

REGULAR MEETING AUGUST 28, 2006

The Marysville Exempted Village Board of Education met on the above date with the following members present: Roy Fraker, William Hayes, Thomas Brower, Scott Johnson, and Jeffrey Mabee.

ADOPT THE AGENDA

Mr. Hayes moved seconded by Mr. Mabee to approve the agenda with addendum for the regular August 28, 2006 meeting as presented.

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

BUS ROUTE PRESENTATION

APPROVAL OF MINUTES

Mr. Hayes moved seconded by Mr. Johnson to approve the minutes of the special July 27, 2006 meeting as presented.

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

TREASURER'S FINANCIAL REPORT

Mr. Hayes moved seconded by Mr. Brower to approve the following:

July Expenditures
July Financial Statements
Audit/Finance Committee Report
Credit Card User List
MEC Terrorist Form (**Refer to 2006-07 Supplemental Minutes, Item #5, 8/28/06) (Resolution #6-23)**)

RESOLUTION #6-23

RESOLUTION ESTABLISHING PROCEDURES FOR COMPLIANCE WITH OHIO REVISED CODE 2909.33, MATERIAL NON-ASSISTANCE FOR TERRORIST ORGANIZATION DECLARATIONS, IN PURCHASING CONDUCTED THROUGH THE METROPOLITAN EDUCATIONAL COUNCIL

WHEREAS, Section 2909.33 of the Ohio Revised Code requires that Declarations of Material Non-assistance for Terrorist Organizations ("Declarations") be collected by political subdivisions of the state from certain entities with whom they do business, and;

WHEREAS, The board of Education of the Marysville Exempted Village School District (the "Board") is a member of the Metropolitan Educational Council ("MEC"), a council of governments through which the School District receives cooperative purchasing services, and;

WHEREAS, The Board desires to enact procedures to comply with Section 2909.33 in connection with its cooperative purchasing arrangements with the MEC;

NOW, THEREFORE BE IT RESOLVED, by the Board of Education of the Marysville Exempted Village School District, Union County, Ohio:

Section 1. The Board authorizes the MEC to receive and maintain, on behalf of the District, Declarations from vendors that enter into contracts with the MEC and/or the district through the MEC for which Declarations are required under Revised Code Section 2909.33.

Section 2. That this resolution shall become effective immediately upon its adoption. The District Treasurer shall forward a certified copy of this resolution to the MEC.

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

AWARD HIGH SCHOOL DIPLOMA

Mr. Brower moved seconded by Mr. Mabee to award John W. Nelson a high school diploma, as outlined by Ohio HB11, due to Mr. Nelson's service during the Vietnam War.

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

LEAVES OF ABSENCE

Mr. Mabee moved seconded by Mr. Hayes to approve unpaid leaves of absence.

- a. Unpaid leave of absence to Sara Tondra, anticipated effective dates of February 26 through April 13, 2007.
- b. Unpaid leave of absence to Natalie Askew, anticipated effective dates of April 16 through May 31, 2007.
- c. Unpaid leave of absence to Krista Rocazella, anticipated effective dates of March 21-23, 2007.

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

STAFF RESIGNATIONS

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

- a. Resignation of Janice Good as a teacher, effective with the 2006-07 school year.

- b. Retirement resignation of Janice Young as bus driver, effective August 1, 2006.
- c. Resignation of Sharon Kissling as bus driver, effective August 22, 2006.
- d. Resignation of Stephen Fannin as receiving center aide, effective with the 2006-07 school year.
- e. Resignation of Jennifer Sommers as latchkey staff, effective July 28, 2006.
- f. Resignation of Craig Sommers as latchkey staff, effective August 23, 2006.
- g. Resignation of Debra Farmer from her food service position, effective with the 2006-07 school year.

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

EMPLOYMENT OF DISTRICT STAFF

Mr. Hayes moved seconded by Mr. Johnson to employ district staff. Employment is expressly conditioned upon receipt of the employee's BCI report, and completion of the declaration required by Ohio Revised Code Section 2909.34, and will be immediately terminated without resort to Ohio Revised Code Section 3319.16 should such report indicate a prohibited conviction or unsatisfactory completion of the declaration.

