

# **BOARD OF EDUCATION**

**CINCINNATI, OHIO**

**PROCEEDINGS**

**SPECIAL MEETING**

**August 24, 2009**

**Table of Contents**

Roll Call . . . . .	518
Recess into Executive Session . . . . .	518
Adjourn from Recess . . . . .	518

**SPECIAL MEETING**

The Board of Education of the City School District of the City of Cincinnati, Ohio, met in special session pursuant to notice by the Treasurer in the Board Office at the Cincinnati Public Schools Education Center, 2651 Burnet Avenue, Monday, August 24, 2009 at 6:32 p.m., Vice President Bates in the chair. The pledge to the flag was led by Vice President Bates.

**ROLL CALL**

Present: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)

Absent: President Reed (1)

Superintendent Ronan was present.

**RECESS INTO EXECUTIVE SESSION**

Mrs. Cranley moved and Ms. Bolton seconded the motion that the Board recess into executive session at 6:35 p.m. to consider pending or imminent court action in conference with Board Legal Counsel and property matters with the attorney.

Ayes: Members: Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)

Noes: None

Vice President Bates declared the motion carried.

**ADJOURN FROM RECESS**

The Board adjourned from Executive Session at 7:00 p.m.

Jonathan L. Boyd  
Treasurer/CFO

# BOARD OF EDUCATION

## CINCINNATI, OHIO

### PROCEEDINGS

### REGULAR MEETING

August 24, 2009

#### Table of Contents

Roll Call . . . . .	519
Minutes Approved . . . . .	519
Hearing the Public . . . . .	519
Agenda Revision . . . . .	520
A Resolution Adopting Amended Policy 3324 Determination Of Lowest Responsible Bidder And Adopting Amended Policy 3325 Equal And Fair Opportunity In Contract Employment And Business Opportunities For General Purposes And Related To Its Accelerated Urban School Building Assistance Program Project . . . . .	520
A Resolution Approving Project Schedule And Detailed Estimate Of Design Development Construction Cost, Soft Costs And Project Costs Related To New Chase Elementary School . . . . .	523
A Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Loose Furniture Bid Package At Dater Montessori School . . . . .	525
A Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Loose Furniture Bid Package At SCPA K-12 School . . . . .	528
A Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Main Bid Packages At Western Hills/Dater High School . . . . .	530
A Resolution Appointing An Official Delegate To Ohio School Boards Association 2009 Capital Conference . . . . .	533
Resolution Adopting New Property Policies . . . . .	534
Resolution Adopting Policy 4430.01 Family Medical Leave Act (FMLA) . . . . .	534
Resolution Adopting Whistleblower Protection Policy For Classified Staff 4211 And Professional Staff 3211 . . . . .	535
Resolution Rescinding Request For Transportation Service Policy 8601 . . . . .	536
Resolution Rescinding Anti-Harassment Policy 5517 And Adopting And Renumbering Workplace Harassment Policy 4116.14 . . . . .	536
Report Of The Student Achievement Committee . . . . .	537
Report Of The Policy Committee . . . . .	539

**PROCEEDINGS**  
**REGULAR MEETING**

**August 24, 2009**

**Table of Contents**  
(cont.)

Recommendations of the Superintendent of Schools	
1. Certificated Personnel . . . . .	540
2. Civil Service Personnel . . . . .	546
Report of the Treasurer	
1. Agreements with Consultants . . . . .	549
2. Receipt of Donation from Procter & Gamble . . . . .	549
3. Receipt of Donation from Walnut Hills High School Alumni Foundation. . . . .	549
4. Receipt of Donations from Cincinnati State . . . . .	549
5. Agreement with PSI Affiliates, Inc. . . . .	549
6. Agreement with J. E. Williams and Associates, LLC . . . . .	549
7. <del>Agreement with Clark Products</del> — Pulled From Consideration . . . . .	549
8. Agreement with Cayen Systems . . . . .	550
9. Agreement with Cincinnati Youth Collaborative . . . . .	550
10. Board Member Service Fund – Eve Bolton . . . . .	550
11. Board Member Service Fund – Catherine Ingram. . . . .	550
12. Payment for Legal Services from General Fund General Counsel’s Office. . . . .	550
13. Agreements with Consultants – Late Requests . . . . .	550
14. Annual Operating Agreement 2009/2010 with Hamilton County Board of Mental Retardation and Developmental Disabilities (MRDD) . . . . .	551
15. Receipt of Grant funds from the Ohio Department of Education . . . . .	551
16. Agreement with SORTA . . . . .	552
17. Award Of Purchase Orders . . . . .	552
18. Award Of Change Order . . . . .	553
Other Business . . . . .	553
Adjournment . . . . .	848

### REGULAR MEETING

The Board of Education of the City School District of the City of Cincinnati, Ohio, met pursuant to its calendar of meetings in the Rosa E. Blackwell Interactive Learning Center at the Cincinnati Public Schools Education Center, 2651 Burnet Avenue, Monday, August 24, 2009 at 7:23 p.m., Vice President Bates was in the chair. The pledge to the flag was led by Asia Barnes, Ronnie Bennett, Kamyia Bowie, Lamyia Bowie, Ernest Brock, Michael Bush, JoDean Cornelius, Jordan Cross, Gabrielle Fairbanks, Marquez Jones, Dontez Lindsey, Cedric Milline, Alisha Russell, Mya Williams, students from Bond Hill Academy. Thomas Boggs, Principal.

### ROLL CALL

Present: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms, (6)  
Absent: President Reed (1)

Superintendent Ronan was present.

### MINUTES APPROVED

Mrs. Cranley moved that the minutes of the following meetings be approved without reading, copies of said minutes having been distributed to members and made available to the public and news media on August 24, 2009.

Special Public Meeting                      August 5, 2009

Passed viva voce.

Vice President Bates declared the motion carried.

### HEARING THE PUBLIC

The following persons addressed the Board regarding the topics indicated:

Ralencia Jackson	Bus transportation concerns.
Ozie Davis	Students removed from CPS schools by parents and placed in non-public schools.
Jason Happ	Harassment Policy
Kathy Somers	Opposed to the Responsible Bidder Policy
Marsha Ogletree	Opposed Prevailing Wage
Attila Swind	Opposed Prevailing Wage

**AGENDA REVISION**

Ms. Bolton moved and Ms. Ingram seconded the motion to add the Resolution Adopting Amended Policy 3324 Determination Of Lowest Responsible Bidder And Adopting Amended Policy 3325 Equal And Fair Opportunity In Contract Employment And Business Opportunities For General Purposes And Related To Its Accelerated Urban School Building Assistance Program Project to the agenda.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms, (4)

Noes: Members Flannery, Vice President Bates (2)

Vice President Bates declared the motion carried.

Ms. Dillon clarified that the Resolution Adopting Amended Policy 3324 Determination Of Lowest Responsible Bidder And Adopting Amended Policy 3325 Equal And Fair Opportunity In Contract Employment And Business Opportunities For General Purposes And Related To Its Accelerated Urban School Building Assistance Program Project failed on August 19, 2009 because it was not posted on each agenda since the Resolution was tabled June 22, 2009. This Resolution did not require other than a majority vote as stated by President Reed at the August 19, 2009 Board Meeting.

**A RESOLUTION ADOPTING AMENDED POLICY 3324 DETERMINATION OF LOWEST RESPONSIBLE BIDDER AND ADOPTING AMENDED POLICY 3325 EQUAL AND FAIR OPPORTUNITY IN CONTRACT EMPLOYMENT AND BUSINESS OPPORTUNITIES FOR GENERAL PURPOSES AND RELATED TO ITS ACCELERATED URBAN SCHOOL BUILDING ASSISTANCE PROGRAM PROJECT**

**WHEREAS**, the Cincinnati Public Schools (hereinafter called the "School District"), County of Hamilton, Ohio, on a continuous basis, contracts for numerous goods, services and supplies and is bidding and awarding construction contracts related specifically to its Ohio School Facilities Commission Accelerated Urban School Building Assistance Program (hereinafter called the "Project"); and

**WHEREAS**, the School District's Board of Education (hereinafter called the "Board of Education") has entered into an Accelerated Urban School Building Assistance Program Project Agreement (hereinafter called the "Project Agreement") with the Ohio School Facilities Commission (hereinafter called the "Commission") as authorized under Section 3318.38 of the Ohio Revised Code pursuant to the receipt of State of Ohio's monies for basic project costs set aside and approved by the Ohio Controlling Board under Section 3318.04 of the Ohio Revised Code; and

**WHEREAS**, Section 3313.46 of the Ohio Revised Code requires School Districts to award contracts to contractors submitting the lowest responsible bids after competitive bidding; and

**WHEREAS**, Section 3318.10 of the Ohio Revised Code provides discretion for the Board of Education, subject to Commission approval, to determine which contractor is the lowest responsible bidder; and

**WHEREAS**, the Board of Education has been and continues to be committed to ensuring that Project schools are built by responsible contractors employing a qualified workforce; and

**WHEREAS**, the Board of Education has previously adopted Policy 3324 Determination of Lowest Responsible Bidder (hereinafter called "Policy 3324") on July 15, 2002 and has to date been adhering to the Commission's Instructions To Bidders' responsible Bidder factors in IB 3.5 in the award of competitively bid Project construction contracts under Chapters 3313.46 and 3318.10 of the Ohio Revised Code; and

**WHEREAS**, the Board of Education has previously adopted Policy 3325 Equal and Fair Opportunity in Contract Employment and Business Opportunities (hereinafter called "Policy 3325") on May 8, 1989 and has previously adopted on June 28, 2004 a Resolution on Equal and Fair Opportunity in Contract Employment and Business Opportunities (hereinafter called the "Cincinnati Public Schools Supplier Diversity Program") and has had success meeting or exceeding its inclusion goals for the Supplier Diversity Program; and

**A RESOLUTION ADOPTING AMENDED POLICY 3324 DETERMINATION OF LOWEST RESPONSIBLE BIDDER AND ADOPTING AMENDED POLICY 3325 EQUAL AND FAIR OPPORTUNITY IN CONTRACT EMPLOYMENT AND BUSINESS OPPORTUNITIES FOR GENERAL PURPOSES AND RELATED TO ITS ACCELERATED URBAN SCHOOL BUILDING ASSISTANCE PROGRAM PROJECT**

(cont.)

**WHEREAS**, the Board of Education where applicable, in its continuing commitment to use responsible contractors and provide for equal and fair contract employment and business opportunities including but not limited to the creation of internships and employment opportunities for participants and graduates of the Woodward Career Technical Program, now desires to amend Policy 3324 and Policy 3325 to enhance its current bidder responsibility standards and to even further strengthen its Cincinnati Public Schools Supplier Diversity Program, where possible within established Project Budgets and, where consistent with the Board of Education's Project Owner-Controlled Insurance Program (OCIP); and

**WHEREAS**, The Bidder shall certify that its employees working on this Project are covered by a health and welfare plan and the Bidder shall provide the policy or evidence thereof upon request. The Bidder with average gross revenues of \$350,000 or less in any of the preceding three years shall be exempt; and

**WHEREAS**, The Bidder shall certify that its employees working on this project are covered by a retirement plan and the bidder shall provide the policy or evidence thereof upon request. The Bidder with average gross revenues of \$350,000 or less in any of the preceding three years shall be exempt; and

**WHEREAS**, The Bidder shall certify that it, and its subcontractors or any other contractor performing work on the project covered under the contract of the Bidder, shall pay the prevailing wage rate and comply with the other provisions set forth in Ohio's Prevailing Wage Law, R.C. 4115.03 through 4115.16, and O.A.C. 4101:9-4-01 through 4101:9-4-28. This includes, but is not limited to, the filing of certified payroll reports; and

**WHEREAS**, the Board of Education directs the Administration to negotiate and enter into an inclusive community labor project agreement with the Greater Cincinnati Building Trades Council ("GCBT"), merit-shop employers, and other community organizations including, but not limited to, the Baptist Ministers Conference, the AMOS Project, MARCC, the Urban League of Cincinnati, the Workforce Investment Board, the Greater Cincinnati Apprenticeship Council, and the African American Chamber. The purpose of the agreement should be to create a partnership among parties to improve diversity in the construction workforce and effectively implement a local hire provision. The agreement shall establish a first source of hiring program for individuals living in the CPS jurisdiction and an overall framework for community, labor and management cooperation. This agreement should address training and apprenticeship opportunities and hiring of a diverse workforce among workers already trained. This effort should also promote pre-apprentice programs.

