

**Bend-La Pine Schools
Bend, OR 97703
April 24, 2018**

Budget Committee Meeting 5:00 p.m.
Regular Meeting immediately following

The Board of Directors of Bend-La Pine Schools will meet in a Budget Committee Meeting on April 24, 2018 at 5:00 p.m. followed by a regular meeting on April 24, 2018 in room 314 of the Education Center 520 NW Wall Street, Bend, OR

Budget Committee Agenda

Call to Order	Chair High
Pledge of Allegiance	Peggy Kinkade
Review of Budget Meeting Agenda	Chair High
Election of Budget Committee Officers	Chair High
Budget Message	Superintendent Mikalson
Review Budget Document	Roy Burling
Public Input	
Adjourn Budget Committee Meeting	

Regular Meeting Agenda

Call to Order	Chair High
Review of Agenda	Chair High
Public Input This is the time provided for individuals to address the Board. Visitors who wish to speak must sign up prior to the beginning of the meeting on the sign-up sheet provided. Please state your name and topic when you address the Board.	Chair High

Public Hearing

Secure Entry Construction Projects	Superintendent Mikalson
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Consent Agenda

Approval of Minutes – April 10, 2018 Reference: ORS 192.650 and ORS 332.057	Chair High
Approval of Personnel Recommendations Reference: ORS 332.505	Jay Mathisen

Action Items

Resolution 1865 : Teacher Appreciation Week, May 7-11, 2018	Chair High
Resolution 1866 : Granting Bidding Exemption, Authorizing Construction of the 2018-2021 Remodel Projects	Mike Tiller
New Elementary School Contractor Approval	Mike Tiller

Reports

New High School Update : 3D Rendering and Schematic Design	Superintendent Mikalson
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Board Comments

Adjourn

Accessible Meeting / Alternate Format Notification

This meeting location is accessible. Please contact Bend-La Pine Schools at 541-355-1001 if you need accommodation to participate in the board meeting. Please call at least three days prior to the scheduled meeting date. Thank you.

Design Build Process Recommendation

Executive Summary, April 24, 2018

Prepared by Mike Tiller, Executive Director of Facilities

As you know, the 2017 Bond included funds to provide secure vestibules at schools. Recent concerns about improved safety have raised the urgency of these projects. Rather than conduct them during summers over the next several years as originally planned, we are working to accelerate the construction and complete the projects as soon as possible. We have reviewed the best process to use to accelerate the design and construction of the secure vestibules.

Due to the schedule and complexity of construction, the on-site occupation of the building by students and staff during construction, and the critical timing of construction to meet the delivery schedule, the Facility Development Office is recommending that we use the Design-Build (Design-Build) construction delivery method, with a Guaranteed Maximum Price (GMP).

The Design Build method is an exception to the design/bid/build (aka "hard bid") process that is in statute. Because it is an exception, we are required to develop "Findings of Fact for the Use of Design-Build", hold a hearing on the use of the Design-Build method and then the Board must take action to approve the exception. The hearing is required to be advertised at least 15 days in advance and the advertisement must include the findings. The hearing is scheduled for your meeting on the 24th and we advertised the hearing on April 2nd and April 4th. The findings are attached for your review.

We believe that the Design-Build process is the best method as it will accelerate the design and construction and likely attract more interest in the projects from the contractors, which should encourage competitive pricing. When the Design-Build team participates in the design process, fewer change orders occur during project construction. This is due to the Design-Build team's better understanding of the owner's needs and the architect and contractor working collaboratively. As a result, the project is more likely to be completed within a prescribed timeframe. In addition, there will be fewer "unknowns" in this work and fewer change orders.

If we move forward using Design-Build, we will use the Request for Proposal (RFP) process to select a Design-Build contractor. The contract achieved through the Design-Build process will require the Design-Build contractor to use an open competitive selection process to bid all components of the job.

We recommend approval of resolution 1866.

**FINDINGS OF FACT FOR THE USE OF
THE DESIGN-BUILD METHOD OF CONTRACTING (DESIGN-BUILD)**

Before the Administrative School District #1, Bend La Pine Schools Board of Directors

Administrative School District #1)	Findings of Fact
For the construction of)	Conclusion of Law
Secure Vestibules		

SITUATION

On May 16, 2017, the voters of Administrative School District #1 – Bend La Pine Schools approved a \$268,000,000 bond levy, of which \$ 2,628,518 has been allocated for the design and construction of secure vestibules at the following schools:

Kingston Elementary
Ponderosa Elementary
Summit High
W.E. Miller Elementary
Bear Creek Elementary
Elk Meadow Elementary
Juniper Elementary
La Pine Elementary
La Pine High
Rosland Elementary
Thompson Elementary
Three Rivers Elementary
Bend Senior High
High Desert Middle
La Pine Middle
Mountain View High
Cascade Middle
Education Center
Ensworth Elementary

These vestibules are needed to secure the entry point to the schools. Recent concerns about improved safety have raised the urgency of these projects. Rather than conduct them during summers over the next several years as originally planned, the Board desires to accelerate the construction and complete the projects as soon as possible. The schools have different entry designs and will require different secure vestibule designs. Modifying these varied entries so they all function similarly will be technically complex and such complexities will not be readily apparent until each entry is modified. Having the contractor and architect work together to determine the best design for each school and how to schedule the construction during school operations will accelerate completion. Due to the schedule and complexity of construction, the on-site occupation of the building by students and staff during construction, and the critical timing of construction to meet the delivery schedule, the Facility Development Office is recommending that the School District use the Design-Build (Design-Build) construction delivery method, with a Guaranteed Maximum Price (GMP). The use of this alternative contracting method requires that the Board grant a specific exemption from the standard competitive bid process used to select a general contractor.