- a. Employ Jennifer Brown as teacher, under a one-year limited contract, effective August 17, 2006.
- b. Employ Jill Huffman as library aide, under a one-year limited contract, effective August 16, 2006.
- c. Employ Robin Hurt as bus driver, under a one-year limited contract, effective August 21, 2006.
- d. Employ Bart Taylor as bus driver, under a one-year limited contract, effective August 21, 2006.
- e. Employ Joseph Williams as bus driver, under a one-year limited contract, effective August 21, 2006.
- f. Employ Matthew Murgatroyd as warehouse worker, under a one-year limited contract, effective August 28, 2006.
- g. Employ Stella Mohler as occupational therapist assistant, under a one-year limited contract, effective August 28, 2006.
- h. Employ Sheila Hites as latchkey staff, on an as-needed basis, effective August 21, 2006.
- i. Employ Karen Long as latchkey team leader, on an as-needed basis, effective August 21, 2006.

- j. Employ Amy Morgan as administrative assistant for transportation, under a one-year limited contract, effective August 31, 2006.
- k. Employ student Joe Corrado as computer technician, on an as-needed basis, effective July 31, 2006 and through the end of the 2006-07 school year.
- l. Employ student Evan Zimmerman as computer technician, on an as-needed basis, effective July 31, 2006 and through the end of the 2006-07 school year.
- m. Employ student Robert Gordon as computer technician, on an as-needed basis, effective July 31, 2006 and through the end of the 2006-07 school year.
- n. Employ Lucy Howard as computer technician, on an as-needed basis, effective July 31, 2006 and through the end of the 2006-07 school year.
- o. Employ as Ohio Reads Building Volunteer Coordinator Brenda Reedy under contract effective for the 2006-07 school year, pending grant funding.
- p. Employ Jeanine Phlipot as building aide, under a one-year limited contract, effective August 28, 2006.

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

AMEND EMPLOYMENT CONTRACT

Mr. Mabee moved seconded by Mr. Johnson to approve the Resolution to Amend the Employment Contract with Treasurer/Chief Financial Officer of the Marysville Exempted Village School District. **(Refer to 2006-07 Supplemental Minutes, Item #6, 8/28/06)**

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

ADDITION OF SALARY CATEGORY

Mr. Mabee moved seconded by Mr. Brower to add the salary category of Administrative Assistant for Transportation to the 2006-07 Classified Salary Schedule, effective with the 2006-07 school year.

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

SCHOOL MENTORS

Mr. Hayes moved seconded by Mr. Johnson to approve payment to mentors for mentoring teachers new to the Marysville School District during the 2006-07 school year.

TIER I

Sue Katz, Divena Smith, Stephanie Bett, Bev Dyar, Heather Pryor, Lori Poling, Karen Heflin, Mary Jo Browning, Robb Hildreth, Jackie Lazenby, Laura Koke, Christina Todd, Linda Overly (1/2), Lisa Coburn (1/2), Tammy Cooper, Stacy Grandstaff-Boster, Beckie Shellhouse, Dick Smith, Regina Taylor

TIER II

Sue Millice, Kathy Savage, Anne Annan, Katie Brown, Jessica Gaede, Lindsay Williamson, Lori Hicks, Marc Kirsch, Rachel Hill, Leslie Boey, Stephanie Schupp, Nan Streng, Cliff Lewis, Jim Gannon

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

EMPLOY DISTRICT SUBSTITUTES/HOME INSTRUCTORS

Mr. Mabee moved seconded by Mr. Fraker to employ substitutes/home instructors during the 2006-07 school year, on an as-needed basis. Employment is expressly conditioned upon receipt of the employee’s BCI report, and completion of the declaration required by Ohio Revised Code Section 2909.34, and will be immediately terminated without resort to Ohio Revised Code Section 3319.16 should such report indicate a prohibited conviction or unsatisfactory completion of the declaration.

