





April 5, 2016

**RESOLUTION No. 5241**

Expenditure Contracts that Exceed \$150,000 for Delegation of Authority

**RECITAL**

Portland Public Schools (“District”) Public Contracting Rules PPS-45-0200 (“Authority to Approve District Contracts; Delegation of Authority to Superintendent”) requires the Board of Education (“Board”) enter into contracts and approve payment for products, materials, supplies, capital outlay, equipment, and services whenever the total amount exceeds \$150,000 per contract, excepting settlement or real property agreements. Contracts meeting this criterion are listed below.

**RESOLUTION**

The Superintendent recommends that the Board approve these contracts. The Board accepts this recommendation and by this resolution authorizes the Deputy Clerk to enter into agreements in a form approved by General Counsel for the District.

**NEW CONTRACTS**

<b>Contractor</b>	<b>Contract Term</b>	<b>Contract Type</b>	<b>Description of Services</b>	<b>Contract Amount</b>	<b>Responsible Administrator, Funding Source</b>
Safe Transportation, Inc.	4/6/2016 through 6/30/2017 Option to renew annually through 6/30/2021.	Services S 62840	Provide taxi-like or secured transportation services to District students who are unable to be served by a school bus. Maximum contract term through 6/30/2021. RFP 2015-1887	Original Term \$300,000	



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**RESOLUTION No. 5242**

Authorizing Amendment to the Approved Master Plan and Schematic Design of Roosevelt High School to Include Makerspace and Authorizing use of 2012 Capital Bond Program Funds for this Effort

**RECITALS**

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**RESOLUTION No. 5243**

Resolution Approving the Request for Extension of the Charter Agreement with  
The Arthur Academy Public Charter School

**RECITALS**

- A. On March 28, 2011, the Portland Public School Board ("Board") approved Resolution 4437 to renew the contract with The Arthur Academy Public Charter School ("Arthur Academy").
- B. The term of this contract was a five-year "flexible" term, which is defined in Section J of the contract with Arthur Academy as the following:

"The term of this agreement shall be for five years, scheduled to terminate as of June 30, 2016 (unless earlier terminated as provided herein). However, this agreement shall be considered a "flexible term" agreement, and will contain the following provisions:

- 1. During the fifth year of this contract, the Board and/or the school will determine whether a renewal process is deemed necessary based on Arthur Academy's ability to meet academic performance standards, its fiscal stability, its adherence with all applicable state laws, and its compliance with all terms of this contract.
  - 2. If the Board and/or the school determine that a renewal process is not necessary, then the term of the contract shall be extended by one year.
  - 3. If the Board and/or the school determine that a renewal process is necessary, then the renewal process will take place in that school year.
  - 4. The process described above will repeat annually until the 10<sup>th</sup> year of the contract, at which time the renewal process will be mandated in accordance with ORS 338.065(c)."
- C. As per the contract, PPS's Charter Schools Program Director made a formal visit to Arthur Academy on October 27, 2015.
  - D. Arthur Academy's performance has been reviewed on an annual basis in three major areas: academic, organizational, and financial. According to the data and information gathered, Arthur Academy's performance is strong in all areas.
  - E. On February 24, 2016, the Charter Schools Committee of the Board was briefed on Arthur Academy's contract extension request, and on the staff review of Arthur Academy's program.
  - F. Staff recommends that the contract with Arthur Academy be extended by one year.

**RESOLUTION**

- 1. The Board approves Arthur Academy's request, and directs staff to extend Arthur Academy's contract by one year.

*K. Miles*

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**RESOLUTION No. 5244**

Resolution Approving the Request for Extension of the Charter Agreement with  
The Emerson Public Charter School

**RECITALS**

A. On March 30, 2009, the Portland Public School Board ("Board") approved Resolution 4064 to renew the contract with The Emerson Public Charter School ("Emerson").

B. The term of this contract was a five-year "flexible" term, which is defined in Section J of the contract with Emerson as the following:

"The term of this agreement shall be for five years, scheduled to terminate as of June 30, 2014 (unless earlier terminated as provided herein). However, this agreement shall be considered a "flexible term" agreement, and will contain the following provisions:

1. During the fifth year of this contract, the Board and/or the school will determine whether a renewal process is deemed necessary based on Emerson's ability to meet academic performance standards, its fiscal stability, its adherence with all applicable state laws, and its compliance with all terms of this contract.
2. If the Board and/or the school determine that a renewal process is not necessary, then the term of the contract shall be extended by one year.
3. If the Board and/or the school determine that a renewal process is necessary, then the renewal process will take place in that school year.
4. The process described above will repeat annually until the 10<sup>th</sup> year of the contract, at which time the renewal process will be mandated in accordance with ORS 338.065(c)."

