

BOARD OF EDUCATION
SCHOOL DISTRICT NO. 1J, MULTNOMAH COUNTY, OREGON

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RESOLUTION No. 5531

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

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Other Matters Requiring Board Approval

The Superintendent RECOMMENDED adoption of the following items:

Numbers 5532 through 5539

During the Committee of the Whole, Director Esparza Brown moved and Director Bailey seconded the motion to adopt Resolution 5532. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

During the Committee of the Whole, the Board voted unanimously to adopt Resolution 5533 (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

During the Committee of the Whole, Director Kohnstamm moved and Director Rosen seconded the motion to adopt amended Resolution 5534. The motion was put to a voice vote and passed unanimously (7-yes, 0-no), with Student Representative Tran voting yes, unofficial.

Director Bailey moved and Director Anthony seconded the motion to amend Resolution 5534 with the following language under "Recitals":

- E. 1) Opening Rose City Park as a K-5 neighborhood school and establishing its attendance area as: NE 57th Ave from I-84 to NE Halsey Street; NE Halsey from 57th Avenue to 47th Avenue; NE 47th Avenue from Halsey to NE Wisteria Drive; NE Wisteria Drive from 47th to Alameda; NE Alameda to NE 52nd Avenue; NE 52nd Avenue from Alameda to NE Stanton; NE Stanton from 52nd to Sandy Boulevard; NE Sandy Boulevard up to 72nd Avenue; NE 72nd Avenue to Sacramento Street; NE Sacramento Street west to 72nd Drive; NE 72nd Drive to NE Jonesmore; NE Jonesmore from 72nd to 74th; NE 74th Avenue to I-84; I-84 from 74th to 57th.
 - a. The Vietnamese Dual-Language Immersion Program will move to Rose City Park.
- E. 2) b. Students currently enrolled in grades K-4 at Roseway Heights who live in the new Scott boundary will have the right to guaranteed transfer to Scott.
- J. Prior to December 31, 2018, PPS will develop options to be presented to the PPS Board of Directors for increasing enrollment at King K-5 in order to create two robust neighborhood (non-immersion) strands.

Under "Resolution":

- 4. The Board directs the Superintendent to take all necessary steps to implement this resolution, including preserving ACCESS and developing a continuum of TAG services, budgeting for under-enrolled K-5s and K-8s, conducting a comprehensive environmental assessment of Harriet Tubman, designating an articulation path for the Vietnamese Dual-Language Immersion Program, developing a plan to convert Vernon from a K-8 to a K-5 and provide a middle school assignment and developing options for boosting King K-5's enrollment.

Director Anthony moved and Director Moore seconded the motion to add the following language in Recital K of Resolution 5534: "heavy metals, cadmium, zinc, copper and iron oxide.

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During the Committee of the Whole, Director Bailey moved and Director Anthony seconded the motion

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Attachment "A" to Resolution 5532

Contract Extension Agreement

Between

And

The 2015-2017 Agreement between PPS and the PBA shall be extended for one year. The new expiration date of the Agreement shall be December 31, 2018. (This Contract Extension shall be attached as Appendix F)

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V. This Agreement constitutes the entire understanding between the parties for the term of the Agreement. This Agreement may only be modified by a signed writing by both parties.

VI. This Agreement will be governed by the laws of the State of California.

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Wage Schedule

APPENDIX A

Current July 1, 2018

APPENDIX B

Current July 1, 2018

	Current	July 1, 2018
Lead Mechanic	\$30.18	\$31.09
Mechanic	\$29.30	\$30.18
Service Man	\$24.01	\$24.73
Shop Assistant	\$18.25	\$18.80

APPENDIX C

Current July 1, 2018

	Current	July 1, 2018
Chief Engineer	\$31.22	\$32.07
Assistant Engineer	\$29.23	\$29.88
Production Manager	\$29.23	\$29.88
Producer	\$29.23	\$29.88
Master Control	\$29.23	\$29.88
Operator	\$20.00	\$20.60
TV Technician	\$17.47	\$17.99
Production Assistant	\$14.98	\$15.43
Step 5	\$22.48	\$23.15
Step 4	\$20.23	\$20.84
Step 3	\$17.97	\$18.51
Step 2	\$15.72	\$16.19
Step 1	\$12.46	\$12.96