<u>Certified:</u>	Jill Arnold	Kristin Arnold	Sarah Bell-Shaffer
	Alana Best	Melissa Botkin	Jennifer Brown
	Kevin Canterbury	Mandy Carper	Matthew Ervin
	Peggy Fout	Lauren Fowler	Jennifer Gingras
	Elaine Hess	Jamie Hodges	Holly Hollman
	Erica Karcher	Kathy Karcher	Marilyn Kieft
	Jason Kinney	Laura Liming	Linda Lybarger
	Jennifer McGraner	Michael Meeker	Sheila Sullivan-Passwaters
	Melanie Price	Angie Proeschel	Karen Rogers
	Jessica Schilling	Linda Schwyn	Lavona See
	Cory Smith	Daniel Strasser	Matthew Sutherin
	Shirley Tornberg	Aric Tucker	Deborah Tumblison
	Kristina Williams	Sharon Wilson	Heidi Woolfe
	Cynthia Mann	Alicia Quay	Julie Smith
	Virginia Watters	Kara Wood	

<u>Classified:</u>	Ruby Anderson	Rose Arth	Michele Austin
	Terri Baesmann	Karen Baker	Rhonda Fairchild
	Christine Fisher	Berron Frederick	Jennifer Gingras
	Abigail Goellner	Kathy Karcher	Lori LaCella
	Ashley Lotycz	Kathy Low	Lois Lowery
	Ann Musto	Tina LaRoche	Lewis Rayburn
	Brenda Reedy	Bridget Rhodes	Mary Rice
	Trish Rich	Karen Rogers	Nicole Shumway
	Jackie Stanford	Michele Young	Shaila Sullivan-Passwaters

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

SUPPLEMENTAL CONTRACT RESIGNATION

Mr. Brower moved seconded by Mr. Fraker to accept the supplemental contract resignation of Sonny Green, from his position as middle school football assistant coach, effective August 10, 2006.

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

AWARD SUPPLEMENTAL CONTRACTS

Mr. Johnson moved seconded by Mr. Mabee to award supplemental contracts to the candidates listed below, for the 2006-07 school year, on an as-needed basis. Each recommendation is being made in accordance with Section 3315.53 of the Ohio Revised Code and Chapter 3301-27 of the Ohio Administrative Code.

Employment is expressly conditioned upon receipt of the employee's BCI report, and completion of the declaration required by Ohio Revised Code Section 2909.34, and will be immediately terminated without resort to Ohio Revised Code Section 3319.16 should such report indicate a prohibited conviction or unsatisfactory completion of the declaration. Employment is also contingent upon completion of CPR training and Sports Medicine as required by the State of Ohio.

<u>Staff</u>	<u>Position</u>
Gregg Stubbs	Title I Coordinator
Nan Streng	District Substance Abuse Coordinator (paid with the Safe & Drug Free Schools Grant funds)
Mary Tullis	MS Volleyball
David Hensinger	MS Volleyball
Angela Ross	MS Volleyball
Rebecca Shaffer	MS Volleyball
Juliet Litzel	MS Girls' Golf
Bob Sements	MS Head Football
Lisa Vicker Abbey	HS Asst. Fall Cheerleading
Cathy Alder	Freshman Volleyball
Steve Fannin	HS Asst. Band Director
Becky Collett	Navin DI Team Manager
Gwen Murray	Prom Advisor
Tom Powers	MS Asst. Football
Sean Cook	HS Asst. Boys' Soccer
Dawn Burns	HS Webmaster
Dawn Burns	HS Technology Club

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

SPECIAL EDUCATION SERVICES CONTRACT

Mr. Hayes moved seconded by Mr. Mabee to approve contractual service agreements, for vision impaired services, with the Logan Educational Service Center, for the 2006-07 school year. **(Refer to 2006-07 Supplemental Minutes, Item #7, 8/28/06)**

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

OHIO HI-POINT JOINT VOCATIONAL SCHOOL DISTRICT AGREEMENTS

Mr. Johnson moved seconded by Mr. Hayes to approve cooperative agreements between the Ohio Hi-Point Joint Vocational School District and the Marysville Exempted Village School District. The purpose of these cooperative ventures is to enhance and improve the educational opportunities available for Marysville High School students. **(Refer to 2006-07 Supplemental Minutes, Item #8, 8/28/06)**

- a. Approval of the cooperative agreement between the Marysville Exempted Village School District and the Ohio Hi-Point Joint Vocational School District to provide an Agriculture Education Program for grades 9-12 as a program of the Ohio Hi-Point Career Center at Marysville High School.
- b. Approval of the cooperative agreement between the Marysville Exempted Village School District and the Ohio Hi-Point Joint Vocational School District to provide a Teaching Professions Program for grades 11-12 as a program of the Ohio Hi-Point Career Center at Marysville High School.
- c. Approval of the cooperative agreement between the Marysville Exempted Village School District and the Ohio Hi-Point Joint Vocational School District to provide a Health Technologies Program for grades 11-12 as a program of the Ohio Hi-Point Career Center at Marysville High School.
- d. Approval of the cooperative agreement between the Marysville Exempted Village School District and the Ohio Hi-Point Joint Vocational School District to provide a Construction Technologies Program for grades 11-12 as a program of the Ohio Hi-Point Career Center at Marysville High School.

