

ROCKFORD BOARD OF EDUCATION
ROCKFORD, ILLINOIS

BOARD
APPROVED
JAN 8 2013

Rockford Public Schools
Administration Building
Tuesday, December 18, 2012

The special meeting of the Rockford Board of Education was called to order by Secretary Lisa Jackson at 6:01 p.m.

Present: President Harmon Mitchell (6:03 p.m.), Vice President Jude Makulec (arr. 6:05 p.m.), Secretary Lisa Jackson, Ms. Ronnell Moore, Mr. Kenneth Scrivano, Mr. Tim Rollins, Mrs. Powers

Absent: None

Motion by Mr. Rollins seconded by Mr. Scrivano that the Board **hold** an executive session to consider the discipline of students; or other matters provided for pursuant to §2 (c) of the Open Meetings Act.

Yeas: 5

Nays: 0

Absent: 2

Approved: 5-0-2

The Board was in executive session from 6:01 p.m. until 7:10 p.m.

1. Call to Order – *President Harmon Mitchell called the regular meeting of the Rockford Board of Education to order at 7:26 p.m.*
2. Moment of Silence & Pledge of Allegiance
3. Roll Call
Present: President Harmon Mitchell, Vice President Jude Makulec, Secretary Lisa Jackson, Mr. Kenneth Scrivano, Mr. Tim Rollins, Ms. Ronnell Moore, Mrs. Powers
Absent: None
Mr. Mitchell introduced Jefferson High School Technology and Visual Arts students Matthew Doungchandy and Dillon Witt who worked with District staff to operate the broadcasting equipment.
4. Petitions & Communications – *the guidelines were read by Mr. Mitchell.*
None
5. Board Member Comments
Mrs. Powers congratulated East High School E-RABs boys basketball on their win over Hononegah. She also congratulated the Lady Knights of Auburn High School for winning over a well respected team from Chicago. Mrs. Powers also acknowledged on Friday, December 14, 2012, Auburn's varsity leader, Tramel Rideout, broke the record for most points scored in a game. In addition to breaking the record, Tramel is carrying five advance placement (AP) classes.
6. Closed Session Consent Items – Student Discipline
 - A. KR 1 Ten day suspension affirmed
 - B. LW 2 Expelled for the remainder of the 2012/13 school year
 - C. BK 3 Held in abeyance contingent upon a Conditional Probation Agreement
 - D. ES 4 Ten day suspension affirmed
 - E. AW 5 Held in abeyance contingent upon a Conditional Probation Agreement
 - F. AR 6 Ten day suspension affirmed

Motion: by Mr. Scrivano seconded by Ms. Moore to **approve** Closed Session Consent Items – Student Discipline.
Approved: Unanimously
7. Closed Session Consent Items – Conditional Probation Agreements (CPA)
 - A. EB 1
 - B. ER 2
 - C. AG 3

- D. JG 4
- E. AH 5
- F. CJ 6
- G. JP 7
- H. CP 8
- I. NP 9
- J. MR 10
- K. MS 11
- L. KW 12
- M. MM 13
- N. TB 14
- O. JL 15
- P. TJ 16
- Q. RR 17
- R. JC 18
- S. JL 19
- T. RG 20
- U. JL 21
- V. TH 22

Motion: by Ms. Moore seconded by Mr. Rollins to approve Closed Session Consent Items – Conditional Probation Agreements (CPA).

Approved: Unanimously

8. **Action Items**

There were no action items

9. **Other Business/New Business/Agenda Recommendations**

A. ****Approval of Architect Agreement/Contract for Renovations at Auburn, East, and Guilford High Schools; Conklin, Froberg, Johnson, Lathrop, McIntosh, and Spring Creek Elementary Schools**
The Administration has asked the Board to suspend the rules to consider this item.

Motion: by Mr. Scrivano seconded by Mr. Rollins to suspend the rules to consider the Approval of Architect Agreement/Contract for Renovations at Auburn, East, and Guilford High Schools; Conklin, Froberg, Lathrop, Johnson, McIntosh, and Spring Creek Elementary Schools.

Approved: Unanimously

Motion: by Mr. Scrivano seconded by Mr. Rollins to approve item A Approval of Architect Agreement/Contract for Renovations at Auburn, East, and Guilford High Schools; Conklin, Froberg, Lathrop Johnson, McIntosh, and Spring Creek Elementary Schools.

