMORANDUM

Date: May 23, 2017

To: Portland Public Schools Board of Education

From: Ewan Brawley, Senior Director of Instruction, Curriculum, and Assessment and Ryan Whitman-Morales, Information Technology - Director of Technical Operations

Subject : Bring Your Own Device Board Policy, 8.60.042-P

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The Bring Your Own Device (BYOD) policy allows and encourages, but does not require, staff and students to use personal mobile devices on the district wireless network to foster a modern learning environment. House Bill (HB) 2426 passed during the 2013 Session creates new provisions and amends Oregon Revised Statutes (ORS) 337.120 and (ORS) 343.223. Oregon Revised Statutes (ORS) 336.840 was written in support of the House Bill. Currently the district is out of compliance with ORS 336.840 which requires school district boards to adopt and implement policies regarding student use of personal electronic devices no later than the 2014-2015 school year.

The policy was reviewed for compliance, and empowers classroom teachers and instructional leaders to utilize technology in a more effective manner. The BYOD program directly supports the board priorities ensuring every student is prepared for life, college and career, and to meaningfully contribute to their communities as well as creating a system of quality instruction to increase literacy rates for all children. As an example the board policy, and implementation of the resulting AD directly supports the 6-12 curriculum adoption of Newsela allowing students to access the curriculum from a personal device.

The policy was drafted after conversations with Teaching & Learning, Information Technology, and Assistant Superintendents staff over the course of the past two and half years. The Oregon School Boards Association (OSBA) and Oregon Department of Education's recommendations and draft BYOD framework were reviewed. The Oregon state IT managers committee conducted significant stakeholder work during multiple quarterly meetings which helped inform the OSBA recommendations. Additionally, staff reviewed, researched, and evaluated policies of similar districts in size and maturity including Beaverton and Salem-Keizer.

The implementation of the BYOD policy and administrative directive provides the district an opportunity to begin a multi-year, enterprise-level project to plan the implementation, conduct stakeholder engagement and feedback, and develop a budget request to successfully support a fully implemented, and successful, BYOD program.

The Business and Operations Committee reviewed and provided edits to the draft policy on February 13, 2017. An updated draft policy was presented to the Business and Operations Committee on March 23, 2017. The committee unanimously agreed to move the policy forward for approval. The first reading by the board occurred on April 25, 2017 with involved staff from the Information Technology and Teaching & Learning Departments were available to respond to questions during and after the first reading of this new policy.



DATE: May 23, 2017

Public Comment for:  
REAL ESTATE TRANSACTION PROCESS  
POLICY 8.70.041-P

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The Portland Public School District is providing Notice of Proposed New Policy and Public Comment to offer interested parties reasonable opportunity to submit data or comments on the proposed policies noted below.

Public comment may be submitted in writing directly to the district or through the district website noted below. Written comments must be submitted by 5:00pm on the Last Date for Comment listed below.

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1<sup>st</sup> Reading by: Tom Koehler, Chair, Portland Public School Board  
Summary: New Policy: Real Estate Transaction Process

Draft Policy Web Site: <http://www.pps.net/Page/1807>  
(click on blue "draft policy" box)

Recommended for 1st Reading by: Board of Education  
Policy Contact: Rosanne Powell, Board Office Manager  
Last Date for Comment: June 13, 2017  
Address: P.O. Box 3107, Portland, OR 97208-3107  
Telephone: 503-916-3741  
E-mail: [schoolboard@pps.net](mailto:schoolboard@pps.net)

Last Date for Comment: June 13, 2017





## 8.70.041-P Real Estate Transaction Process

Portland Public Schools requires the ongoing ability to transact the purchase, lease, conveyance, permit, and dedication of real property or an interest in real property in a timely manner to adequately and efficiently support the changing enrollment and space requirements of the District.

The process set forth herein will be utilized by the District in any transaction of real property or interest in real property by the District, with the exception of the surplus and sale of District owned real property not needed for public use, which is governed by Board Policy 8.60.040-P.

The District reserves the right to apply the policy and process set forth herein in a flexible, prudent, and strategic manner to best meet the needs and interests of the District

It is a goal of the District to achieve the maximum market rate value in the transaction of any real property the District owns, and to pay no more than market rate for property leased or acquired. The District recognizes that conveyance of real property, rights-of-way, or easements may be imposed as a condition of approval of District development projects without compensation or may occur for other good or valuable consideration.