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

MEMORIAL HOSPITAL OF UNION COUNTY CONTRACT RENEWAL

Mr. Brower moved seconded by Mr. Mabee to continue the agreement with Memorial Hospital of Union County to provide Marysville Schools with an athletic trainer for the 2006-07 school year. **(Refer to 2006-07 Supplemental Minutes, Item #9, 8/28/06)**

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

2006-07 TUITION RATE

Mr. Mabee moved seconded by Mr. Fraker to approve the Marysville School's 2006-07 tuition rate, as determined by the Ohio Department of Education, as \$5,813.18 per year (\$645.91 per month).

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

ADDITION TO BOARD POLICY MANUAL

Mr. Hayes moved seconded by Mr. Johnson to add Policy EFG, Student Wellness Program, to the Marysville Exempted Village School District Board Policy Manual. **(Refer to 2006-07 Supplemental Minutes, Item #10, 8/28/06)**

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

DONATION TO DISTRICT

Mr. Fraker moved seconded by Mr. Brower to accept, with appreciation, a donation to the district from Phil Connolly of a Tennis Tutor ball machine (approximately \$800 value).

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

RESOLUTION TO PURCHASE CHILLER UNITS

Mr. Mabee moved seconded by Mr. Hayes to approve the resolution to purchase, on State-Term contract, two (2) chiller units from Trane for the Northwood Elementary building, currently under construction. **(Refer to 2006-07 Supplemental Minutes, Item #11, 8/28/06) (Resolution #6-24)**

RESOLUTION #6-24

WHEREAS, the Board has determined that there is a need to purchase two (2) chiller units for the Northwood Elementary Building; and

WHEREAS, in connection with the required purchase, the Board wishes to avail itself of Section 125.04 of the Ohio Revised Code, which enables the Board to purchase necessary supplies and services, without complying with the normal competitive bidding requirements set forth in Section 3313.46 of the Ohio Revised Code; and

WHEREAS, Section 125.04 of the Ohio Revised Code specifically exempts from the requirements of competitive bidding the Board's purchase of supplies and services purchased by the Ohio Department of Administrative Services pursuant to state contracts with approved vendors; and

WHEREAS, the Board has confirmed that Trane is presently on the approved list of contractors with the Ohio Department of Administrative Services, having entered into a contract with the Ohio Department of Administrative Services to provide the supplies and services that are required and desired to be purchased by the Board; and

WHEREAS, the Board has had discussions with Trane, concerning the purchase of chillers required at the Northwood Elementary School and Trane has indicated a desire and an ability to provide the chillers according to the terms and conditions outlined in a proposal received on March 8, 2006, which is consistent with the contract between Trane and the Ohio Department of Administrative Services; and

BE IT HEREBY RESOLVED, that the Board hereby elects to proceed under Section 125.04 of the Ohio Revised Code to purchase the supplies and services that shall be required of the Board through the contract currently in existence between the Ohio Department of Administrative Services and Trane and the March 8, 2006 proposal; and

BE IT FURTHER RESOLVED, that the Board hereby agrees that it will be bound by the terms and conditions set forth in the contract between the Ohio Department of Administrative Services and Trane; and

BE IT FURTHER RESOLVED, that the Board agrees that it will pay directly Trane, Incorporated, for the supplies and services provided, and further that the Board shall pay to the Department of Administrative Services any reasonable fee charged by the Department to cover the administrative costs associated with the Board's purchase of these supplies and services; and

BE IT FURTHER RESOLVED, that the Treasurer and Superintendent are hereby authorized to sign all necessary documents and to take all other actions necessary to carry this resolution into effect, and to incur any incidental expenses on behalf of this Board.