The guiding applicable statutes are ORS 279C.300, which requires, with certain exceptions, that all public improvement contracts be based on competitive bidding, and ORS 279C.375, which requires that the contract be awarded to the lowest responsive and responsible bidder. ORS 279A.050 and ORS 279A.060 permit the Board of Directors of the School District to act as the local contract review board and to grant, under certain conditions, specific exemptions from the competitive bidding requirement pursuant to ORS 279C.335(2). The Bend La Pine Public Schools Model Procurement Rules, DJ-AR Class Special Procurements and Exemptions, II.A, allow for alternative contracting methods.

FINDINGS OF FACT

The School District makes the following findings regarding use of the Design-Build alternative contracting method for the above-referenced public improvement contract:

FINDING #1 – DESIGN-BUILD WILL NOT DIMINISH COMPETITION NOR ENCOURAGE FAVORITISM

Finding: It is unlikely that the use of the Design-Build alternative contracting method will encourage favoritism, or substantially diminish competition, in the awarding of this public improvement contract.

FINDING #2 – DESIGN-BUILD WILL RESULT IN SUBSTANTIAL COST SAVINGS AND OTHER SUBSTANTIAL BENEFITS

Finding: Use of the Design-Build alternative contracting method will result in substantial cost savings and other substantial benefits to the School District.

Information regarding the following was considered in justification of the School District’s conclusion in reaching these findings:

A. Number of Bidders

The District does not anticipate that the Design-Build method of contracting will affect the number of available bidders.

B. Operational, Budget and Financial Data

Operational Data:

The Design-Build team will be selected through a competitive Request for Proposals (RFP) process, authorized by the Board of Directors in accordance with DJ-AR Class Special Procurements and Exemptions, II.A. Competition will not be inhibited nor will favoritism be encouraged.

- A. SOLICITATION PROCESS: Pursuant to ORS 279C.360, the Design-Build solicitation will be advertised at least twice in the Daily Journal of Commerce. The solicitation will also be placed on the School District’s website.
- B. FULL DISCLOSURE: To ensure full disclosure of all information, the RFP solicitation package will include:
 - 1. Detailed Description of the Project
 - 2. Contractual Terms & Conditions
 - 3. Selection Process
 - 4. Evaluation Criteria
 - 5. Role of Evaluation Committee
 - 6. Provisions for Comments
 - 7. Complaint Process and Available Remedies
- C. SELECTION PROCESS: Other highlights of the selection process will include:
 - 1. A pre-proposal conference will be announced and held. This conference will be open to all interested parties. During this pre-proposal conference, as well as any time prior to ten (10) days before the close of the solicitation, interested parties will be able to ask questions, request clarifications and suggest changes in the solicitation documents if such parties believe that the terms and conditions of the solicitation are unclear, inconsistent with industry standards, or unfair and unnecessarily restrictive of competition.

2. Sealed proposals will be submitted to the Facilities Development Supervisor located in the Education Center at 520 NW Wall Street, Main Office, Bend, Oregon.
3. The evaluation process will determine whether a proposal meets the screening requirements of the RFP, and to what extent. The following process will be used:
 - a. Proposals will be evaluated for completeness and compliance with the screening requirements of the RFP. Those proposals that are materially incomplete or non-responsive will be rejected.
 - b. Proposals considered complete and responsive will be evaluated to determine if they meet and comply with the qualifying criteria of the RFP. If a proposal is unclear, the proposer may be asked to provide written clarification. Those proposals that do not meet all requirements will be rejected.
 - c. Proposals will be independently scored by the voting members of the Selection Committee. Scores will then be combined and assigned to the proposals.
 - d. The Selection Committee will convene to select from the highest-scoring proposers, a group of at least three finalists (if three are available) for formal interviews. If, however, the score of one proposer establishes a clear separation from competing proposers, the Selection Committee may elect not to conduct interviews.
 - e. The Selection Committee will conduct the interviews, if interviews are scheduled.
 - f. If conducted, the Selection Committee will use the interviews to confirm the scoring of the proposals and to clarify any questions. Based upon the revised scoring, the Selection Committee will rank the proposers, and provide an award recommendation to the Director of Facilities, who will seek approval from the School District's Board to proceed with contract negotiations with the highest-ranked proposer.
 - g. The Director of Facilities will negotiate a contract with the highest-ranked proposer. If an agreement cannot be reached, the School District will have the option to enter into negotiations in an attempt to reach an agreement with the second-ranked proposer, and so forth.

4. Competing proposers will be notified in writing of the selection of the apparent successful proposal and will be given seven (7) calendar days after receipt of the notice to review the RFP file and evaluation report at the office of Facilities Development. Any questions or concerns about the selection process will be subject to the requirements of the School District's Model Procurement Rules, DJ-AR, must be in writing, and must be delivered to the School District's Deputy Superintendent within seven (7) calendar days after receipt of the selection notice. No protest of the award selection shall be considered after this time period.

Budget and Financial Data:

The contract achieved through the Design-Build process will require the Design-Builder to use an open competitive selection process to bid all components of the job. The Design-Builder's overhead and fee generally makes up 10-15% of the total cost, and will be evaluated as one of the scoring criteria. Overhead, which includes supervision, bonding, insurance, and mobilization, must be within the industry standard range of approximately 10%. The Design-Builder's fee must be within the industry standard range of 3-5%. Since these amounts will be scored as part of the competitive RFP process, the entire dollar value of the project will be awarded through open competitive processes, at either the general contractor or subcontractor level. The Design-Build process also provides the following benefits:

- (a) FEWER CHANGE ORDERS: When the Design-Build team participates in the design process, fewer change orders occur during project construction. This is due to the Design-Build team's better understanding of the owner's needs and the architect and contractor working collaboratively. As a result, the project is more likely to be completed on time and within budget. In addition, fewer change orders reduce costs of the project.

