

SPECIAL MEETING JUNE 9, 2006

The Marysville Exempted Village Board of Education met on the above date with the following members present: Roy Fraker, Thomas Brower, and Jeffrey Mabee. Member Scott Johnson entered at 5:06 p.m. Member William Hayes was absent.

ADOPT THE AGENDA

Mr. Brower moved seconded by Mr. Mabee to approve the agenda for the special June 9, 2006 meeting.

Roll call: Brower, aye; Mabee, aye; Fraker, aye. Motion carried.

APPROVAL OF MINUTES

Mr. Mabee moved seconded by Mr. Brower to approve the minutes of the May 22, 2006 regular meeting as presented.

Roll call: Mabee, aye; Brower, aye; Fraker, aye. Motion carried.

STAFF RESIGNATIONS

Mr. Mabee moved seconded by Mr. Brower to accept the following staff resignations.

- a. Accept the resignation of Stephanie Williams as a teacher, effective at the conclusion of the 2005-2006 contract year.
- b. Accept the resignation of Matthew Fockler as a teacher, effective at the conclusion of the 2005-2006 contract year.
- c. Accept the resignation of Mary Jo DeGood as a building aide, effective at the conclusion of the 2005-2006 contract year.

Roll call: Mabee, aye; Brower, aye; Fraker, aye. Motion carried.

Employ of District Staff

Mr. Mabee moved seconded by Mr. Fraker to employ district staff. Employment is expressly conditioned upon receipt of the employee's BCI report and will be immediately terminated without resort to Ohio Revised Code Section 3319.16 should such report indicate a prohibited conviction.

- a. Employ Jason Adelsberger as Network Technician, under a one-year limited contract, effective August 1, 2006.
- b. Employ Jason Jensen as Network Technician, under a one-year limited contract, effective August 1, 2006.

- c. Employ Michael Ball as a teacher, under a one-year limited contract, effective August 17, 2006.
- d. Employ Laura Browne as a teacher, under a one-year limited contract, effective August 17, 2006.
- e. Employ Kendra Burris as a teacher, under a one-year limited contract, effective August 17, 2006.
- f. Employ Lori Clark as a teacher, under a one-year limited contract, effective August 17, 2006.
- g. Employ James Cooper as a teacher, under a one-year limited contract, effective August 17, 2006.
- h. Employ Erica Hill as a teacher, under a one-year limited contract, effective August 17, 2006.

Roll call: Mabee, aye; Fraker, aye; Brower, aye. Motion carried.

BID APPROVAL FOR NORTHWOOD ELEMENTARY CONSTRUCTION

Mr. Mabee moved seconded by Mr. Johnson to accept bids and award contracts to begin the construction of Northwood Elementary School.

(Refer to 2005-06 Supplemental Minutes, Item #64, 6/9/06)

(Resolution #6-15)

RESOLUTION #6-15

WHEREAS, the Board, at a Meeting on March 20, 2006, authorized the commencement of the bidding process for Bid Package #2 (General Trades), Bid Package #3 (Masonry), Bid Package #4 (Steel), Bid Package #5 (Roof), Bid Package #6 (Plumbing), Bid Package #7 (Fire Protection), Bid Package #8 (HVAC), Bid Package #9 (Electrical), and Bid Package #10 (Technology) (hereinafter referred to as the “Bid Packages”), based upon drawings and specifications setting forth in detail the requirements for the project which were prepared by the Architect Steed-Hammond-Paul, Inc. (hereinafter called the “Architect”), with the assistance of Ruscilli Construction Company (hereinafter called the “Construction Manager”) pursuant to all applicable laws;

WHEREAS, the Construction Manager, with the assistance of the Architect, commenced the bidding process for the Bid Packages;

WHEREAS, the Construction Manager, with the assistance of the Architect, held a Pre-Bid Conference for prospective bidders, on May 11, 2006, wherein prospective bidders were briefed on the Bid Packages;

WHEREAS, on May 28, 2006, the Board, Office of the Treasurer received bids in response to the Bid Packages, at the time and place established for the receipt of bids for

the Bid Packages in the Notice to Bidders and opened and read aloud said bids immediately thereafter, in compliance with Instructions to Bidders (“IB”), paragraph 1.13;