**NOW, THEREFORE BE IT RESOLVED THAT**, the Board of Education after careful consideration and evaluation of the information before it:

**Section 1.** The Board of Education in its continuing commitment to the utilization of responsible contractors and to even further strengthen its Cincinnati Public Schools Supplier Diversity Program including but not limited to the creation of internships and employment opportunities for participants and graduates of the Woodward Career Technical Program, hereby adopts Amended Policy 3324 and adopts Amended Policy 3325 on file with this Board of Education for general purposes and as specifically related to the Project. Said adopted Amended Policy 3324 and adopted Amended Policy 3325 shall be consistent with the Board of Education's June 28, 2004 Resolution on Equal and Fair Opportunity in Contract Employment and Business Opportunities (Cincinnati Public Schools Supplier Diversity Program).

**Section 2.** Subject to the approval of the Commission and as related to the Project only, the Board of Education authorizes said adopted Amended Policy 3324 and Amended Policy 3325 to be added to the responsible Bidder factors in IB 3.5.2 for Project contractor contracts competitively bid pursuant to Chapters 3313.46 and 3318.10 of the Ohio Revised Code and the applicable portions of the Special Conditions to the Commission's Standard Conditions. Said adopted Amended Policy 3324 and adopted Amended Policy 3325 shall be consistent with the Board of Education's Project Owner-Controlled Insurance Program (OCIP). Said adopted Amended Policy 3324 and adopted Amended Policy 3325 are reasonably related to performance of the Project contract work within the statutory framework set forth in Section 9.312 of the Ohio Revised Code and shall be evaluated in accordance with Section 3.5 of the Instructions to Bidders.

**A RESOLUTION ADOPTING AMENDED POLICY 3324 DETERMINATION OF LOWEST RESPONSIBLE BIDDER AND ADOPTING AMENDED POLICY 3325 EQUAL AND FAIR OPPORTUNITY IN CONTRACT EMPLOYMENT AND BUSINESS OPPORTUNITIES FOR GENERAL PURPOSES AND RELATED TO ITS ACCELERATED URBAN SCHOOL BUILDING ASSISTANCE PROGRAM PROJECT**

(cont.)

**Section 3.** The provisions of this Resolution shall not be used to contravene Cincinnati Public Schools' Supplier Diversity Program or Ohio's Encouraging Diversity Growth and Equity ("EDGE") Program as established by the Ohio General Assembly and implemented by the Commission.

**Section 4.** This Board of Education hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of Education, and that all deliberations of this Board of Education 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 of the Ohio Revised Code.

**Section 5.** This resolution shall be in full force and effect from and immediately after its adoption and shall supersede any prior resolution or act of this Board of Education, which may be inconsistent or duplicative with the provisions of this resolution.

Catherine Ingram

Ms. Ingram called the question.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms (5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

Ms. Ingram moved and Mr. Nelms seconded the motion that the Resolution Adopting Amended Policy 3324 Determination Of Lowest Responsible Bidder And Adopting Amended Policy 3325 Equal And Fair Opportunity In Contract Employment And Business Opportunities For General Purposes And Related To Its Accelerated Urban School Building Assistance Program Project be approved.

Ayes: Members Bolton, Cranley, Ingram, Nelms (4)

Noes: Members Bates, Flannery (2)

Vice President Bates declared the motion carried.

**A RESOLUTION APPROVING PROJECT SCHEDULE AND DETAILED ESTIMATE OF DESIGN  
DEVELOPMENT CONSTRUCTION COST, SOFT COSTS AND PROJECT COSTS RELATED TO NEW  
CHASE ELEMENTARY SCHOOL**

**WHEREAS**, the Cincinnati Public Schools (hereinafter called the "School District"), County of Hamilton, Ohio is bidding and awarding construction contracts related to its Ohio School Facilities Commission Accelerated Urban School Building Assistance Program (hereinafter called the "Project");

**WHEREAS**, the School District's Board of Education (hereinafter called the "Board of Education") has entered into an Accelerated Urban School Building Assistance Program Project Agreement (hereinafter called the "Project Agreement") with the Ohio School Facilities Commission, State of Ohio (hereinafter called the "Commission") as authorized under Section 3318.38, ORC, pursuant to the receipt of State of Ohio's monies for basic project costs set aside and approved by the Ohio Controlling Board under Section 3318.04, ORC;

**WHEREAS**, the Board of Education pursuant to a resolution approved certain authorized representatives (hereinafter called the "Authorized Representatives") to act on its behalf during the planning, bidding, award and construction phases of the Project;

**WHEREAS**, the Board of Education has issued, or is in the process of issuing, its bond or notes as required under Sections 3318.80(A) and 3318.091, ORC, and depositing the proceeds thereof in the Board of Education's Project Construction Account as required by Section 3318.08(B) and 3318.091, ORC;

**WHEREAS**, the Board of Education, with the approval of the Commission, has contracted with a qualified professional design firm, Cole+Russell/Fanning/Howey (hereinafter called the "Architect"), under Sections 153.65 to 153.71, ORC, to prepare plans, specifications and estimates of cost, and such data as the Board of Education and Commission deem necessary for New Chase Elementary School, including locally funded initiatives, if any (hereinafter called the "portion of the Project") in compliance with the Project Agreement and Section 3318.091, ORC;

**WHEREAS**, the Architect has visited the portion of the Project site and provided the Board of Education with an evaluation of the Program of Requirements, schedule and budget requirements, including the Construction Budgets;

**WHEREAS**, the Board of Education has obtained, or is in the process of obtaining, any necessary land surveys, tests of surface and subsoil conditions at the site, soil borings and any other test as deemed necessary for said portion of the Project;

**WHEREAS**, the Architect, with the input of the Authorized Representatives and Turner/DAG/TYS (hereinafter called the "Construction Manager"), retained by the Commission, as to constructability, logistics, availability of materials and labor, and time requirements for construction and factors related to the Commission, preliminary budgets and possible economies, has prepared Schematic Design Documents for the portion of the Project, based on the Program of Requirements and schedule and budget requirements, which consist of architectural drawings and other documents illustrating the scale of the portion of the Project and of the relationship of components of the portion of the Project to one another and of the portion of the Project to surrounding properties;

**WHEREAS**, the Board of Education adopted a resolution approving Schematic Design Documents for said portion of the Project as prepared by the Architect and Construction Manager, and said Schematic Design Documents received the final approval of the Commission;

**WHEREAS**, the Board of Education's Authorized Representatives approved a Statement of Probable Construction Cost and Preliminary Project Schedule for said portion of the Project as prepared by the Architect and Construction Manager, and said Statement of Probable Construction Cost and Preliminary Project Schedule received the final approval of the Commission;

**WHEREAS**, the Architect, with the input of the Construction Manager, has prepared Design Development Documents for said portion of the Project based on the Program of Requirements, the Schematic Design Documents, the Statement of Probable Construction Cost and the approved Project Schedule, consisting of drawings, outline specifications and other documents to fix and describe the size and character of the portion of the Project as to Architectural, structural, mechanical and electrical systems, materials, and such other essential elements as may be appropriate;

**A RESOLUTION APPROVING PROJECT SCHEDULE AND DETAILED ESTIMATE OF DESIGN  
DEVELOPMENT CONSTRUCTION COST, SOFT COSTS AND PROJECT COSTS RELATED TO NEW  
CHASE ELEMENTARY SCHOOL**

(cont.)

**WHEREAS**, the Board of Education's Authorized Representatives, Construction Manager and Commission have reviewed the Design Development Documents for said portion of the Project, and met to make, or otherwise communicated, comments or suggestions concerning the Design Development Documents to the Architect and the Architect has, as necessary, submitted an amended set of Design Development Documents to the Authorized Representatives for approval;

**WHEREAS**, the Construction Manager, with the assistance of the Architect and Board of Education's Authorized Representatives, has prepared a Detailed Estimate of Construction Cost, soft costs and Project costs for said portion of the Project including reasonable contingencies for design, bidding and price escalation and the materials, equipment, component systems and types of construction to be included in the Contract Documents, reviewed any differences between the Construction Budget or Statement of Probable Construction Cost and the Detailed Estimate of Construction Cost, soft costs and Project costs, identified reasons for any difference, recommended means to eliminate or reduce, to the extent possible, the difference and prepared a report describing the agreed upon means and submitted said report to the Board of Education's Authorized Representatives and Commission;

**WHEREAS**, the Construction Manager, with the assistance of the Architect and Board of Education's Authorized Representatives, has prepared a Project Schedule for said portion of the Project indicating milestone completion dates, reviewed any differences between the Preliminary Project Schedule and the Project Schedule, identified reasons for any difference, recommended means to eliminate the difference, as necessary, and, upon the agreement between the Architect and Construction Manager, eliminated any difference between the Preliminary Project Schedule and Project Schedule;

**WHEREAS**, the Construction Manager, Commission, Architect and Board of Education's Authorized Representatives have made any necessary amendments to the Approved Program of Requirements; and

**WHEREAS**, the Board of Education now desires to approve the Project Schedule and Detailed Estimate of Construction Cost, soft costs and Project costs pertaining to the portion of the Project.

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

**Section 1.** The Board of Education, as authorized under Section 3318.091, ORC, and the Project Agreement, approves the Project Schedule for the portion of the Project in substantially the form presently on file with the Board of Education, in conjunction with its Authorized Representatives approval of Design Development Documents, subject to the final review and approval of the Project Schedule of the Commission. Failure of the Commission to grant its final approval to the Project Schedule shall cause the Board of Education's approval of the Project Schedule to become null and void.

**Section 2.** The Board of Education, as authorized under Section 3318.091, ORC, and the Project Agreement, approves of Detailed Estimate of Construction Cost of **\$12,178,757** for construction hard costs plus **\$1,934,350** soft costs, for a total cost of **\$14,113,107** for said portion of the Project in substantially the form presently on file with the Board of Education, subject to the final review and approval of the Detailed Estimate of Construction Cost by the Commission. Failure of the Commission to grant its final approval to the Detailed Estimate of Construction Cost shall cause the Board of Education's approval of said Detailed Estimate of Construction Cost to become null and void.

**A RESOLUTION APPROVING PROJECT SCHEDULE AND DETAILED ESTIMATE OF DESIGN  
DEVELOPMENT CONSTRUCTION COST, SOFT COSTS AND PROJECT COSTS RELATED TO NEW  
CHASE ELEMENTARY SCHOOL**

(cont.)