This project will involve a complex remodel to many different schools. The use of a Design-Build will reduce the amount of change orders due to unforeseen circumstances. During construction, the contractor and architect will collaborate to determine the design best suited to each school and to conduct the construction while school is in session. This will include complicated scheduling and

likely night work.

(b) **GMP CHANGE ORDERS COST LESS:** The reduced number of Design-Build change orders discussed above are processed at a lower cost under the GMP. The design-bid-build method typically results in the contractor charging 15% markup on construction change orders. The Design-Build method applies a lower predetermined markup. Based on the experience of the School District in the Construction Manager/General Contractor context, the markup on GMP change orders is in the range of 3-5%.

(c) **SAVINGS:** Under the GMP method the School District will enjoy the full savings if actual costs are below the GMP. When the Design-Build team completes the project, any savings between the GMP and the actual cost accrue to the School District.

(d) **CONTRACTOR'S FEE IS LESS:** Contracts with Design-Build are designed to create a better working relationship between the architect and contractor. Therefore, the overhead and profit fee is generally in the 3-5% range, and contractors indicate this is slightly lower than the fee anticipated on similar design-bid-build contracts.

C. Public Benefits

Early selection of the Design-Build team creates more informed, better quality decision making by the project construction team. A more efficient construction team saves the School District money and provides other public benefits. The Design-Build method will reduce financial risk to the School District. Reduced risk provides a significant value and potential savings.

THE DESIGN-BUILD CONTRACTING METHOD ESTABLISHES A GUARANTEED MAXIMUM PRICE PRIOR TO COMPLETION OF DOCUMENTS: The Design-Build team will be able to obtain a complete understanding of the School District's needs, the architect's design intent, the scope of the project, and the operational needs of the students, teachers, and administration of the school by participating in the ongoing design and construction process. With both the architect and contractor participating in this phase they will be able to offer suggestions for improvements and make suggestions that will reduce costs. With the benefit of this knowledge, the Design-Build team will also be able to guarantee a maximum price to be paid by the School District for constructing the project.

D. Value Engineering

The Design-Build process offers a unique opportunity for value engineering that is not possible through the design-bid-build process.

- A. **VALUE ENGINEERING AND DESIGN-BUILD PARTICIPATION IN THE DESIGN PROCESS:** An essential part of each construction project is the value engineering evaluation. Value engineering is the means used to determine the best project design that meets the needs and priorities of the owner, within the owner's budget. A team consisting of the owner, architect, consultants, and the contractor utilizes value engineering most effectively. When the contractor participates, the team can render the most comprehensive evaluation of all factors that affect the cost, quality, and schedule of the project.
- B. **VALUE ENGINEERING WITH THE DESIGN-BID-BUILD PROCESS:** If the School District were to utilize the design-bid-build method the contractor would not participate in this evaluation, hence, value engineering would be conducted without the benefit of:
- The ability to set the schedule;
 - The ability to sequence work; and
 - Commitment from the contractor to implement the design within the schedule and budget.

Through integrated participation, a project scope and design evolve that has greater value for the owner, and is not likely to be the same project created by the design-bid-build method.

E. Specialized Expertise Required

The construction project is highly complex because it involves construction on multiple existing school sites while the buildings are in use. Use of a Design-Build team will result in a better-coordinated project, speed completion, and minimize disruption to operations. The Design-Builder: guarantees the maximum price to complete the project; determines the construction schedule; establishes the sequence of work; is contractually bound to implement the final project design within the GMP; and participates as an essential member of the project design and construction team. Several benefits of participation by the Design-Build team on this project will be realized: developing the design documents to reflect the best work plan that accommodates both the School District and contractor; grouping of the bid packages to help insure better trade coverage; determining the most efficient construction staging area on each school campus; identifying the most cost-effective route through campus and buildings for the various utilities; and helping to adjust the work plan when the needs change along the way.

F. Public Safety

Because the site is in use during the construction process, safety is of critical importance. By being involved in all phases of the project, including both design and construction, understanding the structural peculiarities of each existing building, and knowing the scope and technical complexity of the project, the Design-Build team will be able to provide a safe environment for the students, teachers, and school administration throughout the entire project.

G. Reduction of Risk to the District of the Public

Using this contracting method will reduce risk to the public because the architect and contractor will be able to determine how best to construct the vestibules during the school year and ensure safe function during the school day.

H. Sources of Funding

The use of the Design-Build method of contracting will have no impact on the source of funding.

I. Market Conditions

The School District's ability to accurately estimate the cost of this project is complicated by the multitude of construction market conditions that exist today in Oregon (e.g., competition of other projects, environmental issues that limit available construction materials, shortage of qualified craftsman, etc.), as well as the difficulty in establishing the best work sequence. Because the project has a limited budget, it is essential to reduce the risk of cost overruns.

J. Technical Complexity

A Design-Builder is necessary to manage the complex design and construction of this project, as well as the on-site occupation of the multiple schools by students and staff and the critical timing of construction to meet delivery schedules. The design of the remodels is anticipated to commence in June, 2018 and construction will need to be complete by January, 2020. The remodels may begin at the same time depending on the logistics and impact to the operation of the facilities. In working with a Design-Build team and staff, the schedule for the remodel work can be determined to minimize the impact to the operation of the schools and still meet the anticipated completion date of January, 2020.

K. Renovation/Remodel

This project is a renovation and accordingly has a higher degree of complexity, particularly since there are many different entry designs and the final vestibules must all operate in a consistent manner.

