





***NOTE: The Board's agendas are focused on the five strategic operatives of the District as found in the 2005-2010 Strategic Plan: Excellence in Teaching and Learning; Excellence in Operations and Services; Strong Partnerships with Families and Community; Leadership for Results; and Continuous Learning Ethic.***

**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.

Board of Education Policy 1.80.020-P

**STUDENT**

BOARD OF EDUCATION

Personnel

The Superintendent RECOMMENDS adoption of the following items:

Numbers 4159 through 4164

**RESOLUTION No. 4159**

Election of First-Year Probationary Teachers (Full-Time)

**RECITAL**

The Superintendent recommends to the Board of Education ("Board") the following named persons for election as First-Year Probationary Teachers.

**RESOLUTION**

The Board accepts the recommendation and by this resolution hereby elects as First-Year Probationary Teachers for the school year 2009-10, upon the terms and conditions for employment contained in the standard form contract approved by the legal counsel for the District, the following persons, with all to be placed on the applicable Salary Guide that now exists or is hereafter amended:

*Full-time*

First	Last	ID
Serene	Bertram	012459
Russell	Braman	018939
Alana	Burny	018994
David	Holm	018436
Kathleen	Lloyd	017938
Kimiko	Lupfer	018903
Heidi	Masunaga	005454
Elizabeth	Middleton	015617
Angela	Sandino	009045
Rachel	Stagner	018931
Ann	Stevenson	018932
Ellen	Whatmore	018998

*H. Harris*

**RESOLUTION No. 4160**

Election of Second-Year Probationary Teachers (Full-Time)

**RECITAL**

The Superintendent recommends to the Board of Ed



**RESOLUTION No. 4162**

Election of Second-Year Probationary Teachers (Part-Time)

**RECITAL**

The Superintendent recommends to the Board of Education (“Board”) the following named persons for election as Second-Year Probationary Teachers.

**RESOLUTION**

The Board accepts the recommendation and by this resolution hereby elects as Second-Year Probationary Teachers for the school year 2009-10, upon the terms and conditions for employment contained in the standard form contract approved by the legal counsel for the District, the following persons, with all to be placed on the applicable Salary Guide that now exists or is hereafter amended:

*Part-Time*

First	Last	ID
Timothy	Swinehart	017787
Mary	Tillery	009316

H. Harris

**RESOLUTION No. 4163**

Appointment of Temporary Teachers and Notice of Nonrenewal

**RESOLUTION**

The Board of Education accepts the recommendation to designate the following persons as temporary teachers for the term listed below. These temporary contracts will not be renewed beyond their respective termination dates because the assignments are temporary and District does not require the teachers' services beyond completion of their respective temporary assignments.

Full Name	Location	Job Title	FTE	StartDate	End Date
	Laurelhurst				
Arrington, Sarah E	K-8	Teacher-K8 Gr 8 LA/SS	0.50	9/1/2009	6/18/2010
Braun, Steven		Teacher-SPED LC Ed			
Matthew	BESC	Options	0.50	9/21/2009	6/18/2010
		Teacher-HS ESL/Int			
Bullock, Treothe J	Benson HS	Sci/LA	1.00	9/1/2009	11/13/2009
	Stephenson				
Cleary, Jennifer L	K-5	Teacher-ES Gr 2	0.50	9/23/2009	6/18/2010

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Gadway, Mitzi M	James John K-5	Counselor-ES	0.80	10/5/2009	1/15/2010
Henry, Amy	Rice Site Peninsula K-	ISS-Pathways	1.00	10/7/2009	6/18/2010
Hobby, Holly	8	Teacher-K8 ESL/Bilingual	0.50	9/9/2009	6/18/2010
Johnston, Louise K	Wilson HS	Teacher-HS LA	1.00	9/1/2009	2/1/2010
Landis, Kali E	Lee K-8	Teacher-K8 Gr K	0.50	9/28/2009	6/18/2010
Maczik, Adam	Lincoln HS	Teacher-HS Advanced Math/IB Instr Spec-HS Lit Coach	1.00	9/1/2009	6/18/2010
McNulty, Erin C	Madison HS Ha	Striv	1.00	9/28/2009	6/18/2010
Nicholl, Alicia S					

Purchases, Bids, Contracts

The Superintendent RECOMMENDS adoption of the following items:

Numbers 4165 through 4167

**RESOLUTION No. 4165**

Revenue Contracts that Exceed \$25,000 Limit for Delegation of Authority

**RECITAL**



### AMENDMENTS TO EXISTING CONTRACTS

<b>Contractor</b>	<b>Amendment Term</b>	<b>Contract Type</b>	<b>Description of Services</b>	<b>Fund, Department, Grant/Project</b>	<b>Amendment Amount, Contract Total, Payment Total*</b>	<b>Responsible Administrator</b>
Teaching Strategies, Inc.	09/28/09 through 06/30/10	Personal / Professional Services  PS 55886 Amendment 1	District-wide: One-year extension to provide training for educators in positive and proactive behavior management techniques.	Fund 205 Dept. 5424 Grant G0987	\$38,000 \$76,000 \$18,831	J. Mabbott
Night Movers, Inc.	10/27/09 through 2/28/10	Service Requirements  SR 54194 Amendment 11	District-wide: Additional contract funding for continued moving and storage services, as needed.	Fund 191 Dept 5597 Project F0100	\$100,000 \$825,000 \$22,114	T. Magliano
Rose City Moving & Storage	10/27/09 through 2/28/10	Service Requirements  SR 55994 Amendment 2	District-wide: Additional contract funding for continued moving and storage services, as needed.	Fund 191 Dept 5597 Project F0100	\$50,000 \$100,000 \$20,430	T. Magliano

### INTERGOVERNMENTAL AGREEMENTS (“IGAS”)

<b>Contractor</b>	<b>Contract Term</b>	<b>Contract Type</b>	<b>Description of Services</b>	<b>Fund, Department, Grant/Project</b>	<b>Contract Amount</b>	<b>Responsible Administrator</b>
University of Oregon – School of Architecture and Allied Arts	10/27/09 through 11/01/10	IGA 57126	District-wide: Green Classroom Toolbox - Develop evidence-based design guidelines and performance metrics for the energy and environmental retrofits.	Fund 191 Dept 5597 Project F0158	\$30,417	T. Magliano

\* “Payment Total” is the total amount actually paid to the vendor since July 1, 2009, and thus may be more or less than the “Contract / Amendment Amount” or “Contract Total.” Payment Total is not included for IGAs.

*M. Gunter*

**RESOLUTION No. 4167**

Expenditure Contracts that Exceed \$25,000 Limit for Delegation of Authority  
Office of School Modernization Projects Fund

**RECITAL**

Board Policy 8.90.101-P, "Contracts," 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 reaches \$25,000 or more annually per contractor. 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 and execute agreements in a form approved by General Counsel for the District.

<b>21<sup>st</sup> Century Program – Professional Services</b>			<b>Total Budget: \$1,050,000</b>	
<b>Contractor</b>	<b>Contract Terms</b>	<b>Project Number(s)</b>	<b>Description of Contract / Amendment</b>	<b>Previously Committed Amount / This Amendment Amount</b>
Entrix, Inc.	10/27/09 through 12/31/09  PS-56714 Amendment 1	C0100	District-wide – Provide a historical assessment of District owned buildings. Prepare response to peer review, develop a presentation and attend public meetings.	\$150,000 \$8,194
			<b>Total Project Budget</b>	<b>\$1,050,000</b>
			<b>This Resolution Request</b>	<b>\$8,194</b>
			<b>Previously Committed Amount</b>	<b><u>\$934,984</u></b>
			<b>Remaining Budget</b>	<b>\$106,822</b>

CJ Sylvester/M. Gunter





## RESOLUTION No. 4168

### Technology Development, School Choice Lottery System Authorization for Special Procurement Process

#### RECITALS

- A. Portland Public Schools ("District") engages in an open transfer policy for its students. In 2005, the District began development of an automated, randomized lottery system to ensure fair and equitable decisions were made in relation to school choice transfer applications. The Federal Voluntary Public School Choice grant has been, and will continue to be, the primary funding source of this work through September 2012 as long as requirements meet Federal guidelines for the grant. Additionally, up to \$35,000 in funding will be provided through the Information Technology Department for activities in support of a database migration for the system.
- B. The scope of work for this system is unique in nature, using a combination of JAVA and SQL code within an Oracle database.
- C. Due to the complex nature of the system and the specialized skill set required to support it, an exemption from a competitive solicitation process is required.
- D. ORS 279B.085 authorizes the local contract review board of the District to award a public contract by direct appointment as a special procurement. Such procurements allow the District to enter into a single contract or a series of contracts over time without using competitive sealed bidding or competitive sealed proposals or other competitive procedures as otherwise required by the District Contracting and Purchasing Rules upon certain findings.
- E. The District's Board of Education ("Board") has been designated as the local contract review board of the District under ORS 279A.060.
- F. Based upon the following findings pursuant to ORS 279B.085, the Board concludes that an exemption from competitive bidding is justified pursuant to the Public Contracting Code found in ORS 279B:
  - a. The Board finds that use of this special procurement process is unlikely to encourage favoritism in the awarding of this public contract nor substantially diminish competition for the public contract due to the fact that:
    - i. The work by Green Rhombus provides unique knowledge of the software and the business requirements it supports. In addition, the qualifications and credentials of at least 10 other candidates were reviewed prior to the award of the initial contract
    - ii. Green Rhombus has continued development and enhancement work under