**Section 3.** The Board of Education authorizes the Architect to prepare Construction Documents consisting of Drawings and Specifications setting forth in detail the requirements for said portion of the Project. Said Drawings and Specifications shall be based on the Scope of Work, Value Engineering, Constructability Reviews and Labor Recommendations to be provided by the Construction Manager, the current, approved Design Development Documents, approved revised Detailed Estimate of Construction Cost, approved revised Project Schedule and any further revisions to the Approved Program of Requirements. Additionally, the Architect and Construction Manager are authorized, in conjunction with the Commission, to complete all necessary Bid Documents except that the Board of Education construction counsel is authorized to coordinate and finalize all legal bid documents, including Special Conditions and a Supplement to the Instructions to Bidders, in conjunction with the Commission and pursuant to the recommendations of the Architect and Construction Manager. The Architect shall develop specifications whose equipment and materials may be satisfied by at least three (3) manufacturers unless approved otherwise by the Commission. The Architect, with the cooperation of the Construction Manager, shall obtain all necessary government approvals.

**Section 4.** The Board of Education hereby finds and determines that all formal actions relative to the adoption of this resolution were taken in an open meeting of this Board of Education, and that all deliberations of this Board of Education 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 5.** 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 of Education, which may be inconsistent or duplicative with the provisions of this resolution.

Eve Bolton

Ms. Bolton moved and Ms. Ingram seconded the motion that the Resolution Approving Project Schedule And Detailed Estimate Of Design Development Construction Cost, Soft Costs And Project Costs Related To New Chase Elementary School be approved.

Ayes: Members Bolton, Ingram, Nelms (3)

Noes: Members Bates, Cranley, Flannery (3)

Vice President Bates declared the motion failed.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE  
FURNITURE BID PACKAGE AT DATER MONTESSORI SCHOOL**

**WHEREAS**, the Cincinnati Public Schools (hereinafter called the "School District"), County of Hamilton, Ohio is bidding and awarding construction contracts related to its Ohio School Facilities Commission Accelerated Urban School Building Assistance Program (hereinafter called the "Project");

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE  
FURNITURE BID PACKAGE AT DATER MONTESSORI SCHOOL**

(cont.)

**WHEREAS**, the School District's Board of Education (hereinafter called the "Board of Education") has entered into an Accelerated Urban School Building Assistance Program Project Agreement (hereinafter called the "Project Agreement") with the Ohio School Facilities Commission (hereinafter called the "Commission") as authorized under Section 3318.38, ORC, pursuant to the receipt of State of Ohio's monies for basic project costs set aside and approved by the Ohio Controlling Board under Section 3318.04, ORC;

**WHEREAS**, the Board of Education, with the approval of the Commission, has contracted with a qualified professional design firm, Glaserwork, Inc. (hereinafter called the "Architect") under Sections 153.65 to 153.71, ORC to prepare plans, specifications and estimates of cost, and such data as the Board of Education and Commission deem necessary for Loose Furnishings Bid Package (hereinafter called the "Bid Package") for the Dater Montessori School (hereinafter called the "portion of the Project") in compliance with the Project Agreement and Section 3318.091, ORC;

**WHEREAS**, the Commission, with the assistance of the Architect and Board of Education, has retained a qualified construction management firm, Turner/DAG/TYS (hereinafter called the "Construction Manager"), under Sections 9.33, 9.331 and 9.332, ORC, related to Project planning document estimates of cost, bid packaging, bidding, contract award, administration and closeout, including, but not limited to, the scheduling and coordination of multiple prime contractors;

**WHEREAS**, the Board of Education has appointed certain authorized representatives (hereinafter called the "Authorized Representatives") to act on its behalf during the planning, bidding, award and construction phases of the Project;

**WHEREAS**, the Construction Manager, with the assistance of the Architect and Board of Education's Authorized Representatives, has completed a Scope of Work to facilitate the bidding and awarding of Contract for said Bid Package for the portion of the Project, taking into consideration factors including, but not limited to, time of performance, availability of labor, overlapping trade jurisdictions, provision of training for start-up and maintenance, provision of operation and maintenance manuals and provisions for temporary facilities, and to eliminate areas of conflict and overlap in the Work to be performed by the various Contractors and has divided said Work into an appropriate number of Bid Package so as to effect the greatest possible savings for the Board of Education taking into account the Construction Manager's responsibilities to schedule, coordinate and monitor the multiple Contractors;

**WHEREAS**, the Architect, with the assistance of the Construction Manager, has prepared and submitted to the Board of Education's Authorized Representatives, draft Construction Documents for the Bid Package for the portion of the Project consisting of Drawings and Specifications setting forth in detail the requirements for construction of the portion of the Project. Said Drawings and Specifications are based on the Scope of Work provided by the Construction Manager, the approved Design Development Documents and approved Detailed Estimate of Project Cost and updated Schedule and any further revisions to the Approved Program of Requirements. Additionally, the Architect and Construction Manager have prepared necessary revisions to the Detailed Estimate of Project Cost and updated the Project Schedule; and

**WHEREAS**, the Board of Education, on behalf of the State of Ohio, now desires to commence the competitive bidding process for the Bid Package for said portion of the Project as authorized under the Project Agreement, and Sections 3313.46 and 3318.10, ORC.

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

**Section 1.** The Board of Education authorizes its Authorized Representatives to procure, prior to this Board of Education's award of a Contract for said portion of the Project, if not done so previously, and maintain during the progress of the Work, and until the execution of a certificate of Contract Completion by the Commission, a Builder's Risk insurance policy as and to the extent required by Paragraphs GC12.2 and 12.3. Said policy shall cover all Work in the course of construction for said portion of the Project, including but not limited to falsework, temporary buildings and structures and materials used in the construction process, stored on or off site, or while in transit.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE  
FURNITURE BID PACKAGE AT DATER MONTESSORI SCHOOL**

(cont.)

**Section 2.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Document Detailed Estimate of Cost of **\$285,000** for the Bid Package referenced in **Section 3** for said portion of the Project in substantially the form presently on file with this Board of Education subject to final approval of the Commission.

**Section 3.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Documents for the following portion of the Project Bid Package in substantially the form presently on file with this Board of Education, subject to finalization to the satisfaction of the Board of Education or the Board of Education's Authorized Representatives, and approval as to legal form by construction counsel and the procurement of all necessary government approvals, including the Commission:

<u>Number</u>	<u>Bid Package Description</u>
Bid Package #7	Loose Furnishings

**Section 4.** The Board of Education authorizes the Construction Manager, Architect and the Board of Education's Authorized Representatives, upon finalization of the Construction Documents and procurement of all necessary government approvals, including the Commission, to commence the bidding process for said Bid Package in compliance with all applicable laws, including but not limited to, Sections 9.31, 9.311, 153.12, 153.50, 153.51, 153.52, 153.54 to 153.571, 3313.46, 3318.10 and 5719.042, ORC, and to use the Construction Document Detailed Estimate of Cost stated in **Section 2** as the estimate of cost to be included in the Construction Documents as required by Section 153.12, ORC.

**Section 5.** Subject to approval of the Commission, the Board of Education approves for publication a "Notice To Bidders" for said Bid Package and authorizes the Treasurer, through the Construction Manager or Authorized Representatives, to publish said Notice once each week for a period of at least two (2) consecutive weeks in a newspaper published in and of general circulation in the School District with the last said Notice published at least eight (8) days prior to the date specified for receiving bids in conformance with Sections 7.12 and 3318.10, ORC.

**Section 6.** Subject to the approval of the Commission, the Board of Education authorizes its Authorized Representatives, with the assistance of the Construction Manager and Architect, to coordinate the opening and tabulation of bids for said Bid Package with the Board of Education in compliance with Sections 3313.46(A)(3) and 3318.10, ORC, and, immediately following the opening of all bids, authorizes the Construction Manager and Architect to substantiate the bids for responsiveness, consult with the Board of Education and Commission on the acceptance or rejection of alternates and any budget considerations, then conduct a responsibility investigation of the apparent low bidder for said Bid Package, and any other bidder as appropriate, in conformance with the Instructions to Bidders and any bid evaluation process agreed to with the Board of Education's Authorized Representatives and its construction counsel, and prepare and submit to the Board of Education's Authorized Representatives, a recommendation about the award of, or rejection of, any bid or bids for said Bid Package, and the acceptance or rejection of any alternate for said Bid Package, in accordance with applicable law.

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

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

A. Chris Nelms

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE  
FURNITURE BID PACKAGE AT DATER MONTESSORI SCHOOL**  
(cont.)

Mr. Nelms moved and Ms. Ingram seconded the motion that the A Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Loose Furniture Bid Package At Dater Montessori School be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms (5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE  
FURNITURE BID PACKAGE AT SCPA K-12 SCHOOL**

**WHEREAS**, the Cincinnati Public Schools (hereinafter called the "School District"), County of Hamilton, Ohio is bidding and awarding construction contracts related to its Ohio School Facilities Commission Accelerated Urban School Building Assistance Program (hereinafter called the "Project");

**WHEREAS**, the School District's Board of Education (hereinafter called the "Board of Education") has entered into an Accelerated Urban School Building Assistance Program Project Agreement (hereinafter called the "Project Agreement") with the Ohio School Facilities Commission (hereinafter called the "Commission") as authorized under Section 3318.38, ORC, pursuant to the receipt of State of Ohio's monies for basic project costs set aside and approved by the Ohio Controlling Board under Section 3318.04, ORC;

**WHEREAS**, the Board of Education, with the approval of the Commission, has contracted with a qualified professional design firm, Cole Russell+Fanning Howey+Moody Nolan Associated Architects (hereinafter called the "Architect") under Sections 153.65 to 153.71, ORC to prepare plans, specifications and estimates of cost, and such data as the Board of Education and Commission deem necessary for Loose Furniture Bid Package (hereinafter called the "Bid Package") for the SCPA K-12 School (hereinafter called the "portion of the Project") in compliance with the Project Agreement and Section 3318.091, ORC;

**WHEREAS**, the Commission, with the assistance of the Architect and Board of Education, has retained a qualified construction management firm, Turner/DAG/TYS (hereinafter called the "Construction Manager"), under Sections 9.33, 9.331 and 9.332, ORC, related to Project planning document estimates of cost, bid packaging, bidding, contract award, administration and closeout, including, but not limited to, the scheduling and coordination of multiple prime contractors;

**WHEREAS**, the Board of Education has appointed certain authorized representatives (hereinafter called the "Authorized Representatives") to act on its behalf during the planning, bidding, award and construction phases of the Project;

**WHEREAS**, the Construction Manager, with the assistance of the Architect and Board of Education's Authorized Representatives, has completed a Scope of Work to facilitate the bidding and awarding of Contract for said Bid Package for the portion of the Project, taking into consideration factors including, but not limited to, time of performance, availability of labor, overlapping trade jurisdictions, provision of training for start-up and maintenance, provision of operation and maintenance manuals and provisions for temporary facilities, and to eliminate areas of conflict and overlap in the Work to be performed by the various Contractors and has divided said Work into an appropriate number of Bid Package so as to effect the greatest possible savings for the Board of Education taking into account the Construction Manager's responsibilities to schedule, coordinate and monitor the multiple Contractors;

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE FURNITURE BID PACKAGE AT SCPA K-12 SCHOOL**

(cont.)

**WHEREAS**, the Architect, with the assistance of the Construction Manager, has prepared and submitted to the Board of Education's Authorized Representatives, draft Construction Documents for the Bid Package for the portion of the Project consisting of Drawings and Specifications setting forth in detail the requirements for construction of the portion of the Project. Said Drawings and Specifications are based on the Scope of Work provided by the Construction Manager, the approved Design Development Documents and approved Detailed Estimate of Project Cost and updated Schedule and any further revisions to the Approved Program of Requirements. Additionally, the Architect and Construction Manager have prepared necessary revisions to the Detailed Estimate of Project Cost and updated the Project Schedule; and

**WHEREAS**, the Board of Education, on behalf of the State of Ohio, now desires to commence the competitive bidding process for the Bid Package for said portion of the Project as authorized under the Project Agreement, and Sections 3313.46 and 3318.10, ORC.