L. Occupied During Construction

To accelerate this urgently needed safety project, construction will occur during the school year and may occur when the schools are occupied. Because construction at each vestibule will require unique coordination based on

the structure and unique operating characteristics of each school, having the architect and contractor work collaboratively to tailor each design will result in less impact to the operations of the schools.

M. Single or Multiple Phases of Construction

This project will require multiple phases of construction because 19 different schools will be renovated. It is anticipated that there will be many different designs and unique operational considerations at these different locations. Using a Design-Build method will facilitate determining how best to sequence and coordinate these multiple phases. Having the Architect and Contractor work together to determine the best approach for each building will improve efficiency.

N. Expertise of District Personnel and Legal Counsel

The District has an experienced facility staff with combined decades of experience in construction management, building and remodeling of schools. The staff has utilized alternative contracting methods with success. The District utilizes in-house and outside legal counsel with extensive experience in public contracting, alternative contracting methods, and contract enforcement. The facility staff and legal counsel will be able to effectively award the contract, then negotiate, administer and enforce the terms of the contract.

CONCLUSIONS OF LAW

Use of the Design-Build process for the construction of the Secure Vestibules complies with the criteria outlined in ORS 279C.335(2), including the factors in ORS 279C.330:

1. It is unlikely the exemption will encourage favoritism or substantially diminish competition. The selection process will be fair and open to all interested proposers as established within above findings.
2. The exemption will result in substantial cost savings and other substantial benefits to the School District. In addition, value will be added to the project that could not otherwise be obtained.

PROPOSED RESOLUTION

RESOLUTION 1866 GRANTING BIDDING EXEMPTION, AUTHORIZING CONSTRUCTION OF 19 SECURE VESTIBULES BY MEANS OF A DESIGN-BUILD METHOD OF CONTRACTING AND AUTHORIZING SELECTION BY REQUEST FOR PROPOSALS

WHEREAS, ORS Chapter 279A authorizes the School District’s Board of Directors to designate itself as the local contract review board for the School District, and

WHEREAS, the Board of Directors of Administrative School District #1, Bend La Pine Schools, has designated itself as the local contract review board for the School District, and in that capacity has authority to exempt certain contracts from the competitive bidding requirements of ORS Chapter 279C, and

WHEREAS, ORS 279C.335(2) provides a process for exempting certain public improvement contracts from competitive bidding and the School District’s Model Procurement Rules authorize the selection of a contractor through the Design-Build process as set forth in DJ-AR, and

WHEREAS, the School District Board of Directors determines that the Secure Vestibule Remodel Project should be constructed by a Design-Build method of contracting.

The School District Board of Directors finds as follows:

1. The School District Board of Directors adopts the specific findings of fact set forth above.
2. The exemption of the Secure Vestibule Remodel Project from competitive bidding will promote competition and will not encourage favoritism because the Design-Build team will be chosen by the request

for proposals process, and the major portion of the construction work will be performed by subcontractors chosen by competitive bidding.

3. The exemption of the Design-Build contract from competitive bidding will result in substantial cost savings and other substantial benefits to the School District, for the reasons set forth in the findings above.
4. The exemption of the Design-Build contract also appears to be in the best interest of the School District in that the use of the Design-Build process will permit the School District to complete the construction within a Guaranteed Maximum Price and within a reasonable time with minimum redesign effort.

NOW, THEREFORE, the School District Board of Directors resolves as follows:

The contract for construction of 19 secure vestibules by a Design-Build Contractor for a Guaranteed Maximum Price is exempted from competitive bidding, and the Design-Build team shall be selected by the Request for Proposal method in accordance with the School District's Model Procurement Rules, DJ-AR, and the process described in the above findings.

RECOMMENDATION

Board members are asked to review these Findings, Conclusions, and Proposed Resolution, ask questions, take public comments, and provide input at the School District Board's April 10, 2018 meeting. Board action on this proposal is recommended.

**Bend-La Pine Schools
Bend, OR 97703**

The Board of Directors for Bend-La Pine Schools met in a regular session on April 10, 2018 at the Education Center,
520 NW Wall Street, Bend, OR 97703.

Board Members Present

Andy High
Cheri Helt
Peggy Kinkade
Ron Gallinat
Stuart Young
Carrie Douglass
Julie Craig

Call to Order

The meeting was called to order at 5:30 p.m. by Chair High. The Pledge of Allegiance followed.

Review of Agenda

Chair High reviewed the agenda. There were no changes.

Public Input

Chair High reviewed how the public input process works, clarifying it is a time for the public to address the Board; he explained the Board appreciates hearing from the public, takes comments and feedback seriously, however, does not engage in conversation during this time.

Stewart Fritchman, parent and community member, spoke about suicide. He shared how a history of suicide has impacted his family and spoke about the importance of discussing suicide in a public forum. He encouraged schools to teach about emotional health, offer genuine programs to help address emotional struggles student face and help them find a place of belonging.

Mandy Fritchman, Stewart's mother, shared about moving forward from her families' tragedies and encouraged compassion and direction for students who are struggling.

Amy Sabbadini, Bend Senior High social studies teacher and parent addressed the Board about 2018-19 staffing at Bend Senior High. She urged the Board not to reduced staffing allocations and shared how reductions have negatively impacted schools over the past years. She noted the Quality Education Model (QEM) adopted by Oregon Legislature which recommends certain levels of support for student success; and that district schools, classrooms and student supports like counseling and nursing do not meet QEM recommendations.

Matt Craven, Bend Senior High math and social studies teacher asked the Board to consider building bigger schools, specifically bigger high schools. By building bigger schools, he explained staffing could be used more strategically and schools would be able to offer more programs, activities, and diversity of options for students to participate in. Craven shared a handout with Board members.