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

URGENT NECESSITY RESOLUTION TO REPAVE THE MILL VALLEY
ELEMENTARY PARKING LOT

Mr. Hayes moved seconded by Mr. Mabee to approve the resolution to allow the Treasurer and Superintendent to sign all necessary documents and to take all other actions necessary to carry into effect and to incur any incidental expenses associated with the repaving of the primary parking lot at Mill Valley Elementary, on behalf of the Board of Education. **(Refer to 2006-07 Supplemental Minutes, Item #12, 8/28/06)**
(Resolution #6-25)

RESOLUTION #6-25

WHEREAS, it has been determined that the primary parking lot at the Mill Valley Elementary School (the "Parking Lot") has deteriorated to such an extent that health and safety issues arise from its continued use during the upcoming school year; and

WHEREAS, being the primary parking lot for the elementary school, repairs to the Parking Lot needed to be completed during summer recess, before the beginning of the 2006-2007 school year; and

WHEREAS, the Board entered a contract with _____ to repave the Parking Lot for an amount less than that which would require competitive bidding pursuant to R.C. 3313.46, for completion prior to the beginning of the 2006-2007 school year; and

WHEREAS, during the initial repaving process, the Contractor discovered that there was no base under the existing asphalt, and opined that with no base, the life of the new pavement would be compromised; and

WHEREAS, the revised cost of the work required to correctly install a base and repave the Parking Lot, which includes the cost of the additional work, exceeds the \$25,000 limit set forth in R.C. 3313.46; and

WHEREAS, if the paving work was stopped for purposes of advertising and receiving bids for the additional work deemed necessary, the parking lot would not be completed in time for the beginning of the new school year; and

WHEREAS, if work was allowed to continue using the existing Contractor to install a base and repave the Parking Lot, the Parking Lot repairs could be completed before or shortly after the beginning of the 2006-2007 school year; and

WHEREAS, due to the urgent need for the parking lot to be completed as soon as possible, and for the health, safety and good of the school community, there is not sufficient time to advertise and solicit bids in compliance with R.C. 3313.46.

NOW, BE IT THEREFORE RESOLVED, that the Board of Education declares that there is urgent necessity to allow the existing Contractor to continue with the work to install a base and repave the Parking Lot; and

BE IT FURTHER RESOLVED, that in accordance with this Board's determination of the existence of this urgent necessity, and R.C. 3313.46, the standard procedures for competitive bidding for the construction of and renovation of the facilities as described above are hereby dispensed with and _____ is hereby authorized to perform the additional work necessary to complete the paving project at the Mill Valley Elementary School; and

BE IT FURTHER RESOLVED, that the Treasurer and Superintendent are hereby authorized to sign all necessary documents and to take all other actions necessary to carry this resolution into effect, and to incur any incidental expenses on behalf of this Board.

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

ACCEPT MEA CONTRACT

Mr. Hayes moved seconded by Mr. Brower to accept the MEA contract, including salary, through June 30, 2007. Negotiations regarding health insurance after December 31, 2006, salary beyond June 30, 2007, and other contract language will commence in September, 2006. Approval to accept salary schedules for all classified and administrative staff. Increases to base salary or modification to STRS contribution average 2 3/4 %.

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

RESOLUTION TO PURCHASE BUSES

Mr. Mabee moved seconded by Mr. Fraker to purchase three, 84 passenger buses from Cardinal Bus Sales, Lima, Ohio under the Metropolitan Educational Council 2005-06 school bus competitive bid and purchase program. The purchase price of the 84 passenger buses is \$73,600 each. **(Refer to 2006-07 Supplemental Minutes, Item #13, 8/28/06) (Resolution #6-26)**

RESOLUTION #6-26

WHEREAS, the Board is unexpectedly facing critical and immediate needs with respect to the transportation of its students during the 2006-2007 school year, which has already begun; and

WHEREAS, the Board needs to immediately purchase three (3), eighty-four (84) passenger school buses ("Buses") to accommodate the current and ongoing transportation needs of its students, the cost of which will exceed twenty-five thousand dollars (\$25,000.00); and

WHEREAS, the process of advertising and bidding the purchase of new school buses is anticipated to take in excess of forty-five (45) days; and

WHEREAS, the Board purchased buses during the previous school year through the Metropolitan Education Council school bus cooperative purchasing program from Cardinal Bus Sales in Lima, Ohio, at the competitively bid price of \$73,600.00 per unit, and this price is still available to the Board for the current school year.