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

**Section 1.** The Board of Education authorizes its Authorized Representatives to procure, prior to this Board of Education's award of a Contract for said portion of the Project, if not done so previously, and maintain during the progress of the Work, and until the execution of a certificate of Contract Completion by the Commission, a Builder's Risk insurance policy as and to the extent required by Paragraphs GC12.2 and 12.3. Said policy shall cover all Work in the course of construction for said portion of the Project, including but not limited to falsework, temporary buildings and structures and materials used in the construction process, stored on or off site, or while in transit.

**Section 2.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Document Detailed Estimate of Cost of **\$995,000** for the Bid Package referenced in **Section 3** for said portion of the Project in substantially the form presently on file with this Board of Education subject to final approval of the Commission.

**Section 3.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Documents for the following portion of the Project Bid Package in substantially the form presently on file with this Board of Education, subject to finalization to the satisfaction of the Board of Education or the Board of Education's Authorized Representatives, and approval as to legal form by construction counsel and the procurement of all necessary government approvals, including the Commission:

<u>Number</u>	<u>Bid Package Description</u>
Bid Package #7	Loose Furniture

**Section 4.** The Board of Education authorizes the Construction Manager, Architect and the Board of Education's Authorized Representatives, upon finalization of the Construction Documents and procurement of all necessary government approvals, including the Commission, to commence the bidding process for said Bid Package in compliance with all applicable laws, including but not limited to, Sections 9.31, 9.311, 153.12, 153.50, 153.51, 153.52, 153.54 to 153.571, 3313.46, 3318.10 and 5719.042, ORC, and to use the Construction Document Detailed Estimate of Cost stated in **Section 2** as the estimate of cost to be included in the Construction Documents as required by Section 153.12, ORC.

**Section 5.** Subject to approval of the Commission, the Board of Education approves for publication a "Notice To Bidders" for said Bid Package and authorizes the Treasurer, through the Construction Manager or Authorized Representatives, to publish said Notice once each week for a period of at least two (2) consecutive weeks in a newspaper published in and of general circulation in the School District with the last said Notice published at least eight (8) days prior to the date specified for receiving bids in conformance with Sections 7.12 and 3318.10, ORC.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR LOOSE FURNITURE BID PACKAGE AT SCPA K-12 SCHOOL**

(cont.)

**Section 6.** Subject to the approval of the Commission, the Board of Education authorizes its Authorized Representatives, with the assistance of the Construction Manager and Architect, to coordinate the opening and tabulation of bids for said Bid Package with the Board of Education in compliance with Sections 3313.46(A)(3) and 3318.10, ORC, and, immediately following the opening of all bids, authorizes the Construction Manager and Architect to substantiate the bids for responsiveness, consult with the Board of Education and Commission on the acceptance or rejection of alternates and any budget considerations, then conduct a responsibility investigation of the apparent low bidder for said Bid Package, and any other bidder as appropriate, in conformance with the Instructions to Bidders and any bid evaluation process agreed to with the Board of Education's Authorized Representatives and its construction counsel, and prepare and submit to the Board of Education's Authorized Representatives, a recommendation about the award of, or rejection of, any bid or bids for said Bid Package, and the acceptance or rejection of any alternate for said Bid Package, in accordance with applicable law.

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

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

Eve Bolton

Ms. Bolton moved and Ms. Ingram seconded the motion that the Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Loose Furniture Bid Package At SCPA K-12 School be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms (5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR MAIN BID PACKAGES AT WESTERN HILLS/DATER HIGH SCHOOL**

**WHEREAS**, the Cincinnati Public Schools (hereinafter called the "School District"), County of Hamilton, Ohio is bidding and awarding construction contracts related to its Ohio School Facilities Commission Accelerated Urban School Building Assistance Program (hereinafter called the "Project");

**WHEREAS**, the School District's Board of Education (hereinafter called the "Board of Education") has entered into an Accelerated Urban School Building Assistance Program Project Agreement (hereinafter called the "Project Agreement") with the Ohio School Facilities Commission (hereinafter called the "Commission") as authorized under Section 3318.38, ORC, pursuant to the receipt of State of Ohio's monies for basic project costs set aside and approved by the Ohio Controlling Board under Section 3318.04, ORC;

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR MAIN BID  
PACKAGES AT WESTERN HILLS/DATER HIGH SCHOOL**

(cont.)

**WHEREAS**, the Board of Education, with the approval of the Commission, has contracted with a qualified professional design firm, SFA Architects (hereinafter called the "Architect") under Sections 153.65 to 153.71, ORC to prepare plans, specifications and estimates of cost, and such data as the Board of Education and Commission deem necessary for Main Bid Packages (hereinafter called the "Bid Packages") for Western Hills/Dater High School (hereinafter called the "portion of the Project") in compliance with the Project Agreement and Section 3318.091, ORC;

**WHEREAS**, the Commission, with the assistance of the Architect and Board of Education, has retained a qualified construction management firm, Turner/DAG/TYS (hereinafter called the "Construction Manager"), under Sections 9.33, 9.331 and 9.332, ORC, related to Project planning document estimates of cost, bid packaging, bidding, contract award, administration and closeout, including, but not limited to, the scheduling and coordination of multiple prime contractors;

**WHEREAS**, the Board of Education has appointed certain authorized representatives (hereinafter called the "Authorized Representatives") to act on its behalf during the planning, bidding, award and construction phases of the Project;

**WHEREAS**, the Construction Manager, with the assistance of the Architect and Board of Education's Authorized Representatives, has completed a Scope of Work to facilitate the bidding and awarding of Contracts for said Bid Packages for the portion of the Project, taking into consideration factors including, but not limited to, time of performance, availability of labor, overlapping trade jurisdictions, provision of training for start-up and maintenance, provision of operation and maintenance manuals and provisions for temporary facilities, and to eliminate areas of conflict and overlap in the Work to be performed by the various Contractors and has divided said Work into an appropriate number of Bid Packages so as to effect the greatest possible savings for the Board of Education taking into account the Construction Manager's responsibilities to schedule, coordinate and monitor the multiple Contractors;

**WHEREAS**, the Architect, with the assistance of the Construction Manager, has prepared and submitted to the Board of Education's Authorized Representatives, draft Construction Documents for the Bid Packages for the portion of the Project consisting of Drawings and Specifications setting forth in detail the requirements for construction of the portion of the Project. Said Drawings and Specifications are based on the Scope of Work provided by the Construction Manager, the approved Design Development Documents and approved Detailed Estimate of Project Cost and updated Schedule and any further revisions to the Approved Program of Requirements. Additionally, the Architect and Construction Manager have prepared necessary revisions to the Detailed Estimate of Project Cost and updated the Project Schedule; and

**WHEREAS**, the Board of Education, on behalf of the State of Ohio, now desires to commence the competitive bidding process for the Bid Packages for said portion of the Project as authorized under the Project Agreement, and Sections 3313.46 and 3318.10, ORC.

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

**Section 1.** The Board of Education authorizes its Authorized Representatives to procure, prior to this Board of Education's award of a Contract for said portion of the Project, if not done so previously, and maintain during the progress of the Work, and until the execution of a certificate of Contract Completion by the Commission, a Builder's Risk insurance policy as and to the extent required by Paragraphs GC12.2 and 12.3. Said policy shall cover all Work in the course of construction for said portion of the Project, including but not limited to falsework, temporary buildings and structures and materials used in the construction process, stored on or off site, or while in transit.

**Section 2.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Document Detailed Estimate of Cost of **\$31,290,000** for the Bid Packages referenced in **Section 3** for said portion of the Project in substantially the form presently on file with this Board of Education subject to final approval of the Commission.

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR MAIN BID PACKAGES AT WESTERN HILLS/DATER HIGH SCHOOL**

(cont.)

**Section 3.** The Board of Education, as authorized under Sections 3313.46(A)(1) and 3318.10, ORC, and the Project Agreement, approves the draft Construction Documents for the following portion of the Project Bid Packages in substantially the form presently on file with this Board of Education, subject to finalization to the satisfaction of the Board of Education or the Board of Education's Authorized Representatives, and approval as to legal form by construction counsel and the procurement of all necessary government approvals, including the Commission:

<u>Number</u>	<u>Bid Package Description</u>
Bid Package #3	General Trades
Bid Package #4	Plumbing
Bid Package #5	Fire Protection
Bid Package #6	HVAC
Bid Package #7	Electrical/Technology
Bid Package #8	Central Plant Package

**Section 4.** The Board of Education authorizes the Construction Manager, Architect and the Board of Education's Authorized Representatives, upon finalization of the Construction Documents and procurement of all necessary government approvals, including the Commission, to commence the bidding process for said Bid Packages in compliance with all applicable laws, including but not limited to, Sections 9.31, 9.311, 153.12, 153.50, 153.51, 153.52, 153.54 to 153.571, 3313.46, 3318.10 and 5719.042, ORC, and to use the Construction Document Detailed Estimate of Cost stated in Section 2 as the estimate of cost to be included in the Construction Documents as required by Section 153.12, ORC.

**Section 5.** Subject to approval of the Commission, the Board of Education approves for publication a "Notice To Bidders" for said Bid Packages and authorizes the Treasurer, through the Construction Manager or Authorized Representatives, to publish said Notice once each week for a period of at least two (2) consecutive weeks in a newspaper published in and of general circulation in the School District with the last said Notice published at least eight (8) days prior to the date specified for receiving bids in conformance with Sections 7.12 and 3318.10, ORC.

**Section 6.** Subject to the approval of the Commission, the Board of Education authorizes its Authorized Representatives, with the assistance of the Construction Manager and Architect, to coordinate the opening and tabulation of bids for said Bid Packages with the Board of Education in compliance with Sections 3313.46(A)(3) and 3318.10, ORC, and, immediately following the opening of all bids, authorizes the Construction Manager and Architect to substantiate the bids for responsiveness, consult with the Board of Education and Commission on the acceptance or rejection of alternates and any budget considerations, then conduct a responsibility investigation of the apparent low bidder for said Bid Packages, and any other bidder as appropriate, in conformance with the Instructions to Bidders and any bid evaluation process agreed to with the Board of Education's Authorized Representatives and its construction counsel, and prepare and submit to the Board of Education's Authorized Representatives, a recommendation about the award of, or rejection of, any bid or bids for said Bid Packages, and the acceptance or rejection of any alternate for said Bid Packages, in accordance with applicable law.

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

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

A. Chris Nelms

**A RESOLUTION APPROVING CONSTRUCTION DOCUMENTS AND AUTHORIZING THE COMMENCEMENT  
OF BIDDING INCLUDING THE ADVERTISEMENT FOR AND THE REVIEW OF BIDS FOR MAIN BID  
PACKAGES AT WESTERN HILLS/DATER HIGH SCHOOL  
(cont.)**

Mr. Nelms moved and Ms. Ingram seconded the motion that the Resolution Approving Construction Documents And Authorizing The Commencement Of Bidding Including The Advertisement For And The Review Of Bids For Main Bid Packages At Western Hills/Dater High School be approved.

Ayes: Members Bolton, Ingram, Nelms, (3)

Noes: Members Bates, Cranley, Flannery (3)

Vice President Bates declared the motion failed.