Oscar Gonzales with the Latino Community Association of Central Oregon offered his praise to district leadership and the Board for the creation of an equity cadre, proclamation regarding the district's stance on protecting immigrant students and respecting their families, facilitating cultural competency training for staff, supporting the town hall forums on racism, and for the overall openness of the district to collaborate with community partners. Gonzales said the upcoming town hall forums will be student-led in an attempt to hear how racism has impacted other students. He

is grateful for these opportunities for students to share and encouraged the district to continue to think outside the box in the areas of staff recruitment and continue to seek a more diverse staff for schools.

Dr. Romir Chatterjee, retired community member, addressed the Board about the rising tide of hate, racism and violence that flows from our nation, to the state, to the county, to our community and schools. He asked why the district has been silent on recent tragedies and when will the community hear more specific information on investigations of such tragedies and conclusions drawn from those investigations.

Dr. Dalton Miller Jones, a representative of the Restorative Justice and Equity / Trauma Informed Practices group, asked that the district hire a Restorative Justice and Trauma Informed Practice trained instructor and that funds be dedicated in the district's budget for the release and training time for teachers to be trained as soon as possible.

Caroline Skidmore, parent and member of Moms Demand Action for Gun Sense, spoke about the importance of gun safety, specifically the importance of locking guns up at home. She thanked Superintendent Mikalson for including this sentiment in an earlier communication but asked that the district communicate annually with parents and families about the importance of locking guns up.

Mary Stelzer, parent, addressed the Board previously about single points of entry and locking doors at schools. She shared she has since had a conversation with her school's principal and doesn't understand why limiting entrances is something that cannot happen immediately. She asked Board members to initiate measures to make schools safer immediately.

Dr. Yvette Nishikawa, current professor at OSU, introduced herself and teacher prep students from OSU who are willing to support the district in the areas of: cultural proficiency training for staff and students, addressing racial disparities in academic achievement, and hiring diverse staff and seeking out diverse community partnerships. She shared a handout of resources with Board members and encouraged the district to post about the district's goals, efforts, and communications on race on the district website. She also encouraged all to read the book *Courageous Conversations about Race* by Glenn Singleton.

Marcus LeGrand, substitute teacher, shared he is one of very few substitutes in the Central Oregon area of color. He spoke about his experiences in schools and the importance of having someone that students of color can relate to in their schools. He encouraged the district to continue to hire a diverse staff and maintain this as a top priority.

Chair High thanked all who addressed the Board and invited all to attend the May 22 Community Linkage Meeting that will be held at Sky View Middle School to discuss mental health.

High recessed the regular meeting at 6:18 p.m.

High resumed the meeting at 6:22 p.m.

Superintendent Spotlight

Superintendent Mikalson noted the challenges of school funding in Oregon and agreed with comments made about the district not meeting QEM recommendations. The district would need over 300 teachers to meet the recommendations set forth by the QEM. Cheri Helt added that the QEM model has been in place for 19 years, and in all those years, the recommendations have never been met.

Mikalson shared two upcoming dates that will be focused on honoring staff and students in the district:

- May 2: Excellence in Education awards at Mt. View High School will celebrate certified and support staff for excellence in their profession
- May 16: Perseverance Awards at The Loft will celebrate high school students who have overcome adversity and persevered during their educational journey

Consent Agenda

Chair High noted the updated personnel report at Board members' seats.

Ron Gallinat moved to approve the Consent Agenda. Stuart Young seconded the motion. Unanimous approval.

Action Items

Middle School Mathematics Materials Adoption

Lora Nordquist reviewed the executive summary in the board packet. In Spring 2016, the middle school math curriculum review team was asked to pilot the Eureka Math Program for the 2016-17 school year. Throughout the 2016-17 school year there were concerns with the program, and ultimately the team decided to review other materials in Fall 2017. Nordquist introduced Kerri Morton and Tara Butler to share about the processed used this past fall and answer any questions about the recommendation to adopt Open Up by Illustrative as the district-adopted middle school math program.

Morton shared that this is one of the best math programs she has seen and Butler appreciated how well the program will work for ELL students. Peggy Kinkade noted her appreciation for the real-life approach of the materials and the consideration of families and how it allows for parents to help their students at home. She asked about expenses for materials and professional development. Morton explained that materials are primarily digital and a majority of costs will be spent on teacher professional development. There will be printed materials available for students if needed. Offenhauser said the district will not be purchasing textbooks with this adoption, which is a significant cost savings, and students will have access to curriculum on their iPads without internet connection.

Carrie Douglass asked how homework is a part of the program. Butler said homework will be school and teacher driven rather than program driven. Cheri Helt felt this program will work well for students who are struggling readers or dyslexic. She asked how much memorization is part of the program. Morton said the program uses a variety of strategies to help students retain information and allow for an overall better math understanding. Helt asked how this program will work with Bridges, the elementary math program. Morton explained Bridges is a very visual math program and the pedagogy and mathematic ideas of Open Up are a good match and will coordinate well. Stuart Young liked the multiple strategies, skillset, tools, and feels the program meets the future ready goals of the district. Chair High thanked the committee for their work in reviewing and selecting the materials presented and called for a motion.

Peggy Kinkade moved to approve the adoption of Open Up by Illustrative as the district-adopted middle school math program, starting in 2018. Cheri Helt seconded the motion. Unanimous approval.

Trade of Land Agreement for High School and Middle School

Brad Henry noted the executive summary in the board packet and reviewed the history of the land which is part of the transaction. He thanked John Rexford for his forethought in future land needs of the district and obtaining large pieces of property over the years. Henry said the trade agreement presented has been in the works for about four years, starting with former Superintendent Ron Wilkinson, and over the last couple of years the district has determined this location to be the best option to serve students and the community for many, many years. Henry said he is excited about the trade proposal and noted his appreciation of the Ward Family and their willingness to work together on the trade explained in the summary.