The Board delegates authority to the Superintendent or his/her designee to approve and execute real estate transactions in which the total value of the transaction is at or below applicable delegation thresholds for District expenditure and revenue contracts, as set forth in PPS Public Contracting Rate 45-0200 (Authority to Approve and Execute District Contracts). All other real estate transactions shall be presented to the Board for approval.

# EXHIBIT A

## RESOLUTION No. XXXX

### Resolution to Adopt a Real Estate Transaction Process Policy

#### RECITAL

- A. WHEREAS in 1971 the Board adopted a policy for the Disposition of Surplus Real Property that outlines the procedure for the disposal of any real property that is not essential to the District's mission now or in the future;
- B. WHEREAS in 1997 the Board adopted a policy to establish the Public Cont



# Board of Education

## Staff Report to the Board

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Board Meeting Date : May 23, 2017

Executive Committee Lead :  
Yusef Awwad, Deputy Chief Executive  
Officer  
Courtney Wilton, Interim Chief Operating  
Officer

Department : Finance

Presenter/Staff Lead :  
Emily Courtnage, Director,  
Purchasing & Contracting

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### BACKGROUND

ORS 279C.335(2) authorizes the Board to exempt certain public improvement contracts or classes of contracts from the traditional design/bid/build competitive bidding (i.e., low bid) procurement process. Staff requests that the Contract Review Board approve an exemption from competitive bidding for the District-Wide Cold Water Fixture and Partial Pipe Replacement project. Staff further requests that the Contract Review Board authorize use of an Indefinite Delivery/Indefinite Quantity alternative contracting method procured by a fully competitive Request for Proposals process followed by competitive bidding on select portions of the work.

The ID/IQ contracting process begins with issuance of a publicly advertised, competitive Request for Proposals. Through the RFP process, the District will select and contract with several qualified and available contractors to compete for specific water fixture and partial pipe replacement work packages. After qualified ID/IQ contractors are selected and under contract, staff will issue a series of Requests for Job Order Proposals organized by eight high school clusters. ID/IQ contractors selected through the RFP process will be able to submit bids on one or more Job Order Proposals, based on a time and materials, not to exceed cost basis. The District will issue a Work Authorization to the lowest bidder on each Job Order Proposal.

Under applicable Oregon law, an exemption request and approval to use an alternative contracting method must be supported by the following findings: (1) The exemption is unlikely to encourage favoritism in awarding public improvement contracts or substantially diminish competition for public improvement contracts, and (2) Awarding a public improvement contract under the exemption will likely result in substantial cost savings and other substantial benefits to the contracting agency or the public. See ORS 279C.335(2).

In approving a finding of substantial cost savings or other substantial benefits, the Board must consider the following factors, to the extent applicable:

- (A) How many persons are available to bid;

- (B) The construction budget and the projected operating costs for the completed public improvement;
- (C) Public benefits that may result from granting the exemption;
- (D) Whether value engineering techniques may decrease the cost of the public improvement;
- (E) The cost and availability of specialized expertise that is necessary for the public improvement;
- (F) Any likely increases in public safety;
- (G) Whether granting the exemption may reduce risks to the contracting agency, the state agency or the public that are related to the public improvement;
- (H) Whether granting the exemption will affect the sources of funding for the public improvement;
- (I) Whether granting the exemption will better enable the contracting agency to control the impact that market conditions may have on the cost of and time necessary to complete the public improvement;
- (J) Whether granting the exemption will better enable the contracting agency to address the size and technical complexity of the public improvement;
- (K) Whether the public improvement involves new construction or renovates or remodels an existing structure;
- (L) Whether the public improvement will be occupied or unoccupied during construction;
- (M) Whether the public improvement will require a single phase of construction work or multiple phases of construction work to address specific project conditions; and
- (N) Whether the contracting agency or state agency has, or has retained under contract, and will use contracting agency or state agency personnel, consultants and legal counsel that have necessary expertise and substantial experience in alternative contracting methods to assist in developing the alternative contracting method that the contracting agency or state agency will use to award the public improvement contract and to help negotiate, administer and enforce the terms of the public improvement contract.

A detailed description of the Water Fixture and Partial Pipe Replacement project and draft Findings of Fact (“Findings”) supporting the exemption resolution, as required by OSR 279C.335(2), are set forth in the attached Facilities and Asset Management memorandum and Resolution.

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**BOARD COMMITTEE REVIEW (IF APPLICABLE)**

Not applicable.