**A RESOLUTION APPOINTING AN OFFICIAL DELEGATE TO  
OHIO SCHOOL BOARDS ASSOCIATION 2009 CAPITAL CONFERENCE**

**WHEREAS**, the Constitution of the Ohio School Boards Association (OSBA) provides that the OSBA Board of Trustees shall include one representative from each of the six districts in Ohio with the largest pupil enrollment; and

**WHEREAS**, each representative must be a school board member appointed by action of the Board of Education for a term of one year; and

**WHEREAS**, Catherine D. Ingram is currently serving as the Board's 2009 representative to the OSBA Board of Trustees;

**NOW, THEREFORE BE IT RESOLVED**, That the Cincinnati Board of Education appoints Catherine D. Ingram as its official delegate and Michael Flannery as the official Alternate to the OSBA 2009 Capital Conference.

Susan Cranley

Mrs. Cranley moved and Mr. Nelms seconded the motion that the Resolution Appointing An Official Delegate To the Ohio School Boards Association 2009 Capital Conference be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms(5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**RESOLUTION ADOPTING NEW PROPERTY POLICIES**

**WHEREAS**, the Cincinnati Board of Education reviewed the existing Policy Manual; and

**WHEREAS**, the Board decided to revise the current Board Policies in order to make them consistent with the current state law and district procedures; and

**WHEREAS**, the Administration has worked diligently to assist the Board in identifying policies that support best practices in the District; and

**WHEREAS**, the Board has thoroughly reviewed new and revised Property Policies; and

**WHEREAS**, the Board rescinded CPS Business Policies 3000 on June 22, 2009; and

**WHEREAS**, the Board rescinds the following Community Relations Policies that are now approved in the new Property Policies-7000:

- 1330 – Community Use of School Facilities
- 1331 – Restricted Uses of School Buildings
- 1415 – Recreation Commission
- 1416 – Use of School Building for Library Purposes

**NOW, THEREFORE BE IT RESOLVED**, That the Board adopt new Property Policies- 7000;

**BE IT FURTHER RESOLVED**, That Policy 7530-Lending of District-Owned Equipment, be excluded due to further review of language; and

**BE IT FINALLY RESOLVED**, That if any conflict occurs with Policies that remain in the current policy manual, the new policies will take precedence over the existing policies.

Melanie Bates

Mrs. Bates moved and Mr. Nelms seconded the motion that the Resolution Adopting New Property Policies be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms(5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**RESOLUTION ADOPTING POLICY  
4430.01 FAMILY MEDICAL LEAVE ACT (FMLA)**

**WHEREAS**, the Cincinnati Board of Education reviewed the *Family Medical Leave Act (FMLA)* Policy 4430.01; and

**WHEREAS**, the Board decided to revise the current *FMLA Policy* in order to make it consistent with the current state law and district procedures; and

**WHEREAS**, the Administration has worked diligently to assist the Board in identifying policies that support best practices in the District; and

**RESOLUTION ADOPTING POLICY  
4430.01 FAMILY MEDICAL LEAVE ACT (FMLA)  
(cont.)**

**NOW, THEREFORE BE IT RESOLVED**, That the Board adopt Policy 4430.01 *Family Medical Leave Act (FMLA)*; and

**BE IT FINALLY RESOLVED**, That if any conflict occurs with policies that remain in the current policy manual, the new policies will take precedence over the existing policies.

Eve Bolton

Ms. Bolton moved and Ms. Ingram seconded the motion that the Resolution Adopting Policy 4430.01 Family Medical Leave Act (FMLA) be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms(5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**RESOLUTION ADOPTING WHISTLEBLOWER PROTECTION  
POLICY FOR CLASSIFIED STAFF 4211 AND PROFESSIONAL STAFF 3211**

**WHEREAS**, the Cincinnati Board of Education reviewed the *Whistleblower Protection Policy* for Classified Staff 3211 and Professional Staff 4211; and

**WHEREAS**, the Board decided to revise the *Whistleblower Policy* in order to make it consistent with the current state law and district procedures; and

**WHEREAS**, the Administration has worked diligently to assist the Board in identifying policies that support best practices in the District;

**NOW, THEREFORE BE IT RESOLVED**, That the Board adopt the *Whistleblower Policy* for Classified Staff 3211 and Professional Staff 4211; and

**BE IT FINALLY RESOLVED**, That if any conflict occurs with policies that remain in the current policy manual, the new policies will take precedence over the existing policies.

Catherine D. Ingram

Ms. Ingram moved and Ms. Bolton seconded the motion that Resolution Adopting Whistleblower Protection Policy For Classified Staff 4211 And Professional Staff 3211 be approved.

Ayes: Members Bates, Bolton, Cranley, Ingram, Nelms (5)

Noes: Member Flannery (1)

Vice President Bates declared the motion carried.

**RESOLUTION RESCINDING REQUEST FOR  
TRANSPORTATION SERVICE POLICY 8601**

**WHEREAS**, the Cincinnati Board of Education approved Transportation Policy 8601 on August 13, 2007; and

**WHEREAS**, the Cincinnati Board of Education's Policy Committee reviewed the existing Transportation of Students Policy 8600.02 on August 19, 2009 at its Committee meeting; and

**WHEREAS**, the Committee determined that Transportation of Students Policy 8600.02 was sufficient in allowing faster transportation of children not pre-registered, and contributing to better academic achievement and attendance for the child; and

**WHEREAS**, the Administration has worked diligently to assist the Board in identifying policies that support best practices in the District;

**NOW, THEREFORE BE IT RESOLVED**, That the Request For Transportation Service Policy 8601 be rescinded; and

**BE IT FINALLY RESOLVED**, That if any conflict occurs with policies that remain in the current policy manual, the new policies will take precedence over the existing policies.

Eve Bolton

Ms. Bolton moved and Mrs. Cranley seconded the motion that the Resolution Rescinding Request For Transportation Service Policy 8601 be approved.

Ayes: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)

Noes: None

Vice President Bates declared the motion carried.

**RESOLUTION RESCINDING ANTI-HARASSMENT POLICY 5517 AND  
ADOPTING AND RENUMBERING WORKPLACE HARASSMENT POLICY 4116.14**

**WHEREAS**, the Cincinnati Board of Education's Policy Committee reviewed Anti-Harassment Policy 5517 and Workplace Harassment Policy 4116.14 at its August 19, 2009 meeting; and

**WHEREAS**, the Policy Committee determined that Workplace Harassment Policy 4116.14 has for some time encompassed the basis of discrimination and coverage of constituents; and

**WHEREAS**, the Policy Committee also agreed that Anti-Harassment Policy 5517 is in duplication of Workplace Harassment Policy 4116.14; and

**WHEREAS**, the Administration has worked diligently to assist the Board in identifying policies that support best practices in the District;

**NOW, THEREFORE BE IT RESOLVED**, That Anti-Harassment Policy 5517 be rescinded and Workplace Harassment Policy 4116.14 be adopted and renumbered 5517; and

**RESOLUTION RESCINDING ANTI-HARASSMENT POLICY 5517 AND  
ADOPTING AND RENUMBERING WORKPLACE HARASSMENT POLICY 4116.14**  
(cont.)

**BE IT FINALLY RESOLVED**, That if any conflict occurs with policies that remain in the current policy manual, the new policies will take precedence over the existing policies.

Catherine D. Ingram

Ms. Ingram moved and Mrs. Cranley seconded the motion that the Resolution Rescinding Anti-Harassment Policy 5517 and Adopting And Renumbering Workplace Harassment Policy 4116.14 be approved.

Ayes: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)  
Noes: None

Vice President Bates declared the motion carried.

**REPORT OF THE STUDENT ACHIEVEMENT COMMITTEE**

The Student Achievement Committee (SAC) met on Monday, August 10, 2009 at 6:00 PM at the Cincinnati Public Schools Education Center in the Board Office Conference Room.

**FOR BOARD INFORMATION**

**Superintendent Update Preparation**

Superintendent Ronan reported that school is starting. She informed the Committee that at a Committee of the Whole meeting in September, she will present the Ohio State Report Card results and her plan to move forward academically by applying the Board Goals.

**Legislative**

There were no legislative issues to report.

**Student Achievement Reading Articles**

- a. OSBA SUCCESS  
There were no articles to discuss.
- b. “Data -Driven Schools See Rising Scores” – article from THE WALL STREET JOURNAL  
The Committee discussed the common experiences of CPS.

**Other Committee/Organization Updates**

- a. **Ohio Improvement Process (Goals 1, 4)**  
Root cause analysis is used to form the One Plan. Principals started work this summer and will use to inform One Plan reviews.
- b. **Strive (Goals 1, 4)**  
On July 30, 2009, the Strive Executive Board approved a new strategic plan.

**REPORT OF THE STUDENT ACHIEVEMENT COMMITTEE  
(cont.)**

**Other Committee/Organization Updates** (cont.)

- c. **STEM (Goals 1, 4) (Strategies 1, 2, 3)**  
Reported they are off to a good start. Plans are in place to “Clap In” the students at Hughes on the first day of school.
- d. **HCFCF (Goals 3, 4) (Strategies 1, 3)**  
There have not been meetings since the last report because meetings were cancelled when the state budget was late. There will be many cuts across the board as they determine how to define themselves. The next meeting is scheduled for August 22 at Jordan’s Crossing.
- e. **GE Foundation (Goal 4) (Strategies 1, 2)**  
Eve Bolton, Board Member, and Eileen Cooper Reed, Board President, attended GE’s leadership summer conference in Orlando, Florida, July 26, 2009 – July 31, 2009.
- f. **Other Updates**  
CPS’s Fifth Quarter is receiving national attention. On June 26, 2009, U.S. Department of Education senior staff member James H. Shelton III, Assistant Deputy Secretary for Innovation and Improvement, visited Pleasant Hill Academy to learn how the district is reducing the summer learning gap by extending academic instruction for students who need it most.

Board Member Bates reported she attended a meeting sponsored by the Joyce Foundation regarding an overview of reform efforts in schools. Discussions were held regarding the portfolio school concept. Ms. Bates will meet with Superintendent Ronan to provide more details. If the Board and Superintendent are interested in this concept, a representative from the foundation will come to CPS for comprehensive workshops.

**Assignments**

There were no assignments.

**Other Business**

The Cincinnati Health Department sent a letter regarding influenza.

**Student Achievement Committee**

Susan Cranley, Chair  
Melanie Bates  
A. Chris Nelms

**Staff Liaisons**

Mary A. Ronan, Superintendent  
Laura Mitchell, Deputy Superintendent  
Janet Walsh, Director, Public Affairs (*absent*)

**Attendees**

Eileen Cooper Reed, Board President

Mrs. Cranley moved that the Student Achievement Committee Report be accepted.

Passed viva voce.

Vice President Bates declared the motion carried.

## REPORT OF THE POLICY COMMITTEE

The Policy Committee met on Wednesday, August 19, 2009 at 4:35 PM at the Cincinnati Public Schools Education Center in the Board Office Conference Room.

### **FOR BOARD INFORMATION**

#### **Internal Audit Charter**

The Administration will review the Internal Audit Charter to determine the appropriate location and reference of this policy in the District's Financial Policies.

#### **Professional Staff Policies – 3000 and Classified Staff Policies – 4000**

These policies are still in review and will be submitted to the Committee at its October meeting.

#### **Family Medical Leave Act (“FMLA”) – 4430.01**

The Committee recessed into Executive Session to discuss the Family Medical Leave Act policy.

#### **Anti-Harassment Policy – 5517**

Cynthia Dillon reported that Policy 5517 and 4116.24/4216.14 are duplicates. Ms. Dillon recommends that Policy 5517 be rescinded.

#### **CPS Business and Noninstructional Operations Policies – 7000**

Terry Elfers presented the Committee with a chart detailing policies that have been reviewed and are ready for approval by the Board. The chart also detailed policies that will be recommended for the Board to rescind. These recommendations will be presented to the Board at the regular meeting on August 24, 2009.