Julie Craig moved to approve the trade purchase and sale agreement to exchange district property, including approximately 50 acres on Country Club Road and approximately 25 acres on Murphy Road, for approximately 79.4 acres of land on 15th Street owned by J.L. Ward Co. Ron Gallinat seconded the motion. Unanimous approval.

Marshall High School Contractor Approval

Angus Eastwood reviewed the contractor recommendation in the board packet. The recommendation is to award a contract to the lowest bidder, 2KG Construction, a company based out of Portland who are opening a new office in Bend. This was a hard-bid process and did come in over budget by \$238,126.00. Cheri Helt noted her concern of the

project being overbudget. Brad Henry noted, throughout a bond cycle, some projects go over and some under budget which allows for a balancing of costs. The district will also look into interest earnings to help cover overages if necessary. Carrie Douglass asked what factors are causing the increase costs. Eastwood said labor and materials have significantly increased in the past years for all types of construction, and with a hard-bid process there really is no room for negotiation. Henry explained how the district estimates bond project costs, which includes a factor for inflation. Superintendent Mikalson commented on the great work of the Facilities team and their efforts to build high quality facilities in the most cost-effective way possible. He noted with this project, the district is building what was initially promised to voters and will do it in the most cost-effective manner. Helt added her appreciation to the Facilities team and wants the district to make sure we are cognoscente of costs with this being one of the first large projects in the 2017 bond.

Ron Gallinat moved to approve that a construction contract be awarded to the low bidder, 2KG Contractors Inc., in the amount of \$6,269,200.00. This contract exceeds the construction budget, including contingencies and soft costs by \$283,126.00. Julie Craig seconded the motion. Unanimous approval.

Reports

Financial Update

Roy Burling reviewed the third quarter financial report in the board packet, and said the district is in a good position to carry funds forward into the next school year. Peggy Kinkade said she appreciated the level of detail provided in the report.

EL 9 – Technology Policy Monitoring Report

Superintendent Mikalson reviewed the EL 9 report in the board packet and thanked Skip Offenhauser and Ben Hansen for their work and preparation. Offenhauser reviewed sections 1-3 of the report and noted the work of Bend-La Pine Online and the increase in support and courses offered to students during the school year and summer months. BLPO teachers are working with classroom teachers to help intervene and support struggling students and are seeing great success with efforts in preventing student from falling behind or failing. He noted that a big effort has been made this year to promote and introduce coding and computer science into classrooms; along with breaking down the misconceptions instructional coaches are giving teachers the ability and tools to teach these courses. Chair High asked about coding and being considered a second language. Offenhauser said he just discussed this topic in a cohort meeting today along with how coding does apply to various aspects of learning.

Offenhauser noted continual efforts being made around digital citizenship and the best ways to deliver digital citizenship messages and instructions to students on a more regular basis. Peggy Kinkade asked about equitable access and asked for clarification on page 20; the third bullet under *2018 response*; and if it should read “summer classes for original AND credit recovery were offered during the summer of 2017 and will be offered again during summer 2018.” Offenhauser said that nearly all curriculum, etc. on a student’s iPad can be accessed without internet service. He also noted ELL students are being supported and have an opportunity to earn credits with and ELL teacher provided to support them. He also agreed with Kinkade’s correction to the report, he meant to include the word ‘and.’ The correction will be noted in the EL 9 report.

Ben Hansen reviewed sections 4 – 6 of the report and highlighted new efforts the technology team has put into place across the district. 100% of the district is now using dark fiber and plans for the new schools are being made to have the same fiber connectivity. Hansen also addressed student data privacy and processes used by the district with all vendors to ensure data is protected. Kinkade asked how the district is reviewing and deciding to stay with iPads or move toward another type of device, or a combination of devices. Offenhauser said Chromebooks have been demoed by some schools for a variety of courses and at this point, the district continues to be iPad centric. He noted the district is open to looking at new device options as they become available and there is continual conversation about what is the best tool for students, teachers and programs.

Board Comments

Peggy Kinkade said the Board and district leaders are all concerned and invested in security at our schools. She recently visited an elementary school where temporary safety measures have been put into place and said staff shared they feel safer. Kinkade thanked the facilities and maintenance teams, Superintendent Mikalson and Mike Tiller, for making changes and safety a priority.

Julie Craig returned from the NSBA convention last night and shared a video she saw at the convention to demonstrate how districts are incorporating student voice in their Board work. She noted Superintendent Mikalson has implemented a student advisory committee this year and she would like to see the Board consider the same and suggested it be a discussion at the board retreat this summer.

Carrie Douglass thanked Craig for sharing the video and would also like to have student voice as part of the Board. She expressed her appreciation to everyone who shared during public comment, for their engagement in the community and said their words do have an impact. She said it is important for the Board to hear from teachers and students and to have an opportunity to dialogue with one another.

Ron Gallinat said he and Stuart Young toured all of the South County schools before spring break and enjoyed each of their visits.

Cheri Helt attended the Kids Center Luncheon where the district was recognized as a community partner. She extended her gratitude to the Kids Center for the work they do and thanked them for being an incredible partner. She noted The Bend Chamber's Women of the Year award nominees and all the representation from the district, she is incredibly proud of these women and would like to see more students nominated in future years. Helt said she attended and participated in the March for Our Lives event and is looking forward to the Community Forum on May 22 to continue hear from community members.

Stuart Young appreciated the video Craig shared and likes the idea of including student voice on the Board. He shared his passion for student and school safety and said public comment is taken seriously and tonight was a great example of the magnitude of competing forces the Board and district seek to balance.

Chair High asked Board members to complete the EL 9 scoring sheet at their seat and confirm which graduations they plan to attend.

Meeting adjourned at 7:54 p.m.