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RESOLUTION No. 5533

2017-19 Service Employees International Union Contract

RECITALS

Pursuant to the ORS 332.075(3) and the Public Employee Collective Bargaining Act, (ORS 243.650-243.782), a tentative agreement for the July 1, 2017 through June 30, 2019 contract has been reached between Multnomah County School District #1J (District) and Service Employees International Union (SEIU) Local 503 and is recommended to the District's Board of Education for its consideration and

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**RESOLUTION No. 5534
(Modifies Resolution 5528)**

Feeder Pattern and Attendance Area Changes for Harriet Tubman & Roseway Heights Middle Schools (Madison, Grant, and Grant/Jefferson Clusters)

RECITALS

- A. Under Resolution #5308 in 2016, the Portland Public Schools Board of Directors directed the Superintendent to open Roseway Heights and Harriet Tubman Middle Schools in the 2017-18 school year, later amended to the 2018-19 school year.
- B. This resolution results in the establishment of Harriet Tubman Middle School as a 6-8 school beginning in the year 2018-19 by:
 - 1) Establishing Boise-Eliot/Humboldt, Sabin, Irvington, and Martin, Luther, King Jr as K-5 feeders to Harriet Tubman
 - a. Enrolling current students in grades 5-7 from the above named feeders at Harriet Tubman Middle School beginning in 2018-2019
 - 2) Establishing Harriet Tubman's attendance boundary as corresponding to those of its K-5 feeder pattern
 - 3) Establishing Harriet Tubman within the feeder pattern to the high school dual assignment zone of Grant/Jefferson.
- C. This recommendation supports enrollment balancing among the Harriet Tubman K-5 feeders by:
 - 1) Reconfiguring Martin Luther King, Jr. from a K-8 to a K-5 school beginning in the year 2018-19.
 - 2) Reconfiguring Irvington from a K-8 to a K-5 school beginning in the year 2018-19.
 - a. Expanding its attendance area through a boundary change that assigns the area north of I-84 and west of 28th (currently a portion of Beverly Cleary) to Irvington
Current students in grades 4-7 at Beverly Cleary who live in the boundary area shifting to Irvington may remain at Beverly Cleary. These students will have the guaranteed right to transfer to Harriet Tubman Middle School for grades 6-8.
 - 3) Reconfiguring Sabin from a K-8 to a K-5 school beginning in the year 2018-19.
 - a. Reconfiguring Boise-Eliot/Humboldt from a K-8 to a K-5 school beginning in the year 2018-19.
- D. This recommendation results in the establishment of Roseway Heights Middle School as a 6-8 school beginning in the year 2018-19 by:
 - 1). Establishing Vestal, Scott, Jason Lee, and Rose City Park as K-5 feeders to Roseway Heights
 - a. Enrolling current students in grades 5-7 of Vestal, Scott, and Jason Lee at Roseway Heights Middle School beginning in 2018-2019. Current students in grades 5-7 at Roseway Heights K-8 will remain at Roseway Heights 6-8.

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- 2). Establishing Roseway Heights's attendance boundary as corresponding to those of its K-5 feeder pattern: Lee, Rose City Park, Scott and Vestal
 - 3) Establishing Roseway Heights within the feeder pattern to Madison High School.
- E. This recommendation supports enrollment balancing among the Roseway Heights K-5 feeders by:
- 1) Opening Rose City Park as a K-5 neighborhood school and establishing its attendance area as: NE 57th Ave from I-84 to NE Halsey Street; NE Halsey from 57th Avenue to 47th Avenue; NE 47th Avenue from Halsey to NE Wisteria Drive; NE Wisteria Drive from 47th to Alameda; NE Alameda to NE 52nd Avenue; NE 52nd Avenue from Alameda to NE Stanton; NE Stanton from 52nd