C. As per the contract, PPS's Charter Schools Program Director made a formal visit to Emerson on October 29, 2015.

D. Emerson's performance has been reviewed on an annual basis in three major areas: academic, organizational, and financial. According to the data and information gathered, Emerson's performance is strong in all areas.

E. Emerson made a request to increase its capacity by 25 students for a total enrollment cap of 175.

F. On February 24, 2016, the Charter Schools Committee of the Board was briefed on Emerson's contract extension request, and on the staff review of Emerson's program.

G. Staff recommends that the contract with Emerson be extended by one year and that the enrollment cap be increased to 175.

**RESOLUTION**

1. The Board approves Emerson's request, including the request to increase the enrollment cap to 175, and directs staff to extend Emerson's contract by one year.

*K. Miles*

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**RESOLUTION No. 5245**

Resolution Approving the Request for Extension of the Charter Agreement with  
The Opal Public Charter School

**RECITALS**

- A. On March 28, 2011, the Portland Public School Board ("Board") approved Resolution 4436 to renew the contract with The Opal Public Charter School ("Opal").
- B. The term of this contract was a five-year "flexible" term, which is defined in Section J of the contract with Opal as the following:

"The term of this agreement shall be for five years, scheduled to terminate as of June 30, 2016 (unless earlier terminated as provided herein). However, this agreement shall be considered a "flexible term" agreement, and will contain the following provisions:

- 1. During the fifth year of this contract, the Board and/or the school will determine whether a renewal process is deemed necessary based on Opal's ability to meet academic performance standards, its fiscal stability, its adherence with all applicable state laws, and its compliance with all terms of this contract.
- 2. If the Board and/or the school determine that a renewal process is not necessary, then the term of the contract shall be extended by one year.
- 3. If the Board and/or the school determine that a renewal process

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**RESOLUTION No. 5246**

Initiation of Ockley Green Middle School for 2016-17 School Year

**RECITALS**

- A. Portland Public Schools has experienced seven consecutive years of student enrollment growth. When coupled with improved state and local funding, the district has seen an annual rise in the number of schools with an inadequate number of classroom and common spaces for teachers and students.
- B. At the same time, many schools continue to have insufficient enrollment to sustainably provide core program offerings to all students without additional resources. This includes 18 K-8 schools that were reconfigured from K-5s and middle schools in 2005 and 2006.
- C. In February 2013, the PPS Board of Education unanimously approved resolution 4718, the Jefferson Cluster PK-8 Enrollment Balancing Resolution, directing staff “to develop and recommend a process for a comprehensive review of school boundaries district-wide and policies related to student assignment and transfer to better align with the Racial Educational Equity Policy and promote strong capture rates and academic programs at every grade level.”
- D. In November 2014, PPS initiated a District-wide Boundary Review Advisory Committee (D-BRAC) to provide recommendations to the Superintendent on resolving overcrowding, under-enrollment and related population-based issues.
- E. In September 2015, the PPS Board of Education approved an Enrollment Balancing Values Framework, developed by D-BRAC, as guidance for future enrollment balancing decisions. The Framework states, “Regardless of any student demographic, every student will have access to, and opportunities to benefit from, equitable and effective academic programs, including enrichments/elective offerings and appropriate individualized support services that ensure that they can thrive and achieve their potential in Portland Public Schools.”
- F. PPS analysis of current programming reveals that small enrollment at K-8 schools limits access to core academic programs, particularly for students in grades 6-8:

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- H. Between October 2015 and March 2016, PPS convened 22 community meetings to gather feedback on staff-generated proposals to balance enrollment across the district, including converting many K-8 schools into K-5 or middle schools. Several issues at schools in the Jefferson cluster gained attention during this process:
  - 1) Community appreciation for the strong relationships students develop in K-8 schools was outweighed by strong concern that middle grades programs at small schools were not providing equitable opportunities. No K-8 schools in the Jefferson cluster had enrollment

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students at feeder schools will have the option to request Ockley Green assignment through the hardship petition process. Transfer students who complete 5<sup>th</sup> grade in the Beach Spanish Immersion program will be automatically assigned to continue Spanish Immersion at Ockley Green Middle School.