#### **Food Allergies Policy – 8515.01**

Amended (Am.) Substitute (Sub.) House Bill (HB) 1 requires school districts to establish policies with respect to peanut or other food allergies. Renie Kelly presented a draft of Policy 8515.01 that is currently being reviewed by a committee of staff and community. After review, this policy will be submitted to the Board for approval, unless there are significant changes.

#### **Request for Transportation Service – 8601**

The Administration recommended to the Committee that this policy be rescinded. It is not necessary for a replacement policy because the other transportation policies are sufficient. This recommendation will be presented to the Board at the regular meeting on August 24, 2009.

#### **Whistleblower Policy**

This policy has been reviewed. After determination of the appropriate location and reference of this policy, it will be presented for Board approval.

#### **Recruitment Policy**

The Administration will work with the principals and high schools to determine the level of activity at each campus. This information will be presented to the Committee at its next meeting.

#### **Status of Policies – 7000 Property**

Jennifer Wagner updated the Committee on the status of the Technology Policies. Due to changes in legislation, these policies continue to be reviewed. Ms. Wagner reported that additional policies are being drafted and will be presented to the Committee for review at a future meeting.

#### **Ohio Department of Education – Special Education Model Policies and Procedures**

Directions from the Ohio Department of Education (ODE) regarding the Special Education Model Policies and Procedures are for school districts to adopt the provided policies and procedures or prepare an alternative. The Committee directed Ms. Dillon to send a letter to ODE requesting that the policies and procedures be separated.

**REPORT OF THE POLICY COMMITTEE**  
(cont.)

**Policy Committee**

Melanie Bates, Chair  
Eve Bolton  
Catherine Ingram

**Staff Liaisons**

Cynthia Dillon, General Counsel  
Terry Elfers, COO

Mrs. Cranley moved that the Policy Committee Report be accepted.

Passed viva voce.

Vice President Bates declared the motion carried.

**REVISED**  
**RECOMMENDATIONS OF SUPERINTENDENT OF SCHOOLS**  
**RECOMMENDATION 1 - CERTIFICATED PERSONNEL**

**A. RETIREMENT**

*(Indicates that the employee's application for retirement has been approved by STRS, effective the first day of the month. This recommendation is being made because the employee has completed the term of their employment, or due to disability status, or by mutual agreement. There is no mandatory retirement age for employees.)*

The following certificated employees have made application to the Ohio State Teachers Retirement System in accordance with the statutes of the State of Ohio.

Maureen A. Ferrell	Counselor – Walnut Hills	Service	October 1
Donna Lenherr Kinney	Teacher – Dater Montessori	Service	October 1
Jane T. Westendorf	School Nurse – Auxiliary Services	Disability	April 1, 2008
Gale C. Wilson	Teacher – North Avondale	Service	August 1

**B. RESIGNATION**

*(The effective date is the first working day the employee is no longer providing services to the district. This recommendation is being made because either the employee has completed the term of their employment, or by mutual agreement.)*

The following resignations have been received, for reasons as noted.

Michael J. DeJulio	Teacher - Ethel M. Taylor	Personal Reasons	August 1
Minnie L. Everett	Teacher - Ethel M. Taylor	Personal Reasons	August 1
Carolyn M. Farrell	Substitute Teacher	Personal Reasons	August 7
Kelly E. Flenner	Teacher – Walnut Hills	Relocating	June 1
Timothy E. Owen	Teacher – Carson	Other Position	August 22
Marnita L. Russell	Teacher-Librarian – Mt. Airy	Personal Reasons	August 8
Tava L. Seipelt	Teacher - Midway	Relocating	August 1
M Louise Stallworth	Substitute Teacher	Personal Reasons	June 1
Wendell P. Young	Teacher – Aiken College	Personal Reasons	August 13

**RECOMMENDATION 1 - CERTIFICATED PERSONNEL (cont.)****C. LEAVE OF ABSENCE**

*(Indicates that an employee has been approved for a designated period of time for reasons such as study, medical or FMLA.)*

The Superintendent recommends granting the leave of absence, without pay, for the 2009-2010 school year as requested by the following.

Carla M. Romanos	Teacher - Withrow Intl	Medical	August 17
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**D. ADJUSTMENT OF SALARY**

*(Occurs when an employee presents documentation of additional training or experience credit.)*

The Superintendent recommends an adjustment of salary for the following persons based on degree or additional credit as indicated. Salary is in accordance with the salary schedule. Funding is from the General Fund. Effective date is August 1, 2009.

**Teacher – Class IV (Master’s Degree)**

Caitlin Blumenfeld	To: \$40,608.68	From: \$37,567.07
Kyle D. Scudder	62,750.68	58,042.18
Jena M. Thacker	51,323.12	36,905.47

**Teacher – Class III (Bachelor’s Degree with 150 semester hours)**

Marianne Williams	To: \$68,095.01	From: \$67,433.41
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**E. ADJUSTMENT OF TIME**

*(Provides for an increase or decrease in the percentage of time a certificated employee performs his/her duties.)*

The Superintendent recommends an adjustment of time for the following. Funding is from the General Fund. Effective date is August 1, 2009.

**Psychologist – Class V (Master’s Degree plus 30 semester hours)**

Marija Dunatov	To: .40	From: .60
Michelle Kilcoyne	.60	.80
Leslie Toleski Santer	.60	.40

**Psychologist – Class IV (Master’s Degree)**

Dennis F. Kombrinck	To: .40	From: .60
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**Teacher – Class V (Master’s Degree plus 30 semester hours)**

Mary Lou Bolce	To: .20	From: 1.00
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**Teacher – Class IV (Master’s Degree)**

Erin O. Dean	To: .60	From: .80
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**RECOMMENDATION 1 - CERTIFICATED PERSONNEL (cont.)****F. ADDITIONAL ASSIGNMENT**

*(Provides for employment of personnel beyond the work day or contractual work period, and administrators beyond assigned work period. Examples: workshops, evening school teaching, club sponsorship, coaching, curriculum writing.)*

The Superintendent recommends approval of the following additional assignments. Assignment is subject to the possession of a teaching certificate as required by Section 3319.30 of the Ohio Revised Code and/or Policies of the Cincinnati Board of Education. Salary is in accordance with the salary schedule as indicated. Funding is from the General Fund and (\*) denotes other than General Fund.

Teacher - \$29.88 per hour (inservice rate)Science Content Specialist Training – (GE Grant) – hours as indicated

Denielle P. Endres*	6 hours	Richard J. Knudsen*	18 hours
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Teacher - \$29.88 per hour (summer rate)Additional Hours for Summer School Substitute Teachers – (Title I) – 80 hours

Levie W. Smith\*

5<sup>th</sup> Quarter Summer School Teachers – Ethel Taylor – (Title I) - 40hours

Mary E. Smith\*

Summer Bridge – West High Design (Title I) – 30 hours

Deon R. Edwards\*

Summer Bridge – Aiken College – hours as indicated

Carrie M. Baker	6 hours	Loretta Cummings Simpson	14 hours
Dorothy A. James	45 hours		

Extended School Year Services– Student Services – 22 hours

Jane F. Carroll

Teacher – Tutor - \$27.81 per hour (extended employment rate)Lighthouse Youth Services – Project Connect – (Title I) – 213 hours

Lorenzo C. Engleman*	143 hours	Cynthia Y. Lockett-Nelson*	213 hours
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The following teachers are recommended to receive supplemental contracts for the school year 2009-10. Payment will be as provided under the Athletic and Co-curricular Activities of Schedules E and F of the Professional Salary Schedule for the amount shown as maximum salary. Salaries that include a 10% longevity increment are indicated by a number sign (#) and @ indicates 50% time. Funding is from the General Fund. The supplemental limited contract shall state that the Board of Education gives notice of non-reemployment for the ensuing school year.

<u>Name</u>	<u>School</u>	<u>Position</u>	<u>Amount</u>
Steven D. Brogden	Shroder	Sr Hi Asst Var Football Coach	3819.37
Antasio Holley	Shroder	Sr Hi Asst Var Football Coach	3819.37
Bobby J. Jenkins	Shroder	MS Hd Football Coach A	2880.49
Bobby J. Jenkins	Shroder	Middle School Technology Coordinator	622.80
Ann V. Myers	Cheviot	Middle School Technology Coordinator	622.80

**RECOMMENDATION 1 - CERTIFICATED PERSONNEL (cont.)****F. ADDITIONAL ASSIGNMENT** (cont.)

The following persons are recommended to perform additional responsibilities as assigned, at the salary shown. Funding is from the General Fund and (\*) denotes Other than General Fund. Responsibilities will be one of the following for each individual: To complete assignment and prepare for upcoming school year., Provide speech, occupational and physical therapy to students at early intervention schools.

<u>Name</u>	<u>Location</u>	<u>Position</u>	<u>No. of Days</u>	<u>Daily Rate</u>
Dawn D. Bressler	Student Services	Speech Pathologist	4	356.52
Manuella Giannini	Student Services	Physical Therapist	3	399.96
Mary Rose Kahmann	Student Services	Physical Therapist	1	339.15
Debra L. Rogers-Roell	Student Services	Occupational Therapist	3	310.96
Maureen Rose Simpson-Henson	Student Services	Speech Pathologist	4	328.54

**G. APPOINTMENT**

*(Marks the beginning of service for newly appointed employees. Personnel actions such as transfers, promotions, changes in status may occur once an individual is appointed.)*

The Superintendent recommends approval of the appointment of the following for the 2009-10 school year, subject to the possession of a teaching certificate as required by Section 3319.30 of the Ohio School Code and/or the Policies of the Cincinnati Board of Education. Salary is in accordance with the salary schedule. Funding is from the General Fund. Effective date as August 25, 2009 except as indicated.

**Psychologist – Class V (Master’s Degree plus 30 semester hours)**

Stacey L. Lunn	\$64,706.02 @ .60	Kristen C. Walters	61,723.19 @ .70
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**Teacher – Class IV (Master’s Degree)**

La’Keisha Cunningham	53,677.37	Timothy R. Hester	40,608.68
Vaughn H. Engle	40,608.68 @ .40	Louresha Jones	40,608.68
Jerron T. Gray	59,393.29 @ .60	Kathleen R. Serger	53,677.37
Stephanie M. Grimes	44,975.66	Maryellen P. Shell	40,608.68

**Teacher – Class III (Bachelor’s Degree with 150 semester hours)**

Kelly Egan	\$37,567.07	Emily J. Robinson	49,974.14
Vincent J. Panzeca	37,567.07		

**Teacher – Class II (Bachelor’s Degree)**

Meredith Benson	\$54,364.74 @ .71	Joyce A. Linder	45,291.42
Jeffrey M. Hileman	36,905.47		

**RECOMMENDATION 1 - CERTIFICATED PERSONNEL (cont.)**

**G. APPOINTMENT** (cont.)

Substitute Teacher – Class III – \$115.93 per day

Trudy O. Corum	Cynthia Lawrence
Stephanie Diggins	Mary E. Meyung
Brandon D. Digiantonio	Laura A. O’Donnell
Molly H. Dixon	Jamie Pykosz
Hannah Y. Dye	Debra L. Rogers-Roell
Tyree M. Gaines	Amanda B. White
Steven J. Grim	Dawnielle N. White
Mindy M. Hanrahan	

Substitute Teacher – Retiree – \$114.29 per day

Mary Lynn N. Cracchiolo	Joseph M. Holmes
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Substitute Teacher – Class I – \$102.54 per day

Eric M. Rothwell	Julie L. Thumann
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Psychologist Intern	
Elizabeth Lawton	\$24,629.35

**H. CHANGE IN STATUS**

*(A movement from one position to another, but not considered a promotion.)*

The Superintendent recommends approval of a change in status for the following. Funding is from the General Fund. Effective date as indicated.