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- F. Overcrowding relief will be provided to Beverly Cleary K-8 by decreasing its attendance area
 - 1) Current students in grades K-3 at Beverly Cleary who live in the boundary area shifting to Irvington Elementary School will enroll at Irvington Elementary School in fall 2018 and will attend Harriet Tubman Middle School; they will be in the Grant and Jefferson high school dual enrollment area
 - 2) Current grades K-3 students at Beverly Cleary who live in the Rose City Park boundary change area will enroll at Rose City Park Elementary School in fall 2018 and will feed into Roseway Heights Middle School and Madison High School
- G. All boundary changes will follow the implementation practice described in policy 4.10.045-P, and will begin at the start of the 2018-2019 school year, with the exception of the high school change which will begin in 2019, and the boundary changes for Beverly Cleary, which need to happen immediately due to overcrowding.
- H. To better serve students who qualify for Talented and Gifted services, PPS will:
 - 1) For the 2018-19 school year, relocate ACCESS Academy to a bridge or permanent facility or facilities with a capacity for about 350 students for the 2018-19 school year
 - 2) Develop a complementary district-wide TAG program to serve students in neighborhood schools, including a system to screen and identify all PPS students in need of TAG services so the full spectrum of diverse learners can receive TAG services. The Superintendent will determine the timeline for development and implementation.
- I. Prior to December 31, 2018, PPS will designate a middle school assignment for Vernon middle grade students. PPS will provide a report to the Board on the cost to make the necessary facility improvements to open up usable space at Beaumont Middle School.
- J. Prior to December 31, 2018, PPS will develop options to be presented to the PPS Board of Directors for increasing enrollment at King K-5 in order to create two robust neighborhood (non-immersion) strands.
- K. On an expedited basis, the community and board will receive a comprehensive health and safety assessments for Harriet Tubman School, including testing for lead, radon, asbestos, diesel particulates, visible mold, heavy metals, cadmium, zinc, copper, iron oxide, and carcinogens. In addition, new testing will be performed, as needed, for interior and exterior air quality. Results will be publicly available. All air quality testing should follow, at a minimum, all appropriate state and federal protocols. It is expected that external testing for air quality will be done on weekdays during the hours when students are typically on school grounds, such as before and after school and during lunchtime. Any remediation or corrective action measures should, at a minimum, follow appropriate state and federal protocols, and be shared publicly.

Initial staff assessment at this time indicates that there are no insurmountable health and safety impediments to opening Harriet Tubman. If the ongoing comprehensive environmental assessments shows significant, irremediable health or safety risks for students and staff, the Superintendent will conduct contingency planning for an alternative location. District staff will explore and identify an alternative site for a middle school through a process that includes meaningful, consistent, and extensive collaboration with all the affected school communities and full transparency to ensure the most positive outcomes for students.
- L. In consideration of ongoing enrollment imbalances and the need to continue converting K-8s to K-5s and middle schools, and in anticipation of the construction of the rebuilt Kellogg Middle School, the Board asks the Superintendent to present a plan and timeline for completion of the Educational

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Options analysis, including potential changes to the lottery process for focus options; a plan for expanding dual language immersion programs; and a comprehensive redrawing of school boundaries on the east side of the district.

RESOLUTION

1. The Board of Education adopts the above recommendations for feeder pattern and attendance area changes to schools in the Harriet Tubman Middle School catchment and Grant/Jefferson Dual Assignment High School Clusters.
2. The Board of Education adopts the above recommendations for feeder pattern and attendance area changes to schools in the Roseway Heights Middle School catchment and the Madison and Grant High School Clusters.
3. The Board directs the Superintendent to initiate staffing and facility changes, transportation routing, and other operational adjustments to support effective implementation of these attendance area changes.
4. The Board directs the Superintendent to take all necessary steps to implement this resolution, including preserving ACCESS and developing a continuum of TAG services, budgeting for under-enrolled K-5s and K-8s, conducting a comprehensive environmental assessment of Harriet Tubman, designating an articulation path for the Vietnamese Dual-Language Immersion Program, developing a plan to convert Vernon from a K-8 to a K-5 and provide a middle school assignment and developing options for boosting King K-5's enrollment..
5. The Board acknowledges and appreciates the participation of community members and staff throughout the middle school implementation process.