Proposed changes to Conklin, Johnson, Lathrop, are additions for cafeterias and multi-purpose rooms; Froberg will receive additional classroom and cafeteria space, and possibly a computer lab. Spring Creek's front entrance may be redesigned to help with the security of the facility, elevators for ADA compliance, cafeteria expansion, and kitchen remodeling. Mrs. Powers spoke of most Board members meeting with the Administration and Project Management teams; asking questions and receiving the answers needed for this agreement. Mrs. Powers asked for the changes in the final copy of the contract, versus earlier copies that were received. Atty. Bueschel spoke of the changes to the contract; an occurrence fees section was added in the event a dispute went to litigation in which the successful party would receive attorney fees and costs in addition to other relief. Section 7 of the contract was rewritten to place ownership of the design plans and the specifications of the drawings in the District's possession as opposed to the architect's. The District granted back to the architect an unlimited license to use those plans for their purposes, however the plans and documents are the District's. Typographical errors were also corrected. Atty. Bueschel added the changes were not agreed upon until December 17, 2012. Mrs. Powers wished to assure the community and her sub district of the time she spent asking questions, getting information, and receiving the answers she needed. Mrs. Makulec asked Atty. Bueschel to review the legal aspect which allows the District to hire Hagny Architects, LLC, without a bid request or Request for Information (RFI). Atty. Bueschel explained there is a statute in Illinois that deals with public bodies, particularly units of local government of less than 3MM, basically all communities outside of Chicago including school districts. This is a process involving hiring of professionals including architects, etc. One exception are contracts where is it essential for a expediency of under \$25K, the other exception is when a school district has a satisfactory relationship with

one more or more architecture or engineering firms; they may proceed to the selection process as the statute requires. In this case the statutory process was used as a qualification based selection. Atty. Bueschel continued the District compiled a list of contractors who were analyzed in terms of competency and satisfactory compliance with contract obligations. A line of five years going back was drawn because having a contract with a firm that was ten or twelve years old does not support finding there is a satisfactory relationship. Using this as a guideline, ten firms appeared on the list, of those firms, nine have experience in contracts with the District in 2011 and 2012. The tenth firm on the list is from 2009, which was an asbestos abatement project. The appropriate personnel made an analysis and selected firms from the list that they felt were appropriate for this group. Interviews were then conducted and Hagney Architects LLC was chosen as the most suitable for this project. All the prerequisites of the statute regarding the exception were satisfactory relationships. Ms. Jackson commented on the fees and asked if there would be additional costs that were not included on it. Mr. Schmidt spoke of the possibility of reimbursable expenses; however there may be some in the event of special Board, Operations and/or community meetings. The expenses could include some design services; these are listed in the contract and it is not an open ended item. The \$39MM does not include escalation or contingencies

Mr. Mitchell called for the vote.

Approved: Unanimously

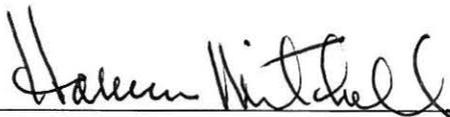
B. Ms. Jackson asked for information regarding the outsourcing of crossing guards. Mr. Schmidt submitted a Request for Information (RFI) for this, however, currently the information is under review. Ms. Jackson also asked for a detailed zone report. This should be completed for the February Operations Committee meeting. Mrs. Powers asked for an updated Operations Committee calendar. She also asked for a better understanding of building protocol from a security standpoint and would like an update in the first quarter of 2013. Ms. Jackson requested the results and a presentation of the Community Input Committee's survey of minority teachers. Mrs. Makulec added the Education Committee is updating its agenda for the upcoming year. If any Board members have items for the committee, please e-mail those to Mrs. Makulec.

Motion: by Ms. Jackson seconded by Mrs. Makulec for the Board to adjourn.

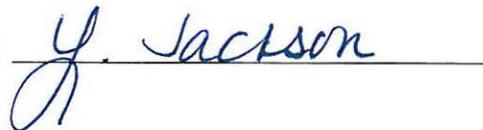
Approved: by voice vote.

Board at adjourned 7:58 p.m.

President:



Secretary:



Approved:

/lf

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