Respectfully submitted,
Andrea Wilson
4.10.2018



HUMAN RESOURCES

Education Center

*520 N.W. Wall Street
Bend, Oregon 97703-2699
(541) 355-1100
(541) 355-1109 FAX*

DATE: April 19, 2018

TO: Shay Mikalson, Superintendent
Board of Directors for Bend-La Pine Schools

FROM: Debbie Watkins, Director of Human Resources – Classified
Jon Lindsay, Director of Human Resources – Certified

RE: Administrative and Licensed Recommended Hires, Resignations, and Retirees

The Human Resource Department recommends approval of the following hires, resignations and retirees at the school board meeting on April 24, 2018. All Hires are subject to successful drug testing, background check, and Oregon licensure.

CERTIFIED HIRES

NAME	POSITION	LOCATION	STATUS	HIRE DATE
Conger, Holly	Lifeskills Teacher PS#107109	Special Programs	Regular Full Time	04/24/2018
Dubose, Celestine	School Psychologist PS#107089	Special Programs	Regular Full Time	04/24/2018
Havemann, Matt	Secondary Resource Center Teacher	Special Programs	Regular Full Time	04/24/2018
Johnson-Hyde, Cristina	Behavior Coach PS#107111	Special Programs	Regular Full Time	04/24/2018
Thomas, Mary	Language Arts PS#107069	REALMS HS	Regular Full Time	04/24/2018

CERTIFIED RESIGNATIONS

NAME	POSITION	LOCATION	HIRE/RESIGNED DATES
Arnold Nitengale, Michelle "Mia"	Language Arts Teacher	Pilot Butte MS	08/25/2014 – 06/30/2018
Elliot, Doug	Biology Teacher	Summit HS	08/28/2000 – 06/30/2018
Ervin, Todd	Biology/Health Teacher	Bend Senior HS	08/30/1993 – 06/30/2018
Gestvang, Scott	Natural Resources CTE Teacher	La Pine HS	08/28/2000 – 06/30/2018
Gromme-Clark, Marcia	Spanish Teacher	Summit HS	09/01/1998 – 06/30/2018
McDonald, Margaret	Registered Consulting Nurse	Special Programs	08/30/1999 – 05/01/2018
Reynolds, Cameron	Language Arts Teacher	Summit HS	08/25/2008 – 06/30/2018
Selover, Amy	Primary Teacher	Elk Meadow Elementary	08/30/1999 – 06/30/2018
Scott, Nicole	Primary Teacher	La Pine Elementary	08/29/2016 – 06/30/2018
Winterholler, Tyler	Life Skills Teacher	Mountain View / Special Programs	08/30/2010 – 06/30/2018



HUMAN RESOURCES

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Bend, Oregon 97703-2699

(541) 355-1100

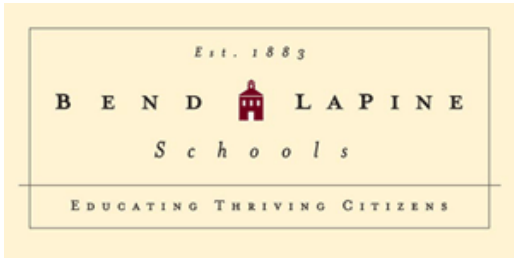
(541) 355-1109 FAX

ADMINISTRATIVE HIRES

NAME	POSITION	LOCATION	STATUS	HIRE DATE
Alvarez-Tostado, "Heydon", Susie	Assistant Principal PS#107092	Mountain View HS	Regular Full Time	04/24/2018
Kitchen, Matthew	Assistant Principal PS#107092	Mountain View HS	Regular Full Time	04/24/2018
Holler, Reno	Assistant Principal PS#107092	Summit HS	Regular Full Time	04/24/2018
Milner, Kevin	Principal PS#107124	Buckingham Elementary	Regular Full Time	04/24/2018
Pagano, Gabriel	Assistant Principal PS#107092	Bend Senior HS	Regular Full Time	04/24/2018

ADMINISTRATIVE RESIGNATIONS

NAME	POSITION	LOCATION	HIRE/RESIGNED DATES



HUMAN RESOURCES

Education Center

*520 N.W. Wall Street
Bend, Oregon 97703-2699
(541) 355-1100
Fax (541) 355-1109*

April 19, 2018

TO: Shay Mikalson, Superintendent
Bend-La Pine School Board of Directors

FROM: Jon Lindsay, Director of Human Resources – Licensed Staff
Debbie Watkins, Director of Human Resources – Classified Staff

RE: Classified Recommended Hires, Classified Resignations, Classified Retirements, and Classified Early Retirement – Rehire for the 2017-18 School Year amendment.

The Human Resources Department recommends approval of the following hires, resignations, retirements, and early retirement – rehire for the 2017-18 school year amendment at the School Board meeting on April 24, 2018.

Classified Hiring

Name	Position/Posting No.	Location	Temp/Regular Position	Hire Date
Adams, Marlene	#106823 Nutrition Server I	Mountain View	Reg 3.0 hrs / day	04/12/18
Asher, Michael	#107082 Printing Specialist Graphic Designer	Print Shop	Reg 8.0 hrs / day	04/06/18
Bente, Charles	#107088 Summer Mow Crew	Maintenance	Temp 8.0 hrs / day	04/09/18
Forbes, Megan	#107099 Nutrition Server II	W.E. Miller	Reg 3.5 hrs / day	04/04/18
Harding, Sharyl	#106823 Nutrition Server I	W.E. Miller	Reg 3.25 hrs / day	04/10/18
Holm, Robert	#107126 Bus Driver	Transportation	Reg 4.25 hrs / day	04/04/18
Provence, Steven	#107137 Bus Driver	Transportation	Reg 5.0 hrs / day	04/04/18
Schreiber, Tiffany	#106609 EA – Student Inclusion	La Pine Middle	Temp 3.1 hrs / day	03/23/18
Simpson, Robert	#107088 Summer Mow Crew	Maintenance	Temp 8.0 hrs / day	04/06/18
Saubier, Kenneth	#107088 Summer Mow Crew	Maintenance	Temp 8.0 hrs / day	04/09/18
Trinrud, Karl	#107133 Bus Driver	Transportation	Reg 4.25 hrs / day	04/13/18

