

UNOFFICIAL
Minutes

School Board Meeting
Oak Harbor School District #201
350 S. Oak Harbor St.
June 28, 2010; 6:30 p.m.

The regular meeting of the Board of Directors was held on **Monday, June 28, 2010**. Board president Peter Hunt called the meeting to order at 6:30 p.m. and led the flag salute.

Call to Order

Elected board members Peter Hunt, Corey Johnson, Dave McCool, David Sherman, and Gary Wallin were present. Student Board Member Michelle Maxwell was absent and excused.

Roll Call

MOTION PASSED: Mr. McCool moved to approve the consent agenda items as follows:

Consent Agenda

- 2.01 Minutes of the June 15, 2010 Regular Board Meeting.
- 2.02 Payment of June vouchers as follows: General Fund Accounts Payable vouchers 218520 through 218667, 218836 through 219001; 218762 through 218797; and 218834 through 218835 totaling \$787,558.19; General Fund Payroll vouchers 218798 through 218833 totaling \$2,861,834.26; Capital Projects Fund #0 (Non Bond) vouchers 218668 through 218669; 218672 through 218678, and 219017 totaling \$81,463.30. Capital Projects Fund #1 (Bond) vouchers 218670 through 218671, 219002 through 219016, and 219018 totaling \$1,585,966.60; ASB Fund vouchers 218679 through 218761; 219019 through 219039, and 218835 totaling \$60,025.12; and Trust Fund vouchers 219040 through 219045 totaling \$467.03.
- 2.03 Budget Status Report for May.
- 2.04 Revenue and Expenditure Summary for May.
- 2.05 Personnel Report. **Certificated Staff. Recommendation for Employment: Marc deLeuze**, Pre-Engineering teacher at Oak Harbor High School (effective beginning of 2010-11 school year). **Classified Staff. Recommendation for Employment: Edie Aguon**, Food Service Worker at Clover Valley Campus (effective 9/13/10); **Carolina de Cacho**, Food Service Worker at Oak Harbor Middle School (effective 9/8/10); **Peter Macaluso, Jr.**, temporary General Maintenance Technician (effective 6/21 through 12/31/2010 only).
- 2.06. Student Fee Schedule for 2010-2011.
- 2.07 Learning Resource Cooperative 2010-11 Addendum.
- 2.08 Teaching American History Grant Program.
- 2.09 Interlocal Agreement with Skagit/Islands Head Start for Special Education Services.
- 2.10 2010-2011 Highly Capable Student Program Grant Application.
- 2.11 Participation in National School Lunch and Breakfast Programs.
- 2.12 Intergovernmental Agreement for the State Purchasing Cooperative for 2010-2011.
- 2.13 Vacation Cash Out for Melody Matthes.

The motion passed unanimously.

Chuck Krieg signed up to speak but asked to wait until agenda item 7.03 was discussed later in the meeting.

Citizen Input

Dr. Schulte reported that the National Science Foundation had selected Nicola Wethall to receive a Presidential Award for Excellence in Mathematics and Science Teaching. Each awardee will receive a citation signed by President Obama, a \$10,000 award, and a trip to the White House for the recognition ceremony.

Superintendent's Report

Dr. Schulte introduced the new Director of Special Programs, Janice Gaare. He also introduced the new education reporter for the Whidbey News-Times, Katie McVicker. She is a recent UW graduate.

A supplemental payment from the Department of Defense was received this past week in the amount of \$438,098.61. The amount budgeted for this payment was \$500,000 so the district did not receive as much as expected. This money will go into the Capital Projects Fund #1.

Bruce Worley presented a plaque that was received from the Risk Management Pool for OHSD achieving a perfect score for the 2009 athletic liability risk assessment survey. This plaque will be given to Athletic Director Nicki Luper for display.

Plaque from Risk Management Pool

Dr. Lance Gibbon gave an end of the year report on the results from the STAR Reading and Math assessment of grades 1 through 9 students. The Math portion was given three times this year and the Reading portion was given twice in all schools and three times in several of the schools. Results show that almost all grade levels exceeded the expected growth during the testing timeframe. This spring 56 percent of the students tested scored at or above the 50th percentile in Math. In Reading, 53 percent tested scored at or above the 50th percentile. These are based on national averages. Dr. Gibbon responded to questions from the board members.

STAR Progress Report

Mitch Romero summarized the activities of the past month regarding the high school modernization and what will occur during the summer. He indicated that only about 80 percent of the funds reserved for change orders had been used. Whatever funds are left over when the modernization is complete are earmarked for the new Maintenance Building. Dr. Schulte indicated that he had recently toured the A Wing and described classrooms with high ceilings and lots of light, wider hallways, a beautiful library, and an inviting Counseling Center. Mr. Romero responded to questions from the board.

Capital Projects Monthly Report

The next item for discussion was Change Order #13 for the OHHS Bid Package 2 for an upgrade to the irrigation system. There were no questions from the board.