RESOLUTION No. 5535

WITHDRAWN

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RESOLUTION No. 5536

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RESOLUTION No. 5537

Memorandum of Agreement with Portland Association of Teachers

RECITALS

Pursuant to the ORS 332.075(3) and the Public Employee Collective Bargaining Act, (ORS 243.650-243.782), a tentative agreement has been reached between Multnomah County School District #1J (District) and Portland Association of Teachers (PAT) and is recommended to the District's Board of Education for its consideration and approval.

- A. There have been prior disputes between the parties regarding the application of contract language related to the transfer of staff when schools or programs merge or close.
- B. During the Interest Based Bargaining process the parties agreed to clarifications in the contract language.
- C. The District will be creating two new middle schools and making other school/program changes for the 2018-19 year.
- D. The processes for staffing the schools and programs involved must start in the next few weeks.
- E. To avoid further disputes, the parties want to apply the new language to these processes.
- F. The parties have engaged in bargaining and reached the attached Memorandum of Agreement, subject to the approval of the Board.

RESOLUTION

The Board approves the recommended agreement reflected in Attachment A.

L.. Cusack

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Attachment "A" to Resolution No. 5537

Portland Public Schools
Human Resources
501 N Dixon Street • Portland, OR 97227
503.944.3444 • FAX: 503.944.3107
Portland Public Schools is an Equal Opportunity Employer

MEMORANDUM OF AGREEMENT

between
Portland Public Schools
and
Portland Association of Teachers
Interim - School Merger

Background:

KAJ and PJA are currently negotiating a Memorandum of Agreement

2. PPS is in the process of creating two new middle schools for the 2018-19 school year. This process requires initial steps in staffing the schools prior to an anticipated start settlement.

affected staff may begin the process of planning and communication for

Agreement:

Therefore, until a final agreement is executed, the parties agree that the language below will be in effect:

8. In the event of a merger of class conceptual, prevail. Professional educators from the original school of two (2) schools are involved.

current school based on seniority and licensure order. If the

3. A merger causes a school to be reconstituted if two (2) schools are involved.

b. When a middle school is being formed, all the professional educators from the original school of two (2) schools are involved.

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When classes or programs from two (2) or more schools are combined in one school, or a school of educators who have their program, or school closed shall be placed in the school where their program, or class is transferred provided there are sufficient positions available. If there are insufficient positions available, the superintendent shall make every effort to place the affected employees in other schools in the district. If the superintendent is unable to place the affected employees in other schools in the district, the superintendent shall make every effort to place the affected employees in other schools in the district. If the superintendent is unable to place the affected employees in other schools in the district, the superintendent shall make every effort to place the affected employees in other schools in the district.

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RESOLUTION No. 5538

A Resolution authorizing the Multnomah County School District #1J (the "School District") to enter into a Settlement Agreement with Jeanne Windham ("Windham").

RECITALS

- A. Windham asserted a claim for wage and hour violations for back wages, and final paycheck under Oregon law and overtime under FLSA.
- B. The School District disputes Windham's claims and denies all liability, and Windham maintains that the School District is liable on the claims..
- C. Whereas, the School District desires to resolve the dispute and make an Offer of Judgment to pay Windham \$21,344.61 in a lump sum plus Windham's reasonable attorney fees to date in order to avoid the uncertainties, expense, inconvenience, and burdens of further litigation in the Action and Grievances.

RESOLUTION

The School District desires to resolve the dispute and make an Offer of Judgment:

- to pay Windham \$21,344.61 in a lump sum;
- to pay Windham's reasonable attorney fees to date.

RESOLVED this _____ day of _____, 2017.

BOARD OF DIRECTORS OF THE
PORTLAND PUBLIC SCHOOLS
MULTNOMAH DISTRICT 1J

By:

President

Attest:

Board Secretary

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RESOLUTION No. 5539

Minutes

The following minutes are offered for adoption:

October 14, 2017