

Gresham-Barlow



School District

BOARD OF EDUCATION

Local Contract Review Board

AGENDA

July 6, 2017

Board of Education —
LOCAL CONTRACT REVIEW BOARD

July 6, 2017
PUBLIC HEARING – 6:45 p.m.

Public Safety and Schools Building
1331 NW Eastman Parkway, Gresham, OR

I. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

II. ROLL CALL

_____ Carla Piluso, Chair
_____ Kris Howatt, Vice-Chair
_____ Sharon Garner, Director
_____ John Hartsock, Director
_____ Matt O'Connell, Director

_____ Kathy Ruthruff, Director
_____ Blake Petersen, Director
_____ Dr. A. Katrise Perera, Superintendent
_____ Mike Schofield, Chief Financial Officer

III. PUBLIC HEARING

1. Findings of Fact for Special Procurements and Exception from Competitive Bidding Authorizing a Specific Product Specification

IV. ADJOURN LOCAL CONTRACT REVIEW BOARD PUBLIC HEARING

Note: A regularly-scheduled board business meeting will follow at 7 p.m.

GRESHAM-BARLOW SCHOOL DISTRICT
1331 NW Eastman Parkway
Gresham, OR 97030-3825

TO: Board of Directors -
Local Contract Review Board – Public Hearing

FROM: Katrise Perera
Mike Schofield

DATE: July 6, 2017

RE: No. 1 – Special Procurements Authorizing a Specific Product Specification

EXPLANATION: ORS 279C.345 allows the Local Contract Review Board to authorize a specific product specification. The administration has identified four areas where this exemption applies.

1. Installation of lockable door hardware
2. New or updated Heating, Ventilation and Air Conditioning (HVAC) controls
3. Classroom projectors
4. ChromeBooks for instruction

This process is an allowed method of procurement by Oregon Revised Statutes (ORS) and will provide for efficient utilization of existing equipment by acquiring compatible equipment, resulting in substantial cost savings for the district. Also, in most cases, this process is unlikely to encourage favoritism in awarding contracts.

PRESENTER: Mike Schofield

SUPPLEMENTARY
MATERIALS: Findings of Fact dated July 6, 2017.

RECOMMENDATION: Review Findings of Fact dated July 6, 2017

REQUESTED ACTION: Action will be recommended during the board business meeting.

MS:lc

**GRESHAM-BARLOW SCHOOL DISTRICT
LOCAL CONTRACT REVIEW BOARD HEARING**

July 6, 2017

**REVIEW FINDINGS OF FACT FOR SPECIAL PROCUREMENTS and
EXCEPTION from COMPETITIVE BIDDING AUTHORIZING A SPECIFIC
PRODUCT SPECIFICATION**

SITUATION

The design work on many projects approved by voters in November 2016 is well underway. The management team has reviewed a number of systems and has some specific recommendations regarding the following:

1. Type of door hardware for classroom locks
2. Heating, ventilation and air conditioning (HVAC) controls
3. Projectors for classroom use
4. Chromebooks for student use

Historically, public improvement contracts are competitively bid and awarded to the responsible low bidder and such solicitation may not specify particular products or equipment. During recent project coordination meetings the financial and operational benefits to purchase and install specific types of door hardware, HVAC controls, projectors for classroom use and Chromebooks for student use have been discussed. This process involves the selection of the type of door hardware and HVAC controls during the design phase and specifies the selected product and systems in construction documents, which are publicly advertised, for all District buildings. District technology management staff has evaluated selection of projectors for classroom use and Chromebooks for student use. In all cases listed above, use of the same systems throughout the district will make training in the use of the system, maintenance, and replacement much more efficient. The Projects will require tight schedule adherence to resolve issues that could impact timely completion.

Public Agencies that have used this process include:

- Beaverton School District
- Salem-Keizer School District
- Oregon State University

ORS 279C.345 permits the Local Contract Review Board, which for Gresham-Barlow School District is the Board of Directors, to specify particular products or systems upon making certain findings. In doing so, the statute specifically says that the Local Contract Review Board shall: “where appropriate, allow the purchase of products or systems from a particular manufacturer or seller.”

Oregon law and duly adopted resolution of the Gresham-Barlow School District permits the Gresham-Barlow School District Board of Directors, acting as the Local Contract Review Board, to consider and approve specific findings that allow Special Procurements and Exemptions from Competitive Bidding.

The Oregon Public Contracting Rules requires Gresham-Barlow School District to hold a public hearing of the Local Contract Review Board to allow comments and make a final decision on the Gresham-Barlow School District draft findings. Notice of this public hearing must be advertised in at least one trade newspaper of general statewide circulation not less than 14 days prior to the hearing.

Notice of public hearing was advertised in the Daily Journal of Commerce on June 21, 2017.

FINDINGS OF FACT

Project Descriptions

Installation of lockable door hardware in classrooms and other areas staff requested new lockable door hardware.

New or updated HVAC controls which assist GBSB control the temperature and air quality in the schools and administration buildings.

Projectors for classroom instructional use.

Chromebooks for student instructional use successfully implemented in a number of schools.

Rationale

Based upon the above analysis, selection of a particular product or system for door hardware, HVAC controls, projectors and Chromebooks and then specifying the same product or system for all district buildings, qualifies for an exemption from competitive bidding based upon the following findings under ORS 279C.345(2):

Efficient utilization of existing equipment requires acquisition of compatible equipment.

The specification of a product by brand name or mark, or the product of a particular manufacturer or seller, could result in a substantial cost savings.

It is unlikely that the exemption will encourage favoritism in awarding public improvement contracts.

RECOMMENDATION

The Superintendent recommends the Board of Directors, acting in the capacity of the Local Contract Review Board, review and approve the Findings of Fact allowing Special Procurements and Exemptions from Competitive Bidding for door hardware, HVAC controls, projectors and Chromebooks when the administrative project management team believes it is in the best interest of Gresham-Barlow School District.

Board action will occur during the regular board business meeting.