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**RELATED POLICIES / BOARD GOALS AND PRIORITIES**

District Policy 8.50.090-P designates the Board as the local government Contract Review Board with authority to exempt certain public improvement contracts from the standard design/bid/build low-bid competitive bidding process otherwise required by the Public Contracting Rules, as per ORS 279C.335(2).

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## PROCESS / COMMUNITY ENGAGEMENT

Where an exemption from competitive bidding on a public improvement contract is sought, the Public Contracting Rules require that the Contract Review Board conduct a public hearing prior to adoption of an exemption resolution. PPS-49-0145(4)(a). Notification of the public hearing must be published in a trade newspaper of general statewide circulation at least 14 days before the hearing. PPS-49-0145(4)(b). At the time of the Notice, copies of the draft Findings must be made available to the public. PPS-49-0145(4)(c).

In compliance with these requirements, Purchasing & Contracting published a Notice of Public Hearing concerning this exemption request on May 9, 2017 in the Portland Tribune (digital version), the same newspaper in which Purchasing & Contracting posts all required construction solicitation notices. Also on May 9, 2017, staff made the attached Findings available to the public. Instructions for requesting copies of the draft Findings are included in the Notice of Public Hearing.

At the public hearing, the District must offer an opportunity for any interested party to appear and present comment. PPS-49-0145(3)(d).

Adoption of the attached Resolution will not affect any other contract to which the District is a party nor effect any change in Public Contracting Rules or District policy.

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## ALIGNMENT WITH EQUITY POLICY IMPLEMENTATION PLAN

The ID/IQ alternative contracting method is in alignment with the District's Equity in Public Purchasing & Contracting Policy and implementation plan. A benefit of the ID/IQ method, as opposed to the standard design-bid-build low-bid contracting method, is the District's ability to include evaluation criteria in the RFP to help ensure selection of prime contractors with strong commitment to use, and demonstrated success in using, certified minority-owned, women-owned, disabled veteran-owned, and emerging small business ("certified business") subcontractors. The District will award points for demonstration of a history of certified business utilization and a substantive plan of outreach to certified subcontractors.

The Request for Proposals will be open and publicly advertised. Purchasing & Contracting will notify minority contracting communities about the solicitation and encourage participation of certified businesses. The selected contractor will be required to comply with the District's Workforce Equity and Career Learning requirements, as well as report on certified business subcontractor utilization, during the course of the contract.

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## BUDGET / RESOURCE IMPLICATIONS

Unlike a traditional design/bid/build procurement, in which a contract is awarded to the qualified low bidder, the RFP for this project will allow the District to review and evaluate the experience and qualifications of Proposers based on a number of factors including project management and City of Portland permitting process expertise; experience with commercial and/or institutional multiple site or multiple campus projects undertaken with the same client over one or more phases of design and construction; workplace safety record, available labor capacity; and hourly labor rates. The RFP process also allows price-discovery and competitive evaluation of hourly rates, ensuring competitively priced Proposals.

Organization of the work packages by high school cluster introduces project efficiency requiring teams of contracted labor to focus on a limited geographic area and on a set number of school

sites. Planned coordination of school access and job orders by high school cluster will reduce impacts to daily school operations that could otherwise result in disruption generated costs.

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#### NEXT STEPS / TIMELINE / COMMUNICATION PLAN

A public hearing is scheduled for the May 23, 2017 Board Meeting. At that meeting, the Board will recess and convene as the Contract Review Board pursuant to ORS 279A.060 and District Policy 8.50.090-P. The Contract Review Board must offer an opportunity for any interested party to appear and present comment. After the public hearing, the Board will reconvene and vote on the attached Resolution.

# Board of Education Informational Report

## MEMORANDUM

Date: May 9, 2017

To: Board of Education

From: Courtney Wilton  
Interim Chief Operating Officer

Subject: Recommended Draft Findings in Support of Alternative Contracting Methodology/ Use of Indefinite Delivery/definite Quantity ("ID/IQ") Method for the Portland Public Schools ("District") Cold Water Fixture and Partial Pipe Replacement Project.

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## INTRODUCTION

During the summer of 2016, third party consultants to the District identified a large number of cold water fixtures that may be a source of elevated lead through testing guidelines stated in the Environmental Protection Agency's (EPA) 3Ts for Reducing Lead (EPA 3Ts). Thereafter, District Facilities and Asset Management department

Phase A is comprised of fixture replacement and subsequent testing for 90 schools.