<u>Elementary Assistant Principal</u>			<u>From:</u>
Michael J. Allison	\$69,208.91	South Avondale	Secondary Assistant Principal – To Be Determined

<u>Psychologist – Class V (Master’s Degree plus 30 semester hours)</u>		
Talia Johnson	\$56,552.51	Psychologist Intern
Kathleen A. Suva	56,552.51	Psychologist Intern

<u>Teacher – Class V (Master’s Degree plus 30 semester hours)</u>		
Darnell R. McCullough	\$53,518.40	Class III Sub

<u>Teacher – Class IV (Master’s Degree)</u>		
Patricia J. Cunningham	\$40,608.68	Class III Sub
William J. Gordon	65,291.80	Class III Sub
Deborah A. Grogan	70,492.22	Class III Sub
Elizabeth I. Thomas	42,937.16	Class III Sub
Amanda L. Reigelsperger	40,608.68	Class III Sub

**RECOMMENDATION 1 - CERTIFICATED PERSONNEL (cont.)****H. CHANGE IN STATUS** (cont.)Teacher – Class III (Bachelor’s Degree with 150 semester hours)

Chyla D. Barner	\$37,567.07	Class III Sub
Carrie J. Hess-Wilson	45,953.02	Class III Sub
Cynthia Y. Lockett-Nelson	61,375.93	Class III Sub
Louis H. Ratterman III	37,567.07	Class III Sub
Tina N. Ritter	37,567.07	Class III Sub
Akilah Rodgers	41,588.19	Class III Sub
Monica D. Ross	49,974.14	Class III Sub

Teacher – Class II (Bachelor’s Degree)

Katherine R. Groene	\$36,905.47	Class III Sub
Matthew J. Vale	36,905.47	Class III Sub

Continuing Contract Status From Limited Contract, effective 2009-10 school year.

Angelle O. Greene-Edwards	Mary Beth Hill	Denise Youngs
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NTBC/Professional Certification

The following Occupational Therapists, Physical Therapists, School Nurses, School Psychologist, Speech Pathologists, are recommended for the \$1,000.00 stipend effective the 2009-2010 school year, as a result of attaining their NTBC/Professional Certification.

Cora Coulter Bolden	Sonya L. Horton	Gwendolyn Parham
Jennifer K. Boles	Kay Kombrinck	Sharon G. Plummer
Kathleen S. Bower	Daniel J. Ley	Amy Renner
Mary C. Boyd	Tara Lindberg	Cynthia L. Rettig
Mary Ann Buchino	Stacey L. Lunn	Jennifer D. Treska
Shelaina M. Cain	Joan H. May	Joseph J. Vesper
Audrey Coaston-Shelton	Carla L. Mayo	Krisen C. Walters
Kimberly M. Garry	Ronald L. Miller	Mary Wiesman
Manuela J. Giannini	Matthew X. Musselman	Gwendolyn Williams
Mindy M. Hanrahan	Laura M. Ostertag	Michael Zaret

National Teacher Board Certification

The following teachers are recommended for the \$1,000.00 stipend during the 2009-10 school year, as a result of attaining National Board Certification.

Lynn M. Angus

## RECOMMENDATION 2 - CIVIL SERVICE PERSONNEL

### A. RETIREMENT

*(Indicates that the employee's application for retirement has been approved by SERS, effective the first day of the month.)*

The following employees have made application to the School Employees Retirement System in accordance with the statutes of the State of Ohio.

Ollie Smith III	Security Assistant	Disability	March 1
Thomas Tucker	Hearing Officer		July 1

### B. RESIGNATION

*(Results from the employee submitting a separation of service form delineating the reason(s) for leaving the district. The effective date is the first working day the employee is no longer providing services to the district.)*

The following resignations have been received to be effective on the dates indicated.

Sarah Abrams	Paraprofessional	Relocating	August 7
Myrna Agosto	Paraprofessional	Relocating	August 14
Marsha Boling	Paraprofessional	Personal Reasons	August 12
Zella Dunbar	Sub Food Service Helper	Personal Reasons	August 11
Vanessa Ellis	Licensed Practical Nurse	Personal Reasons	August 17
Mattie Garvin	Student Services Asst.	Personal Reasons	August 10
Dontrische Jarmon	Sub Paraprofessional	Study	August 12
Jenna Kary	Paraprofessional	Other Employment	August 15
Kenwood Lattimore	Paraprofessional	Personal Reasons	August 10
Anne Leeman	Paraprofessional	Other Employment	August 12
Tamara Levi	Paraprofessional	Study	July 17
Adrian Malis	Paraprofessional	Relocating	August 11
Paul McMillan III	School Comm Coord	Personal Reasons	August 14
Paula Mertes	Food Service Helper	Other Employment	August 3
Sahara Shackelford	Paraprofessional	Other Employment	July 14
Victoria Smith	Licensed Practical Nurse	Personal Reasons	August 17
Tiana Waldon	Student Service Asst	Medical	August 13
Chris Weiland	Paraprofessional	Relocating	July 13

### C. DISMISSAL

*(Action necessary to terminate a non-administrative employee.)*

The Superintendent recommends that the dismissal of the following employee be confirmed.

Sulayman Shakir	Custodian 2	August 10
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### D. LEAVE OF ABSENCE

*(Indicates that an employee has been approved for a designated period of time for reasons such as study, medical or FMLA.)*

The Superintendent recommends granting the leave of absence, without pay, as requested by the following.

Dianze Robinson	Paraprofessional	Medical	August 17
Bradley Thompson	Paraprofessional	Medical	August 17
Kimberly Turnbow	Paraprofessional	Medical	August 17

**RECOMMENDATION 2 - CIVIL SERVICE PERSONNEL (cont.)****E. CHANGE IN STATUS**

*(A movement from one position to another, but not considered a promotion.)*

The Superintendent recommends approval of a change in status for the following. Funding is from the General Fund, except as otherwise noted by an asterisk (\*).

<u>Asst. School Community Coordinator (Unclassified)</u>			From		
Chamrong Penn	\$15.69 hr.	AWL	Paraprofessional	\$14.12 hr.	August 17
<u>Security Assistant 2 (Unclassified)</u>			From		
Celestine Knox	\$15.69 hr.	Clark Mont.	Sub Sec Asst	\$15.69 hr.	August 17
Earl Price	\$15.69 hr.	Woodward	Sub Sec Asst	\$15.69 hr.	August 17
<u>Paraprofessional (Unclassified)</u>			From		
Bridget Shives-Faciane	\$14.12 hr.	Taft Elem	Asst Sch Comm Coord	\$17.02 hr.	August 17
Annie Stadtmiller	\$14.12 hr.	Rothenberg	Asst Sch Comm Coord	\$15.53 hr.	August 17
<u>Sign Language Interpreter (Casual)</u>			From		
Paulette King-Lewis	\$23.86 hr.	Various	Sign Lang Interpreter	\$23.86 hr.	August 17

**F. ADDITIONAL ASSIGNMENT**

*(Provides for employment of personnel beyond the work day or contractual work period. Examples: club sponsorship, coaching.)*

The Superintendent recommends approval of the following additional assignments. Positions involving co-curricular activities were filled in compliance with Section 3313.53 of O.R.C. Funding is from the General Fund, except as otherwise noted by an asterisk (\*).

**Athletic and Co-curricular Activities**

Salaries that include a 10% longevity increment are indicated by a number sign (#) and @ at 50%.

<u>Name</u>	<u>School</u>	<u>Position</u>	<u>Amount</u>
Eddie Brown	Shroder	Sr. Hi Athletic Director	\$5737.60
Michael Reynolds	Shroder	Sr. Hi Asst Res Football Coach	2335.52
Tione Williams	Shroder	MS Head Volleyball Coach	1401.32

**G. APPOINTMENT**

The Superintendent recommends the appointment of the following on the dates indicated and at the appropriate rate of pay calculated pursuant to the current salary schedule. These appointments are in compliance with Civil Service Rules and Regulations. Positions involving co-curricular activities were filled in compliance with Section 3313.53 of O.R.C. Funding is from the General Fund, except as otherwise noted by an asterisk (\*).

<u>School Community Coordinator (Casual)</u>			
Charles Gamble	\$21.02 hr.	Withrow University	August 17
<u>Licensed Practical Nurse (Unclassified)</u>			
Crystal Caver	\$20.30 hr.	Chase	August 17
Loretta Hackle	\$20.30 hr.	College Hill	August 17

**RECOMMENDATION 2 - CIVIL SERVICE PERSONNEL (cont.)****G. APPOINTMENT** (cont.)Senior Support Specialist (Classified)

Karen Thoma	\$1382.46 bwk.	Woodford	August 25
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Security Assistant 2 (Unclassified)

Gregory Cody	\$15.69 hr.	Withrow International	August 18
Carman George	\$15.69 hr.	Taft Elementary	August 24

Carpenter (Casual)

Samuel Hubbard	\$28.65 hr.	Various	August 25
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Sub Security Assistant 2

Richard Blyberg	\$15.69 hr.	Various	August 17
Louis Walker	\$18.66 hr.	Various	August 17

Special Duty Police

Caroline Higgins	\$28.00 hr.	Various	August 25
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Athletic and Co-curricular Activities

Salaries that include a 10% longevity increment are indicated by a number sign (#) and @ at 50%.

<u>Name</u>	<u>School</u>	<u>Position</u>	<u>Amount</u>
Christopher Bishop	Shroder	Sr. Hi Asst Var Football Coach	\$4201.31#
Darryl Fitzgerald	Shroder	Sr. Hi Asst Freshman Football Coach	1868.42
Kendra Harrison	Shroder	Sr. Hi Asst Var Volleyball Coach	583.88@
Kendra Harrison	Shroder	Sr. Hi Var Volleyball Coach	1167.76@
John Sanders Jr.	Shroder	Sr. Hi Res Football Coach	2868.02
Khristine Smith	Shroder	Sr. Hi Asst Var Volleyball Coach	583.88@
Khristine Smith	Shroder	Sr. Hi Athletic Trainer	1557.02
Khristine Smith	Shroder	Sr. Hi Var Volleyball Coach	1167.76@
Maurice Thomas	Shroder	MS Asst Football Coach	1868.42
Melva Williams	Shroder	Sr. Hi Cheerleader Coach	1401.32

Mary A. Ronan  
Superintendent of Schools

Mrs. Cranley moved and Ms. Bolton seconded the motion that the Revised Recommendations of the Superintendent of Schools be approved.

Ayes: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)  
Noes: None

Vice President Bates declared the motion carried.

**REVISED  
REPORT OF THE TREASURER**

1. **Agreements with Consultants** – That the Treasurer be authorized to execute agreements with the following consultants:

<u>Consultant</u>	<u>Date(s)</u>	<u>Amount</u>	<u>Funding Source</u>
a. <b><u>Easter Seals Work Resource Center Career Choices</u></b> – To provide Tier II and III Transition Services to District students with disabilities.			
Easter Seals Work Resource Center	August 25, 2009 – May 31, 2010	\$166,675	General Fund Student Services Budget
b. <b><u>College Information Center</u></b> – To inform students and parents at Walnut Hills High School about college bound process and ACT/SAT preparation.			
Martha B. Geller	August 25, 2009 – May 28, 2010	\$59,000	General Fund Walnut Hills High School Budget
c. <b><u>Brustein and Manasevit</u></b> – To provide consulting services and legal expertise on No Child Left Behind (NCLB) laws.			
Brustein and Manasevit	August 25, 2009 – December 31, 2009	\$10,000	Fund 0572 - Title I Grants Admin.