WHEREAS, the Construction Manager, on behalf of the Board and with the Assistance of the Architect, performed a detailed post-bid review of the sealed bids whereupon the Construction Manager and the Architect made the following recommendations to the Board with respect to the Bid Packages stating those it determined to be the lowest responsible bid:

<u>Bid Package</u>		<u>Lowest Responsible Bid</u>	
Bid Package #2 (General Trades)	Central Ohio Building	Base Bid	\$2,558,780
		Alt. #1	\$57,400
		Alt. #2	\$57,400
		Total	\$2,673,580
Bid Package #3 (Masonry)	Kirk Brother’s Masonry	Base Bid	\$1,292,500
		Alt. #1	\$23,300
		Alt. #2	\$23,300
		Total	\$1,339,100
Bid Package #4 (Steel)	Humble Construction	Base Bid	\$656,400
		Alt. #1	\$22,800
		Alt. #2	\$22,800
		Total	\$702,000
Bid Package #5 (Roof)	Humble Construction	Base Bid	\$447,000
		Alt. #1	\$32,900
		Alt. #2	\$32,900
		Total	\$512,800
Bid Package #6 (Plumbing)	Combined with Bid Package #8		
Bid Package #7 (Fire Protection)	Vulcan	Base Bid	\$103,623
		Alt. #1	\$875
		Alt. #2	\$875
		Total	\$105,373
Bid Package #8 & #6 (HVAC & Plumbing)	Carl’s	Combined Base Bid	\$1,370,000
		Combined Alt. #1	\$12,130
		Combined Alt. #2	\$11,760
		Alt. #5	\$171,000
		Alt. #5-a	\$2,500
		Alt. #5-b	\$2,500
		Total	\$1,569,890
Bid Package #9 (Electrical)	Gaylor	Base Bid	\$1,175,000
		Alt. #1	\$5,100
		Alt. #2	\$5,100
		Total	\$1,185,200
GRAND TOTAL			\$8,087,943

WHEREAS, the Superintendent of the Board, with the assistance of the Construction Manager and the Architect, has reviewed the bids received for the Bid Packages for said portion of the Project and the responsibility investigation of the apparent low Bidder in compliance with IB paragraph 1.15 and Sections 153.12, 3313.46(A)(6) and 3318.10, ORC, and any other authorizing provisions of law; and

NOW, THEREFORE, BE IT RESOLVED by the Board that after careful consideration and evaluation of the information before it:

Section 1. The Board hereby accepts the recommendations of the Construction Manager and Architect to award the Bid Packages to the Bidders as provided below as the lowest responsible Bidder in compliance with IB paragraph 1.15 and Sections 3313.46(A)(6) and 3318.10, ORC, and any other authorizing provisions of law, contingent upon compliance with all conditions precedent to contract execution under paragraphs 1.15 and 1.16:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>		
Bid Package #2 (General Trades)	Central Ohio Building	Base Bid	\$2,558,780
		Alt. #1	\$57,400
		Alt. #2	\$57,400
		Total	\$2,673,580
Bid Package #3 (Masonry)	Kirk Brother's Masonry	Base Bid	\$1,292,500
		Alt. #1	\$23,300
		Alt. #2	\$23,300
		Total	\$1,339,100
Bid Package #4 (Steel)	Humble Construction	Base Bid	\$656,400
		Alt. #1	\$22,800
		Alt. #2	\$22,800
		Total	\$702,000
Bid Package #5 (Roof)	Humble Construction	Base Bid	\$447,000
		Alt. #1	\$32,900
		Alt. #2	\$32,900
		Total	\$512,800
Bid Package #6 (Plumbing)	Combined with Bid Package #8		
Bid Package #7 (Fire Protection)	Vulcan	Base Bid	\$103,623
		Alt. #1	\$875
		Alt. #2	\$875
		Total	\$105,373
Bid Package #8 & #6 (HVAC & Plumbing)	Carl's	Combined Base Bid	\$1,370,000
		Combined Alt. #1	\$12,130
		Combined Alt. #2	\$11,760
		Alt. #5	\$171,000
		Alt. #5-a	\$2,500