- i. Fixtures must meet the District water quality threshold for lead (below 15 ppb) to be placed into service.

Phase B is partial pipe replacement and subsequent testing based on the results in Phase A.

- i. If a fixture does not meet the water quality threshold, then FAM will make a level of service need determination.
- ii. If level of service need warrants, partial replacement will occur and the fixture will be re-tested.
- iii. Fixtures must meet the District water quality threshold for lead (below 15 ppb) to be placed into service.

The project will require approximately three years to complete, subject to adjustment based on labor availability in the marketplace. Phase A is anticipated to be completed during year one and Phase B during years one through three. The project is expected to cost up to \$28.5M (inclusive of contingencies and escalation) as follows: \$22M for contracted labor and materials and \$6.5M for engineering consulting, water quality testing, and program management.

Staff cannot determine the precise scope of work for replacing the cold water fixtures and partial pipe replacement for the 90 schools due to:

- x wide variance in plumbing fixture types and assemblies;
- x unknown number of partial pipe replacements required;
- x unknown plumbing fitting and piping conditions (average pipe diameter 1.39 inches).

ID/IQ contracts of equal maximum value. The ID contract value will be up to, but no more than, \$22M (the estimated project budget for la

The requested exemption will not encourage favoritism or substantially diminish competition. The District will utilize a competitive Request for Proposals (RFP) process. Proposers with competitive scoring proposals for the Fixture/Partial Pipe Replacement project. The District will award an ID/IQ contract to all proposers in the competitive range. The RFP is formally advertised with public notice and disclosure of the planned Alternative Contracting Method. If competition will be encouraged and all qualified Proposers will be invited to submit proposals. The ID/IQ contract award will be based upon an objective review and scoring of proposals by evaluation committee

8



"(C) Public benefits that may re

x potential unknown lead based paint and asbestos in adjacent conditions.

As a result, it is not possible to utilize a traditional design/bid/build procurement method which presumes a predetermined scope of work with clear limits of extent.

terms of the public improvement contract.

The District will staff the project with a Construction Project Manager III which is senior level position within the District to ensure project success. Proposers who possess demonstrated technical expertise to complete a complex, multi-phase project. The traditional design/build/bid procurement method by comparison offers no assurance that a lowest bidding contractor possesses qualifications or capacity to address the size and complexity of the Fixture/Partial Pipe Replacement Project.

"(K) Whether the public improvement involves new construction or renovates or remodels an existing structure;"

This project will renovate portions of plumbing systems within 90 existing structures to reduce lead in water. The Request Proposal process, with evaluation of qualifications, capacity, and experience, will ensure that ID/IQ Contractors have the expertise and capacity to undertake work in as few as eight schools and as many as 90 schools.

"(L) Whether the public improvement will be occupied or unoccupied during construction;"

The Fixture/Partial Pipe Replacement Project may require construction during times of limited occupancy of the 90 schools. The Request Proposal process will ensure that ID/IQ Contractors possess an established track record of maintaining job site safety.

"(M) Whether the public improvement will require a single phase of construction work or multiple phases of construction work to address specific project conditions; and"

place and lead for 526 schools comprised of fixture re

ures must meet the District water quality threshold 0 TD .0001 Tc -.0001 Tw [(d for lead (below 15 ppb))8.1( to )]

- i. If a fixture does not meet the water quality threshold, then FAM will make a level of service need determination.
- ii. If level of service need warrants partial pipe replacement, a mechanical engineer will design and pipe replacement will occur and the fixture will re-tested.
- iii. Fixtures must meet the District water quality threshold

Formal Solicitation contracts. Staff assigned to this position are expected to involve the coordination and oversight between multiple sites with challenging schedules and unique situations where deep technical knowledge, expertise and experience are essential.

The District's outside legal counsel, Miller Nash Graham & Dunn LLP, has extensive expertise with alternative contracting methods. The District's Purchasing & Contract, FAM, and Office of School Modernization staff have significant experience utilizing alternative contracting methods, including CM/GC and a two-step (RFQ/ITB) process

For these reasons, use of the ID/IQ Alternative Contracting Method for the Fixture/Pipe Replacement Project is likely to result in substantial cost savings as compared to use of the traditional design/bid/build process with the meaning of ORS 279C.335(2)(b).