THEREFORE, BE IT RESOLVED that this Board determines that a case of urgent necessity exists for the purchase of three (3) new school buses for Marysville Exempted Village School District, in order to accommodate the current and ongoing transportation needs of its students for the 2006-2007 school year, which has already begun; and

BE IT FURTHER RESOLVED, in accordance with the above determination, and in accordance with Section 3313.46 of the Ohio Revised Code, the procedures for competitive bidding are hereby dispensed with; and

BE IT FURTHER RESOLVED, that the Superintendent and Treasurer are hereby authorized to sign all necessary documents and to take all other actions necessary to carry this Resolution into effect, as quickly as possible, to secure safe transportation of its students, by purchasing three (3) Buses at the price of \$73,600.00 per unit, as secured last year, from Cardinal Bus Sales, or by obtaining other informal quotations, whenever practicable, and to incur any additional expenses on behalf of this Board of Education.

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

AWARD SITE WORK CONTRACT

Mr. Fraker moved seconded by Mr. Johnson to accept the competitive bid base price and Alternate 1-1 from Performance Site Management, Columbus, Ohio for site work for the new Middle School and Intermediate School project. Bid base price is \$2,633,000 with Alternate 1-1 for a deduct of \$145,000 for a final bid of \$2,488,000. **(Refer to 2006-07 Supplemental Minutes, Item #14, 8/28/06) (Resolution #6-27)**

RESOLUTION #6-27

WHEREAS, the Board, at a Meeting on July 24, 2006, authorized the commencement of the bidding process for Bid Package #1 for site work (hereinafter referred to as "Bid Package #1"), 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 Thomas & Marker 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 Bid Package #1;

WHEREAS, the Construction Manager, with the assistance of the Architect, held a Pre-Bid Conference for prospective bidders, on August 11, 2006, wherein prospective bidders were briefed on Bid Package #1;

WHEREAS, on August 24, 2006, the Board, Office of the Treasurer received bids in response to Bid Package #1, at the time and place established for the receipt of bids for Bid Package #1 in the Notice to Bidders and opened and read aloud said bids immediately thereafter, in compliance with Instructions to Bidders ("IB"), paragraph 3.18;

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 and the Construction Manager and the Architect recommended Performance Site Management to the Board as being the lowest responsive and responsible bid;

WHEREAS, the Superintendent of the Board, with the assistance of the Construction Manager and the Architect, has reviewed the bids received for the Bid Package for said portion of the Project and the responsibility investigation of the apparent low Bidder in compliance with 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 recommendation of the Construction Manager and Architect to award the bid for Bid Package #1 to the Bidder as provided below as the lowest responsible Bidder in compliance with IB paragraph 3.14 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 3.14 and 3.15:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>
Site Work	Performance Site Management
	Bid: \$2,633,000.00
	Alternate 1-1 (145,000.00)
	Total Bid Amount 2,488,000.00

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, 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 3.14 and 3.15, 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.

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 supercede any prior resolution or act of this Board, which may be inconsistent or duplicative with the provisions of this resolution.

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

EDGEWOOD ELEMENTARY

Mr. Fraker moved seconded by Mr. Brower to accept a donation of 50 book bags, filled with school supplies, from The Guardian Angels of the First United Methodist church.

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

RAYMOND ELEMENTARY

Mr. Mabee moved seconded by Mr. Fraker to approve the Raymond Elementary PTO Fall Fundraiser to begin September 5, 2006.

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

CREEKVIEW INTERMEDIATE

Mr. Hayes moved seconded by Mr. Fraker to accept a donation of school supplies from the United Way.

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

EXECUTIVE SESSION

Mr. Brower moved seconded by Mr. Mabee to move into Executive Session to discuss personnel.

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

Executive Session began at 8:30 p.m. with the Board and Superintendent to discuss personnel.

The Board and Superintendent returned from Executive Session after having discussed personnel at 8:53 p.m.

ADJOURNMENT

Mr. Hayes moved seconded by Mr. Mabee to adjourn at 8:53 p.m.

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