

MEETING JANUARY 29, 2007

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

ADOPT THE AGENDA

Mr. Mabee moved seconded by Mr. Brower to approve the agenda for the special January 29, 2007, meeting including addendum.

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

APPROVAL OF MINUTES

Mr. Brower moved seconded by Mr. Mabee to approve the minutes of the January 22, 2007, regular meeting as presented.

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

ACCEPT BIDS AND AWARD CONTRACTS FOR NEW INTERMEDIATE/MIDDLE SCHOOL CONSTRUCTION

Mr. Johnson moved seconded by Mr. Fraker approve the resolution to accept bids and award contracts for the construction of the new intermediate/middle school. **(Refer to 2006-07 Supplemental Minutes, Item #39, 1/29/07) (Resolution #7-02)**

RESOLUTION No. 7-02

WHEREAS, the Board, at a Meeting on December 18, 2006, authorized the commencement of the bidding process for Bid Package #4 (General Trades), Bid Package #5 (Masonry), Bid Package #8 (Fire Suppression), Bid Package #9 (Plumbing), Bid Package #10 (HVAC) and Bid Package #11 (Electrical) (hereinafter referred to collectively, as the "Bid Packages"), based upon drawings and specifications setting forth in detail the requirements for the project known as the new intermediate school building and a new middle school building (collectively, "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; and

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

WHEREAS, the Construction Manager, with the assistance of the Architect, held a Pre-Bid Conference for prospective bidders, on January 4, 2007, wherein prospective bidders were briefed on the Bid Packages; and

WHEREAS, on January 25, 2007, 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 3.18; and

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 that the Board accept the bids on the Bid Packages as set forth below as being the lowest responsive and responsible bids; and

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 investigations of the apparent low Bidders 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 bids for the Bid Packages set forth below as being the lowest responsible Bidders 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 No. 4 (General Trades)</u> <u>and Contract No. 5 (Masonry)</u>	Base Bid: \$10,500,000.00
Peterson Construction Company 18817 State Route 501 North P.O. Box 2058 Wapakoneta, Ohio 45895	Total Contract Amount: \$10,500,000.00

<u>Contract No. 8 (Fire Suppression)</u> <u>and Contract No. 9 (Plumbing)</u> <u>and Contract No. 10 (HVAC)</u>	Base Bid: \$4,190,000.00
Vaughn Industries LLC 1201 East Findlay Street Carey, Ohio 43316	Total Contract Amount: \$4,190,000.00

<u>Contract No. 11 (Electrical)</u>	Base Bid: \$2,261,500.00
Frost & Company dba Dick Nagel Electric, Inc. 9 Broadway Street Wapakoneta, Ohio 45895	Total Contract Amount: \$2,261,500.00

Section 2. The Board hereby authorizes the Construction Manager, on its behalf, to forward a Notice of Intent to Award Contracts for said portion of the Project, with the appropriate Contract Forms, to the lowest responsible Bidders referenced in Section 1. The Construction Manager shall simultaneously notify the surety and agent of the surety of said lowest responsible Bidders 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 Contracts.

Section 4. The Board hereby authorizes the Treasurer to sign the Certificate of Funds, upon execution of said Contracts, and attach to said Contracts, 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 Contracts signed by the Contractors, to forward a Notice to Proceed for said Contracts.

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 or amendment thereto pursuant to Section 1311.252, ORC, prior to the performance of any work related to said Contracts.

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

STUDENT OUT-OF-STATE TRIP

Mr. Mabee moved seconded by Mr. Brower to allow the Marysville High School students from the Teacher Academy Satellite Program with the Ohio Hi-Point, to attend a conference from February 15-19, 2007 in San Diego, California.

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

DISTRICT VOLUNTEERS

Mr. Brower moved seconded by Mr. Johnson to recognize the following as Show Choir parent volunteers. We recognize volunteers so they can be covered under our liability insurance.

Suzie Clarridge	Becky Charles	Melissa Cunningham
Cheryl Groehl	Shawnee Vetanovetz	Heather Harrison
Karen Rogers	Kim Pettit	Tim Preston
Mike and Pam Hoying	Cheri Rausch	Molly Decker
Brenda Zimmerman	Larry Zimmerman	

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

EXECUTIVE SESSION

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

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

Executive Session began at 6:35 p.m. with the Board and Superintendent to discuss personnel.

Matt Crispin entered the executive session at 7:00 p.m. and left the executive session at 7:30 p.m.

The Board and Superintendent returned from Executive Session after having discussed personnel at 8:35 p.m.

ADJOURNMENT

Mr. Mabee moved seconded by Mr. Fraker to adjourn at 8:35 p.m.

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