- O. All students who reside in the new Ockley Green Middle School boundary will have guaranteed assignment to either Jefferson Middle College of Advanced Studies or Roosevelt High School as the community comprehensive high school through the annual dual assignment process.
- P. Whereas other middle school conversions will have at least one planning year to prepare for the transition, Ockley Green will open more rapidly. There is a mutual community and District understanding that PPS is responding to the community urgency for a rapid opening that will have resulting trade-offs in preparation and readiness.
- Q. The Board of Education acknowledges that changes to school configurations, locations and boundaries will require funding for planning and implementation.
  - 1) The Board notes that the 2015/16 budget was amended on February 3, 2016 to add staffing for this planning and one-time capital funds for implementation of changes.
  - 2) The Board further acknowledges that the budget for 2016/17 proposed by the Superintendent sustains the staffing for this planning added in the 2015-16 budget amendment and adds \$1.8 million to support the middle school conversion planning process, including opening Ockley Green Middle School.
  - 3) The Board acknowledges that additional funding in future years will be required to complete this enrollment balancing and grade reconfiguration work.

#### **RESOLUTION**

- 1. The Board of Education adopts Superintendent Smith's reconfiguration recommendations to open Ockley Green as a Middle School in 2016-17 serving students in grades 6-8, and to assign grade 6-8 students from Beach, Chief Joseph, Peninsula and Woodlawn schools to Ockley Green Middle School. For the 2016-17 school year, 5<sup>th</sup> graders from the current Chief Joseph/Ockley Green boundary will also be located at Ockley Green Middle School.
- 2. The Board directs the Superintendent to initiate staffing and facility changes, transportation routing and other operational adjustments to support effective implementation of these reconfigurations.
- 3. The Board directs the Superintendent to recommend a plan to realign attendance boundaries across Ockley Green's feeder schools by December 2016.
- 4. The Board acknowledges and appreciates the participation of D-BRAC, the Jefferson Cluster Visioning Committee, and of thousands of community members throughout the District-wide enrollment balancing process.

*J. Isaacs*

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**RESOLUTION No. 5247**

Authorizing the Superintendent to enter into a Governance Agreement between PPS, Concordia University, and the Trillium Group Inc. for the operation of the 3 to PhD Initiative, a Collaborative Community Initiative Based in the Faubion School,/Concordia University School of Education Facility

**RECITALS**

- A. In November 2012, voters approved a school building improvement bond which featured the rebuilding of Faubion PreK-8 school in partnership with Concordia University.
- B. Concordia University and Portland Public Schools entered into a Memorandum of Understanding in September 2012 and a Predevelopment Agreement in September 2013 delineating the responsibilities of the parties to guide master planning and partnership development for school replacement. The Predevelopment Agreement anticipated a Development Agreement to guide school funding and

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## RESOLUTION No. 5248

A Resolution of School District No. 1-J, Multnomah County (Portland Public Schools)  
(The District), stating that Requirements for the Use of  
Qualified Zone Academy Bonds (QZABs) Have Been Met

### RECITALS

- A. The District desires to submit an application to the State of Oregon Department of Education (the "State") seeking approval to issue a Qualified Zone Academy Bond (QZAB) and an allotment of volume capacity from the State for the same.
- B. Capital expenditures for equipment, rehabilitation and/or repair of certain public school facilities may be financed with the proceeds of a Qualified Zone Academy Bond ("QZAB") issued pursuant to Sections 54A and 54E of the Internal Revenue Code of 1986, as amended (the "Code").

### RESOLUTION

- 1. The Board of Education (the "Board") hereby finds, determines, declares, and resolves as follows:

**Section 1. Recitals and Definitions.** All of the above recitals are true and correct and the Board so finds and determines.

**Section 2. QZAB Authorization.** The District is authorized to submit an application to the State of Oregon Department of Education seeking approval to issue a QZAB for those portions of the Project that meet the requirements of Sections 54A and 54E of the Code. In support of such application, the Board specifically finds, determines, declares and resolves as follows:

(a) The District has reasonable expectations that at least 35% of the students attending or participating in the program will be eligible for free or reduced-cost lunches established under the Richard B. Nelson National School Lunch Act as of the date of issuance of the QZAB bonds.

(b) The District will have written commitments from private entity(ies) to make qualified contributions with a present value at the QZAB bond closing date of not less than 10% of the proceeds of the QZAB bond.

(c) The school(s) (or academic program(s) with such school(s)) (the "Academy") for which QZAB bond approval is sought is established by and operated under the supervision of the District, which is an eligible local education agency, as defined by Section 14101 of the Elementary and Secondary Education Act of 1965, in that the District provides education or training below the post-secondary level, and (i) such Academy is designed in cooperation with business to enhance the academic curriculum, increase graduation and employment rates, and better prepare students for the rigors of college and the increasingly complex workforce, (ii) students in the Academy are subject to the same academic standards and assessments as other students educated by the eligible local education agency, and (iii) the comprehensive education plan of the school program is approved by the eligible local education agency.

(d) The District intends to use the proceeds of the QZAB for one or all of the following:

- (1) Rehabilitation or repairing the public school facility in which the academy is established; and/or
- (2) Providing equipment for use at such academy.

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