2. **Receipt of Donation from Procter & Gamble** – That record be made of the receipt of a donation from Procter and Gamble of 350 refurbished Dell laptops valued at \$125,000 to Hughes STEM High School. The laptops will be loaned to students as part of their academic program and as long as they meet certain academic requirements established by the school.
3. **Receipt of Donation from Walnut Hills High School Alumni Foundation** – That record be made of the receipt of a donation in the amount of \$2,378.41 from Walnut Hills High School Alumni Foundation to Walnut Hills High School. The donation is to pay for transportation on school events. This was deposited into Fund 19-Misc.Local.
4. **Receipt of a Donations from Cincinnati State** – That record is made of the receipt of a donation in the amount of \$2,000 from Cincinnati State to Woodward Career & Technical High School. The donation is to be used at the principal's discretion to assist the students and staff of Woodward's Rebuild New Orleans Project. This was deposited
5. **Agreement with PSI Affiliates, Inc.** – That the Treasurer be authorized to enter into an agreement with PSI Affiliates, Inc. for School Nurse services at Corryville Catholic, Nativity, Resurrection, St. Francis DeSales, St. Joseph, St. Martin of Tours and St. Mary School. This agreement is for the period August 25, 2009 through June 30, 2010 at an amount not to exceed \$73,215.97. Funding is from Fund 0401 Auxiliary Services Budget.
6. **Agreement with J. E. Williams and Associates, LLC** – That the Treasurer be authorized to execute a Purchase Order with J.E. Williams and Associates, LLC, a small minority women-owned business, to provide program evaluation, consultation and data analysis services to the Supplier Diversity Manager. The amount of the Purchase Order is not to exceed \$13,600. The length of the contract is August 25, 2009 through July 31, 2010. Funding is from Fund 0004, Supplier Diversity Budget.

**PULLED FROM CONSIDERATION**

7. ~~**Agreement with Clark Products** – That the Treasurer be authorized to enter into an agreement with Clark Products to provide and deliver paper products to the Central Warehouse as needed and requested by the Food Services Branch for the 2009-2010 school year. Pricing per proposal submitted July 27, 2009 with an annual estimated product/delivery cost not to exceed \$206,347.77. The length of the contract is September 1, 2009 through June 30, 2010. Funding is from Fund 0006 Food Services Fund.~~

**REPORT OF THE TREASURER (cont.)**

8. **Agreement with Cayen Systems** That the Treasurer be authorized to enter into a purchase agreement with Cayen systems for annual renewal of annual support for Supplemental Services Tracker (SST) and reporting tool. The SST is used by the district for the purpose of tracking supplemental educational services, student attendance, student progress, SES Provider monitoring and invoicing. The amount of the purchase is not to exceed \$16,936.55 for one-year beginning September 1, 2009. Funding is from Fund 0572 - Title I.
9. **Agreement with Cincinnati Youth Collaborative** – That the Treasurer be authorized to enter into an agreement with the Cincinnati Youth Collaborative for the purpose of providing equipment and support necessary to the process design for refurbishment of the science kits associated with the Excellence in Science Teaching program operating in the Cincinnati Public Schools. The contract will be effective from September 1, 2009 and ending August 31, 2010 at a cost not to exceed \$71,150. Funding is from the General Fund - Excellence in Science Budget.
10. **Board Member Service Fund** – That, as provided in Section 3315.15 O.R.C., the following expenses of a Board Member on assignment by the Board to be paid from the Board Member Service Fund. The balance in the Board Member Service Fund before payment of the following expense is \$28,218.74.
- |                                      |         |
|--------------------------------------|---------|
| Eve Bolton                           | \$56.58 |
| GE Foundation 2009 Summer Conference |         |
| Orlando, FL – July 26-31, 2009       |         |
| Assigned June 8, 2009                |         |
11. **Board Member Service Fund** – That, as provided in Section 3315.15 O.R.C., the following expenses of a Board Member on assignment by the Board to be paid from the Board Member Service Fund. The balance in the Board Member Service Fund before payment of the following expense is \$28,218.74.
- |   |         |
|---|---------|
| Catherine D. Ingram   | \$28.14 |
| University of Virginia School Turnaround Specialist Program |         |
| Charlottesville, VA – July 19-21, 2009                      |         |
| Assigned June 8, 2009                                       |         |
12. **Payment for Legal Services from General Fund General Counsel's Office** – That the following invoices be approved for payment:
- |  |                    |
|--|--------------------|
| a. Bricker & Eckler LLP – Professional services provided for foundation funding supreme court appeal month of May 2009.  | <u>\$17,795.59</u> |
| b. Crawford – Professional services provided for third party admin. liability insurance for the month of February 2009.  | <u>\$ 425.00</u>   |
| c. McCaslin, Imbus & McCaslin - Professional services provided for general liability litigation, special education matters and personnel litigation for the month litigation for the month of July 2009. | <u>\$ 9,948.50</u> |

**LATE REQUESTS**

13. **Agreements with Consultants** – That the Treasurer be authorized to execute agreements with the following consultants/organizations:

<u>Consultant</u>	<u>Date(s)</u>	<u>Amount</u>	<u>Funding Source</u>
a. <b><u>Co-Teaching Professional Development</u></b> – To provide co-teaching methods for CPS staff to increase student achievement for students with special needs.			
Searle Enterprises, Inc.	August 5, 2009 – May 17, 2010	\$20,300	Fund 0516 IDEIA - B

**REPORT OF THE TREASURER (cont.)**

13. **Agreements with Consultants** – (cont.)

<u>Consultant</u>	<u>Date(s)</u>	<u>Amount</u>	<u>Funding Source</u>
b. <b><u>Negotiations Training</u></b> – To provide collective bargaining training for CPS officials.			
Northern Kentucky University Alternative Dispute Resolution Center	June 15 & 25, 2009 - & 2 days to be decided in January, 2010	\$4,800	Fund 0019 GE Grant

c. **Enhancing Education Through Technology (EETT)** – To provide project management of EETT grants at six elementary schools: Cheviot, Ethel M. Taylor, Rees E. Price, Riverview Academy, Silverton, and Westwood.

Primax	August 1 – 31, 2009	\$3,000	General Fund ITM Budget
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14. **Annual Operating Agreement 2009/2010 with Hamilton County Board of Mental Retardation and Developmental Disabilities (MRDD)** – That the Treasurer be authorized to enter into an agreement with Hamilton County Board of MRDD to provide school services during the 2009/2010 school year to Cincinnati Public Schools resident students who are medically fragile at a cost not to exceed \$1.5 million. The contract period is August 18, 2009 through June 30, 2010. Funding is from the General Fund – Pupil Support Budget.

15. **Receipt of Grant funds from the Ohio Department of Education** – That record be made of the receipt of the federal and /or state grants from the Ohio Department of Education for the Comprehensive Continuous Improvement Plan (CCIP). The effective period for these grants is July 1, 2009 through June 30, 2010. The grants are as follows:

**Entitlement Funding Application**

Title I - Improving the Academic Achievement of the Disadvantaged/Basic Program	\$14,812,014.45
Neglected, Title I	\$ 147,268.70
Delinquent, Title I-D	\$ 203,549.16
School Improvement Sub A, Title I	\$ 1,500,000.00
Improving Teacher Quality, Title II-A	\$ 2,262,693.80
Technology, Title II-D	\$ 222,887.26
Limited English Proficient (LEP), Title III	\$ 196,860.00
Safe and Drug Free Schools (SDFSC), Title IV-A	\$ 130,530.10
Special Education, Part B-IDEA	\$ 7,489,254.55
Early Childhood Special Education, IDEA	\$ 190,878.65
Early Childhood Education (Entitlement)	\$ 180,000.00
	<hr/>
	\$27,155,936.67
<b><u>Schoolwide Pool</u></b>	
Title I	\$10,056,715.00
Title II-A	\$ 2,247,937.92
Title IV-A	\$ 116,486.88
IDEA-B	\$ 2,895,100.00
Title I ARRA (as noted in the CCIP history log)	\$ 4,748,385.00
	<hr/>
	\$20,064,624.80

**REPORT OF THE TREASURER (cont.)**

15. **Receipt of Grant funds from the Ohio Department of Education** – (cont.)

**The American Recovery and Reinvestment ACT (ARRA)**

ARRA Title I	\$16,447,066.74
ARRA Neglected, Title I	\$ 125,425.35
ARRA Delinquent, Title I	\$ 131,861.55
ARRA McKinney-Vento Homeless Assistance Program	\$ 262,691.29
ARRA Special Education, Part B-IDEA	\$11,829,185.78
ARRA Early Childhood Special Education, IDEA	\$ 367,798.30
	\$29,164,029.01

**Competitive**

21st Century Grant	\$ 2,800,000.00
Alternative Education Challenge	\$ 209,749.00
McKinney-Vento Homeless Assistance Program	\$ 265,177.70
Title II-D EETT	\$ 704,000.00
ABLE Instructional	\$ 1,133,464.00
	\$ 5,112,390.70

**Total ODE approved 2009-10 CCIP Grant Funds** \$81,496,981.18

16. **Agreement with SORTA** – That the Treasurer be authorized to enter into an extension of the agreement for the transportation of students between Cincinnati Public Schools and the Southwest Ohio Regional Transit Authority (SORTA) per terms of the existing contract. This agreement for services will provide transportation to approximately 15,000 students attending public, charter and non-public high schools. The estimated cost for services for the 2009/2010 school year is \$7,332,388. The actual cost will be based on services requested and fuel adjustment costs. The contract period is July 1, 2009 through June 30, 2010. Funding is from the General Fund – Transportation Budget.

17. **AWARD OF PURCHASE ORDERS**

The Superintendent recommends approval be given for the following purchase orders, charged to the appropriate fund:

GENERAL FUND

Maintenance Vehicles

a. Fuller Ford Facilities \$ 73,426.00

**Explanation** – 2009 E-250 Cargo Vans (4 @ \$18,356.50 ea.) to replace old, inefficient maintenance vehicles. Prices per State Contract.

CLASSROOM FACILITIES/BUILDING FUND

Storage Facility

b. C + R Architecture and Design Withdraw \$ 59,650.00

**Explanation** – To provide design and construction administration of a storage facility for outdoor equipment.

**REPORT OF THE TREASURER (cont.)**

18.

**AWARD OF CHANGE ORDER**

The Superintendent recommends approval be given to the following change order, charged to the appropriate fund:

**CLASSROOM FACILITIES/BUILDING FUND**Hughes STEM

Cole and Russell  
Architects

PO# 477823

CO #7

Add

\$ 111,730.00

Revised Contract  
Amount

\$ 2,916,328.00

**Explanation** – To provide design services, analysis and recommendation for stage rigging, stage lights, sound systems and acoustic performance which were not included in the original project scope per OSFC directive.

Jonathan L. Boyd  
Treasurer/CFO

Mrs. Cranley moved and Mr. Nelms seconded the motion that the Revised Report of the Treasurer be approved.

Ayes: Members Bates, Bolton, Cranley, Flannery, Ingram, Nelms (6)

Noes: None

Vice President Bates declared the motion carried.

**OTHER BUSINESS**

1. FMP update will occur at the October 2009 COW meeting. Ms. Ronan will notify Board Members of the exact date.

**ADJOURNMENT**

The Board adjourned at 8:48 p.m.

Jonathan L. Boyd  
Treasurer/CFO