Change Order #13 for OHHS Bid Package 2

MOTION: Mr. Johnson moved to approve Change Order #13 for OHHS Bid Package 2 in the amount of \$144,709.00. **The motion passed unanimously.**

Mr. Hunt announced that discussion of the Change Order #14 was next on the agenda and gave Mr. Krieg the opportunity to speak. He acknowledged receiving the materials he had requested at the last meeting regarding the rejection of tennis court bids. He felt the process followed was questionable and did not follow RCW requirements.

Change Order #14 for OHHS Bid Package 2

Mr. Johnson announced that he would recuse himself from discussion and voting regarding the tennis courts change order.

Mr. Romero answered questions from the board members regarding the change order in the amount of \$639,882 for eight new tennis courts at the high school and the related rejection of bids for this project. He related that in the bid process, the lowest bid came from a contractor who had done work for the district before, work that at times was substandard. However, we were advised we probably did not have sufficient grounds to disqualify the low bidder. Thus we were not legally permitted to award the contract to any other bidder, or to negotiate with any of them to change their bid price. The district consulted with its attorney who indicated it could reject all bids and could negotiate a change order with the OHHS contractor Spee West for this small project (1.5 percent of total construction cost). The Spee West change order is lower than the lowest bid but does not include the lights which were eliminated at the recommendation of Whidbey Island Tennis Association and the Athletic Director. Several small additions were made to the tennis courts that were not in the earlier design.

It was pointed out that rebidding would have cost more money, put the project behind, and there was some concern with having two contractors at the same location.

Board members commented and questioned both Mr. Romero and Dr. Schulte regarding the process. Mr. Krieg was asked if he had any further comments. He again stressed that the RCW states that the lowest bidder can be thrown out. Mr. Krieg believes this low bidder was not responsible and should have been disqualified. The second lowest contractor was well qualified and Spee West had not previously indicated an interest in doing the tennis courts and did not bid them.

Dr. Schulte explained that the district's attorney felt our case wasn't strong enough to disqualify the low bidder. A disqualification could have been challenged, resulting in legal costs and construction delays. Time is of the essence for the tennis team.

MOTION: Mr. McCool moved to approve Change Order #14 for OHHS Bid Package 2 in the amount of \$639,882. **The motion passed with Hunt, McCool, and Sherman voting yes and Wallin voting no** (Johnson had previously recused).

The next item of business was a continuation of the discussion regarding giving a contribution to the Network for Excellence in Washington Schools to help defray expenses in their appeal in the *McCleary* decision regarding full funding of Washington schools. Mr. Hunt suggested that the money could best go to needs of our district. Mr. McCool felt that, even if the lawsuit was successful, he had no idea where the State would get the money to fund it. It was suggested that perhaps a modest sum would show our support for the cause.

Network for Excellence in Washington Schools Request

MOTION: Mr. Johnson moved to give up to \$100 to the Network unless Dr. Schulte finds that it would be perceived as negative because of the sum. **The motion died for lack of a second.**

MOTION: Mr. Johnson moved that a letter of support be written to the Network. **The motion passed unanimously.**

It was confirmed that the board members and Dr. Schulte would not attend the Fall WSSDA Conference in Spokane.

Dr. Schulte reported that the OHEA members had unanimously ratified the OHEA contract which contained the items reported to the board at its June 15 executive session. He recommended that the board approve the contract. Board members lauded both teams for a job well done. Questions were taken from the board.

Ratification of OHEA 2010-2012 Contract

MOTION: Mr. Wallin moved to approve the 2010 – 2012 contract with the Oak Harbor Education Association. **The motion passed unanimously.**

Mr. Hunt recessed the meeting at 8 p.m. and the meeting was reconvened at 8:05 p.m.

Recess/Reconvene

The next order of business was the superintendent's request to extend his contract for one additional year. This would be the only change in the contract. He indicated that he will be starting his 18th year as superintendent. Board members expressed appreciation for his leadership.

Extension of Superintendent's Contract

MOTION: Mr. Johnson moved to approve the Superintendent's contract for 2010-2013. **The motion passed unanimously.**

The Capital Projects Fund worksheets, as well as updated revenue and expenditure worksheets, were presented to the board for questions and comments. CPF #1 does not include voter-approved bonds or related financing sources. The only source of new money is the Department of Defense Supplemental Impact Aid (and minor investment earnings). CPF #2 is funded by voted bonds, state match, and investment earnings. These are the funds for the high school modernization and the conversion of C & D wings to Maintenance, Information Services, and Warehouse. Discussion was held regarding the use of the funds in CPF #2. The board also looked at the updated revenue and expenditure worksheets and the projected Fund Balance. Dr. Schulte indicated that 2010-11 will be the last year that the Fund Balance can be used to offset state and federal budget cuts. The board members will be provided with the budget documents on state forms at the July 26 meeting.

2010-2011 Budget Preparation

There will be no July 12 meeting. The next regular meetings of the board will be July 26, August 9, and August 30.

Upcoming Meetings

The meeting adjourned at 8:30 p.m.

Adjourn

Minutes prepared by Naomi Hanson.