#### CONCLUSION

For the reasons stated above, draft findings support an exemption from competitive bidding under ORS 279C.335 and utilization of the ID/IQ alternative contracting process for the Fixture/Pipe Replacement Project.

# Board of Education Informational Report

Contractor deliverables include:

- x Provision of a comprehensive assessment of the efficiency and effectiveness of the PPS transportation operation relative to industry best practices, their experience and the demands and expectations of the PPS community.
  
- x Provision of a detailed implementation strategy for improvement. The improvement plan will provide a framework for each of the functional areas and a sequential and detailed list of tasks and task assignments required to accomplish each objective along with related deadline.
  
- x Provision of leadership and operational support needed to help implement the identified improvement plan over the 17/18 fiscal year. The cost and specifics of this plan are contingent on the scope of findings identified in phases 1 and 2 of engagement. It is expected and will be required that the positions assigned to support implementation of the improvement plan will be dedicated to the task full time and also physically located at PPS during fiscal 17/18. The support provided will be on a day to day basis and contractor staff will be completely immersed into the PPS transportation operation and able to provide high level leadership in order to move forward key aspects of the improvement plan. As part of phase 3, the district's current director of transportation will assume the role of assistant director allowing SBC to effectively assume the department's director role.

Phases 1 and 2 of the engagement are expected to be completed by early July, 2017 with phase 3 of engagement starting concurrently with the wrap-up of the initial scope of services.

# Board of Education

# Staff Report to the Board

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Board Meeting Date : May 23, 2017

Executive Committee Lead :  
Yusef Awwad, Deputy Chief Executive Officer

Department : Finance

Presenter/Staff Leads :  
Ryan Dutcher, Interim Chief Financial Officer

Reviewed and Approved by  
Executive Committee Lead

Staff Report to the Board – Amendment No. 3 to the 2016/17 PPS Budget

under Fund 420 enables specifically authorized projects to be managed with effective financial control and transparency.

4. Reflected debt service on these obligations in the corresponding debt service fund: Fund 320 – Full Faith and Credit Debt Service Fund.

On March 21, 2017, by way of Resolution No. 5433, the Board voted to authorize Amendment No. 2 to the annual budget. The second amendment to the annual budget for the Fiscal Year 2016/17 includes the following major components:

- x Revised beginning fund balances to reflect the FY 2015/16 financial statements of the District approved on December 13, 2016,
- x Made corrections for technical errors that occurred during budget development,
- x Adjusted program allocation for funds to more accurately reflect intended expenditures,
- x Adjusted appropriation levels as needed, and
- x Adjusted revenues and resources for known or expected significant changes.

This third amendment to the annual budget for Fiscal Year 2016/17 is transferring the self-insurance reserve included in the budget from Contingency to Support Services Expenditures in the General Fund. This transfer will cover any required year end adjustments to claims reserves resulting from legal judgments occurring during the year that are self-insured.



## BUDGET / RESOURCE IMPLICATIONS

Notable changes to funds, are summarized below.

### Fund 101 – General Fund

#### Expenditures

Support Services is increased by \$1,500,000 in this amendment to allow for accrual of self-insured liabilities related to legal judgments rendered during the fiscal year, and associated outside legal costs anticipated in relation to the claims.

#### Contingency

As a result of the actions described above there is a corresponding decrease to the self-insurance reserve included in assigned contingency of \$1,500,000.

## NEXT STEPS / TIMELINE / COMMUNICATION PLAN

Upon action by the Board, staff will amend the 2016/17 budget accordingly.

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## ATTACHMENTS

- x Resolution included in business agenda

# Board of Education Informational Report

## MEMORANDUM

Date: May 12, 2017

To: Members of the Board of Education

From: Patrick Ranspot, Financial Operations Manager - Treasury

Subject : Resolution to supplement and/or modify District Officer authorizations

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

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Purchases, Bids, Contracts

The Interim Superintendent RECOMMENDS adoption of the following items:

Number 5457 and 5458

RESOLUTION No. 5457

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.

