

MEETING APRIL 11, 2007

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

ADOPT THE AGENDA

Mr. Fraker moved seconded by Mr. Mabee to approve the agenda for the special April 11, 2007, meeting as presented.

Roll call: Fraker, aye; Mabee, aye; Brower, aye; Hayes, aye; Johnson, aye. Motion carried 5 to 0.

APPROVAL OF MINUTES

Mr. Brower moved seconded by Mr. Mabee to approve the minutes of the March 19, 2007, regular meeting as presented.

Roll call: Brower, aye; Mabee, aye; Fraker, aye; Hayes, aye; Johnson, aye. Motion carried 5 to 0.

STAFF RESIGNATION

Mr. Mabee moved seconded by Mr. Brower to accept the resignation of Melanie Garvin, as teacher, effective at the end of the 2006-07 school year.

Roll call: Mabee, aye; Brower, aye; Fraker, aye; Hayes, aye; Johnson, aye. Motion carried 5 to 0.

EMPLOY DISTRICT SUBSTITUTES

Mr. Fraker moved seconded by Mr. Johnson to employ the below listed individuals as district substitutes during the 2006-07 school year, on a need 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.

Certified: Brenda Zimmerman Larry Ball

Roll call: Fraker, aye; Johnson, aye; Mabee, aye; Brower, aye; Hayes, aye. Motion carried 5 to 0.

ACCEPT BIDS AND AWARD CONTRACTS FOR HIGH SCHOOL ADDITION/
RENOVATION CONSTRUCTION

Mr. Mabee moved seconded by Mr. Johnson to approve the resolution to accept bids and award contracts for the construction of the High School addition/renovation project. **(Refer to 2006-07 Supplemental Minutes, Item #47, 4/11/07) (Resolution #7-07)**

RESOLUTION #7-07

WHEREAS, the Board, at a Meeting on February 26, 2007, authorized the commencement of the bidding process for Bid Package #02 (Site Work) (“Bid Package #02”), Bid Package #03 (General Trades) (“Bid Package #03”), Bid Package #04 (Masonry) (“Bid Package #04”), Bid Package #05 (Steel) (“Bid Package #05”), Bid Package #06 (Roofing) (“Bid Package #06”), Bid Package #07 (Fire Protection) (“Bid Package #07”), Bid Package #08 (Plumbing) (“Bid Package #08”), Bid Package #09 (HVAC) (“Bid Package #09”), and Bid Package #10 (Electrical) (“Bid Package #10”), (Bid Package #02, Bid Package #03, Bid Package #04, Bid Package #05, Bid Package #06, Bid Package #07, Bid Package #08, Bid Package #09, and Bid Package #10 are collectively, hereinafter 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; 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 March 15, 2007, wherein prospective bidders were briefed on the Bid Packages; and

WHEREAS, on April 3, 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”), Section 3.2; 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 have recommended to the Board the lowest responsive and responsible Bidders; 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 portions of the Project and the responsibility investigation 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

WHEREAS, based upon the recommendations of the Construction Manager and Architect, the Board is prepared to award contracts to the lowest responsible Bidders provided however, the Board shall determine at a subsequent meeting, which, if any, alternates the Board wishes to select for the project; 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 to the Bidders as provided below as the lowest responsible Bidders in compliance with IB Section 3.5 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 IB Section 7.3:

<u>Contract</u>	<u>Lowest Responsible Bidder</u>
Site Work	Performance Site Management Base Bid: \$1,886,048.00
General Trades	Central Ohio Building Base Bid: \$4,265,000.00
Masonry	Steveco, Inc. Base Bid: \$1,685,000.00
Structural Steel	Humble Construction Base Bid: \$1,308,000.00
Roofing	Humble Construction Base Bid: \$844,800.00
Fire Protection	Vulcan Base Bid: \$213,840.00
Plumbing/HVAC (Combination Bid)	Slagle Base Bid: \$3,052,000.00
Electrical	Gaylor Base Bid: \$2,210,000.00

Total Base Bid Amount: \$15,464,688.00

The Board shall review the bid alternates with the Construction Manager and Architect and shall determine at a subsequent meeting which alternates shall be selected for the Project.

Section 2. The Board hereby authorizes the Construction Manager, on its behalf, to forward a Notice of Intent to Award Contract for said portions 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 IB, Section 7.3, 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 each Contract, and attach to each 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 each Contract signed by the Contractor, to forward a Notice to Proceed for each 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 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: Mabee, aye; Johnson, aye; Fraker, aye; Brower, aye; Hayes, aye. Motion carried 5 to 0.

ADJOURNMENT

Mr. Hayes moved seconded by Mr. Johnson to adjourn at 7:40 p.m.

Roll call: Hayes, aye; Johnson, aye; Fraker, aye; Mabee, aye; Brower, aye. Motion carried 5 to 0.