- iv. programming services to meet continued development, support, maintenance, and enhancement requirements for the system.
- v. Continued improvement of the system and maintaining the ability to be responsive to necessary changes to the District's choice and transfer policies, such as those potentially resulting from high school redesign or other Board decisions regarding enrollment, is critical to ensure the District's initial investment.
- vi. Development, maintenance, and enhancements are expected to be necessary as long as the District employs school choice. Up to this point, the District has contracted with Green Rhombus for an amount of \$532,565. At a minimum, Green Rhombus' services are anticipated to be required through September 30, 2012. Project development will be phased over the life of the contract. Green Rhombus is amenable to providing services on an as-needed basis. Estimated

**RESOLUTION No. 4169**

PeopleSoft Time and Attendance System  
Authorization for Special Procurement Process

**RECITALS**

- A. The overall scope of the PPS Time and Attendance project is to implement custom PeopleSoft time and attendance entry pages for school timekeepers, with appropriate configuration of the delivered Payroll and Time-and-Labor modules. Additionally, the project scope sets the foundation for future time and attendance services delivered broadly across the organization via PeopleSoft.
- B. Specialized PeopleSoft consulting services are required to complete Phase I of the Time and Attendance project. The amount needed to complete the work is \$119,704, in addition to the current project investment of \$225,000, for an aggregate total of \$344,704 for consulting services.
- C. Due to the complexity of the project work and the specialized skill set required as well as the timeline constraints for implementation, the District is requesting an exemption from a competitive solicitation process.
- D. ORS 279B.085 authorizes the local contract review board of the District to award a public contract by direct appointment as a special procurement. Such procurements allow the District to enter into a single contract or a series of contracts over time without using competitive sealed bidding or competitive sealed proposals or other competitive procedures as otherwise required by the District Contracting and Purchasing Rules upon certain findings.
- E. The District's Board of Education ("Board") has been designated as the local contract review board of the District under ORS 279A.060.
- F. Based upon the following findings pursuant to ORS 279B, the Board concludes that an exemption from competitive bidding is justified pursuant to the Public Contracting Code found in ORS 279B:
  - a. The Board finds that use of this special procurement process is unlikely to encourage favoritism in the awarding of this public contract nor substantially diminish competition for the public contract due to the fact that:
    - i. The skill set needed to execute this work is highly specific. It would be difficult to find another qualified resource.
    - ii. The District undertook several searches to find a qualified candidate to perform the work for this Project. Initially, a nationally recognized company was awarded a contract through an RFP but found to be unable to meet project requirements once the worracting Code fouTpu thatiTunder ORSubliocuremy d8(s or othe)269 0 qu269 0 nse

- b. The Board finds that the use of this special procurement (1) is reasonably expected to result in substantial cost savings to the District and (2) will substantially promote the public interest in a manner that could not practicably be realized by complying with requirements that are applicable under ORS 279B.055, 279B.060, 279B.065 or 279B.070 or under any rules adopted thereunder due to the fact that:
  - i. The Time and Attendance project is in the final stages of completion and is scheduled to go “live” in the next few months. Undertaking a competitive solicitation process at this time to select a vendor to complete the final stages of the project would delay the current project completion date by at least a year due to school implementation constraints.
  - ii. The current consultant, DBW Consulting, has been involved in the scope gathering, planning, design, and development phases of the project from its inception. The continued participation of DBW Consulting is critical to the success of the project.
  - iii. The cost of engaging a new consultant will exceed the current amount being requested due to the time necessary to become familiar with the project and all

**RESOLUTION No. 4170**

Settlement Agreement

**RESOLUTION**

1. The authority to pay \$42,500 is granted in a settlement agreement for Employee C.T. to resolve