		Alt. #5-b	\$2,500
		Total	\$1,569,890
Bid Package #9 (Electrical)	Gaylor	Base Bid	\$1,175,000
		Alt. #1	\$5,100
		Alt. #2	\$5,100
		Total	\$1,185,200
GRAND TOTAL			\$8,087,943

Section 2. The Board hereby authorizes the Construction Manager, on its behalf, to forward a Notice of Intent to Award Contract for said portion of the Project in compliance with paragraph IB 1.15.5, with the appropriate Contract Forms, to the lowest responsible Bidder referenced in Section 1. The Construction Manager shall simultaneously notify the surety and agent of the surety of said lowest responsible Bidder of the intent to award pursuant to Section 9.32, ORC.

Section 3. Subject to the approval of the Board's construction counsel, and upon compliance with all conditions precedent to Contract execution under paragraph IB 1.15 and 1.16, the Board hereby authorizes the President and Treasurer to sign said Contract.

Section 4. The Board hereby authorizes the Treasurer to sign the Certificate of Funds, upon execution of said Contract, and attach to said Contract copies, along with a copy of this resolution.

Section 5. The Board hereby authorizes the Construction Manager, at a time determined appropriate by the Construction Manager, after the Construction Manager's receipt of said Contract signed by the Contractor, to forward a Notice to Proceed for said Contract in Compliance with paragraph IB 1.18.

Section 6. The Board hereby authorizes the Treasurer, at the appropriate time and with the assistance of the Construction Manager, to prepare, and make available upon request, a Notice of Commencement pursuant to Section 1311.252, ORC, prior to the performance of any work related to said Contract.

Section 7. That this Board hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board; and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22, ORC.

Section 8. This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

Roll call: Mabee, aye; Johnson, aye; Fraker, aye; Brower, aye. Motion carried.

RIGHT OF WAY FOR DAYTON POWER AND LIGHT COMPANY AT
NORTHWOOD ELEMENTARY

Mr. Brower moved seconded by Mr. Mabee to approve a resolution from the Dayton Power and Light Company requesting an Electric Right of Way Easement at Northwood Elementary School. The Electric Right of Way is needed to run electricity to the Northwood Building from Creekview Intermediate School for construction purposes. .
(Refer to 2005-06 Supplemental Minutes, Item #65, 6/9/06) (Resolution #6-16)

RESOLUTION #6-16

WHEREAS, the Board of Education approved the construction of the Northwood Building pursuant to prior Board action; and

WHEREAS, the Board of Education has been advised by The Dayton Power and Light Company (“DP&L”) that in order to run electricity to the Northwood Building, DP&L needs a right of way and easement across real property owned by the Board of Education; and

WHEREAS, a copy of the proposed easement is attached hereto (the “Easement”).

NOW, THEREFORE, BE IT RESOLVED, that the Board of Education finds it in the best interest of the Marysville Exempted Village School District to grant DP&L a right of way easement as described in the “Easement” attached hereto, or in a substantially similar document;

BE IT FURTHER RESOLVED, that the Board authorizes the Board President and the Treasurer and/or their designees, to execute the necessary documents and to pay any incidental expenses to carry this resolution into effect.

Roll call: Brower, aye; Mabee, aye; Fraker, aye; Johnson, aye. Motion carried.

CONTRACT FOR SPECIAL EDUCATION SERVICES

Mr. Fraker moved seconded by Mr. Johnson to contract with Naomi Shaw to provide speech and language therapy to the Marysville School District students requiring such services for the 2006 Extended School Year, on an as-needed basis and arranged with the district. **(Refer to 2005-06 Supplemental Minutes, Item #66, 6/9/06)**

Roll call: Fraker, aye; Johnson, aye; Brower, aye; Mabee, aye. Motion carried.

ADJOURNMENT

Mr. Johnson moved seconded by Mr. Mabee to adjourn at 5:25 p.m.

Roll call: Johnson, aye; Mabee, aye; Fraker, aye; Brower, aye. Motion carried.