Classified Resignations

Name	Position	Location	Resign Date
Ervin, Catrina	Nutrition Server I	Ponderosa	10/10/2017 – 04/30/18
Kent, Karen	Office Manager	La Pine High	07/19/1994 – 06/29/18



HUMAN RESOURCES

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Classified Retirement

Name	Position	Location	Resign Date
Cooke, Georgana	EA – Inclusion	Ponderosa	08/27/91 – 06/14/18
Gestvang, Scott	EA – Inclusion	La Pine High	09/07/99 – 06/14/18

Classified Early Retirement – Rehire for the 2017-18 School Year

Name	Position	Reason	Rehire Date
Collins, Kathleen	EA- Student Instruction	Original rehire through 6/14/18 Amended rehire through date of 4/27/18	01/01/18

Administrative School District No. 1
Bend-La Pine Schools

RESOLUTION NO. 1865

Teacher Appreciation Week

WHEREAS, teachers mold future citizens through guidance and education; and

WHEREAS, teachers encounter students of widely differing backgrounds; and

WHEREAS, our country's future depends on providing quality education to all students; and

WHEREAS, teachers spend countless hours preparing lessons, evaluating progress, counseling and coaching students and performing community service; and

WHEREAS, our community recognizes and supports its teachers in educating the children of this community.

NOW, THEREFORE, BE IT RESOLVED that the Bend-La Pine Schools Board of Directors proclaims **May 7 – 11, 2018, to be TEACHER APPRECIATION WEEK**; and

BE IT FURTHER RESOLVED that the Bend-La Pine Schools Board of Directors strongly encourages all members of our community to join in this observance, and personally express appreciation to our teachers for their dedication and devotion to their work.

Adopted this ____ day of _____, 2018

Signed:

Chair

Attest:

Superintendent

RESOLUTION 1866

GRANTING BIDDING EXEMPTION, AUTHORIZING CONSTRUCTION OF THE 2018-2021 REMODEL PROJECTS BY MEANS OF A DESIGN-BUILD CONTRACT AND AUTHORIZING SELECTION BY REQUEST FOR PROPOSALS

WHEREAS, ORS Chapter 279A authorizes the School District's Board of Directors to designate itself as the public contract review boards for the School District;

WHEREAS, the Board of Directors of Administrative School District #1, Bend-La Pine Schools, has designated itself as the public contract review board for the School District, and in that capacity has authority to exempt certain contracts from the competitive bidding requirements of ORS Chapter 279C;

WHEREAS, ORS 279C.335(2) provides for a process for exempting certain public improvement contracts from competitive bidding and the School District's Model Procurement Rules authorize the selection of a contractor through the Design-Build process as set forth in OAR 137-049-0670; and

WHEREAS, the School District Board of Directors determines that the secure vestibule projects should be constructed by the Design-Build method.

The School District Board of Directors finds as follows:

1. The School District Board of Directors adopts the specific findings of fact set forth above.
2. The exemption of the Design-Build contract from competitive bidding will promote competition and will not encourage favoritism because the Design-Build Contractor will be chosen by the request for proposals process, and the major portion of the construction work will be performed by subcontractors chosen by competitive bidding.
3. The exemption of the Design-Build contract from competitive bidding will likely result in cost savings to the School District, for the reasons set forth in the findings.
4. The exemption of the Design-Build contract also appears to be in the best interest of the School District in that the use of the Design-Build process will permit the School District to complete the construction within a GMP and within a reasonable time with minimum redesign effort.

NOW, THEREFORE, the School District Board of Directors resolves as follows:

The contract for construction of the secure vestibules projects by a Design-Build Contractor for a Guaranteed Maximum Price is exempted from competitive bidding, and the Construction Design-Build Contractor shall be selected by the Request for Proposal method in accordance with OAR 137-049-0650, and the process described in the findings.

CONTRACTOR RECOMMENDATION

PROJECT: NEW ELEMENTARY SCHOOL

CONSTRUCTION BUDGET: \$23,797,200

BID SOLICITATION PROCESS:

On March 12 and 14, 2018, the Advertisement for Bids was published in the Daily Journal of Commerce and on the District's contracting webpage requesting proposals from qualified general contractors.

Bid Documents were posted in the Public Plan Room managed by the Central Oregon Builders Association for on-line viewing and Bid Documents were also available through multiple plan centers through-out Oregon and Washington.

On March 21, 2018, a Mandatory Pre-Bid Conference was conducted at the Administration Building for the purpose of reviewing the project requirements and to address questions posed by General Contractors. This meeting was attended by four qualified general contractors.

On April 17, 2018, Bids were received, opened and read in a public forum. Three responsive bids were received as follows:

Kirby Nagelhout Construction Company	\$ 23,570,000
CS Construction	\$ 25,790,000
Robinson Construction	\$ 27,700,000

RECOMMENDATION:

It is recommended that a construction contract be awarded to the low bid submitted by Kirby Nagelhout Construction in the amount of \$23,570,000.

Recommended motion:

I move to approve a contract for the construction of a new elementary school with Kirby Nagelhout Construction in the amount of \$23,570,000.

Submitted by: Facilities Development
Gina Franzosa, Project Manager
April 18, 2018