RESOLUTION No. 5458

Other Matters Requiring Board Approval

The Interim Superintendent RECOMMENDS adoption of the following items:

Numbers 5459 through 5464

RESOLUTION No. 5459

Resolution to Adopt Board Policy 8.60.042-P. Bring Your Own Device Policy

RECITALS

- A. In 2013, House Bill (HB) 2426 was passed which created new provisions and amends Oregon Revised Statutes (ORS) 337.120 and (ORS) 343.223. (ORS) 336.840 was written in support of the House Bill and states:

ORS 336.840 (3) A district school board shall adopt a policy for the use of personal electronic devices that support academic activities and independent communications. The policy must provide that:

- (a) Students may be allowed to use personal electronic devices that support academic activities and independent communications.
  - (b) Unless otherwise specifically prohibited by the policy, students may not be denied the opportunity to use a personal electronic device that supports academic and independent communications.
- B. Currently the district is out of compliance with ORS 336.840 which requires school district boards to adopt and implement policies regarding student use of personal electronic devices no later





RESOLUTION No. 5461

Amendment No. 3 to the 2016/17 Budget for School District No. 1J,  
Multnomah County, Oregon

RECITALS

- A. On June 21, 2016 the Board of Education (“Board”), by way of Resolution No. 5290, voted to adopt an annual budget for the Fiscal Year 2016/17 as required under Local Budget Law.
- B. Board Policy 8.10.030-AD, “Budget Reallocations – Post Budget Adoption,” establishes the guidelines to ensure consistent and detailed communication on fiscal issues between the Superintendent and the Board.
- C. Oregon Local Budget Law, ORS 294.471, allows budget changes after adoption under prescribed guidelines.
- D. On December 13, 2016 by way of resolution No. 5374, the Board voted to amend the annual budget for the Fiscal Year 2016/17. Amendment No. 1 moved Qualified Zone Academy Bond resources and requirements from Fund 438 to Fund 420, and updated the budget to include resources, requirements and debt service for a \$5M Full Faith and Credit Obligation and a \$10M Full Faith and Credit Obligation in Fund 420.
- E. On March 21, 2017 by way of resolution No. 5433, the Board voted to amend the annual budget for the Fiscal Year 2016/17. Amendment No. 2 revised beginning fund balances to reflect the FY 2015/16 financial statements of the District; adjusted the program allocation for funds to more accurately reflect intended expenditures, adjusted the appropriation levels as needed, made corrections for technical errors that occurred during budget development, and adjusted revenues and resources for known or expected significant changes.
- F. This resolution is to enable the Board to approve Amendment No.3 to the annual budget for the Fiscal Year 2016/17, and is allowed under ORS 294.471 guidelines, which state that the budget may be amended at a regular meeting of the governing body.
- G. Expenditures in Fund 101 – General Fund will be changed by less than 10% under this amendment. Local budget law does not require a public hearing on changes to fund expenditures that are less than 10%.
- H. The Superintendent recommends approval of this resolution.

RESOLUTION

1. The Board hereby amends budgeted expenditure appropriation levels as summarized by Fund and

ATTACHMENT "A" TO RESOLUTION No. 5461  
 Amendment 3 for the 2016/17 Budget  
 Schedule of Changes in Appropriations and Other Balances

| Fund             |      | Current        | Change | Amended        |
|------------------|------|----------------|--------|----------------|
| General Fund     | 100s | \$ 604,905,161 | \$     | \$ 604,905,161 |
| Special Revenue  | 200s | 56,449,535     |        | 56,449,535     |
| Debt Service     | 300s | 99,240,434     |        | 99,240,434     |
| Capital Projects | 400s | 310,333,405    |        | 310,333,405    |
| Internal Service | 600s | 8,110,085      |        | 8,110,085      |



RESOLUTION No. 5463

agreements and documents, after appropriate Board of Education approval is obtained, if necessary;

5. RESOLVED, that except to the extent provided otherwise in any agreement between the District and Bank, the District authorizes Bank to rely on any act or communication, including telephone, wire or electronic communication, purporting to be done by any Officer, Limited Officer or Official of the District if such reliance is in good faith, and the District shall be bound to Bank by any such act or communication relied on by Bank in good faith;
6. RESOLVED, that these resolutions are in addition to, and not by way of limitation on, other resolutions, if any, of the District in favor of Bank, and that the authority conferred by these resolutions shall be deemed retroactive and any and all acts authorized by these resolutions performed prior to the passage of these resolutions are hereby approved and ratified as the official acts and deeds of the District; and
7. RESOLVED, that each of these resolutions shall continue in full force and effect until Bank has received express written notice of its rescission or modification by a resolution duly adopted by the District's Board of Education and certified by a Secretary or Deputy Clerk of the District."

Y. Awwad

#### RESOLUTION No. 5464

##### Minutes

The following minutes are offered for adoption:

May 9, 2017