

The Kalida Board of Education met in special session on the 7th day of May, 2009 at 7:00 a.m. in the Superintendent's Office.

The meeting was called to order by the President and on the roll the following members were: Mr. Laudick, present; Mrs. Osterhage, present; Mr. Stechschulte, present; Mr. Turnwald, present; Mr. Wehri, present.

The Pledge of Allegiance was said at this time followed by an invocation given by the President.

EXECUTIVE SESSION 2009-066

Mr. Wehri motioned to go into executive session at 7:03 a.m. to discuss the employment of personnel. Mr. Stechschulte seconded the motion and the roll being called upon for its adoption resulted as follows: Mr. Laudick, yes; Mrs. Osterhage, yes; Mr. Stechschulte, yes; Mr. Wehri, yes; Mr. Turnwald, yes. Vote unanimous. Motion carried.

7:08 a.m. Let it be noted no action was taken in executive session.

SUPPLEMENTAL POSITION ADVERTISEMENT 2009-067

Mr. Stechschulte motioned to approve the following resolution:

**RESOLUTION TO ADVERTISE COACHING POSITION
TO NON-LICENSED INDIVIDUALS
(O.R.C. §3313.53)**

WHEREAS, the head coaching position for the District's varsity boys basketball team (hereinafter referred to as "the Coaching Position") is currently vacant; and

WHEREAS, the Board desires to employ an individual to the Coaching Position; and

WHEREAS, the Board has offered the Coaching Position to licensed employees of the District; and

WHEREAS, all of the licensed employees of the District who applied for the Coaching Position withdrew their applications; and

WHEREAS, the Board then advertised the Coaching Position as available to any licensed individual who is qualified to fill it and who is not employed by the Board; and

WHEREAS, all of the licensed individuals not employed by the Board who applied for the Coaching Position are not qualified to fill it; and

WHEREAS, pursuant to O.R.C. §3313.53, the Board is authorized to employ a non-licensed individual to the Coaching Position, provided that such individual holds a valid pupil-activity program permit issued by the State Board of Education; and

WHEREAS, the Board desires to advertise the Coaching Position as available to any non-licensed individual who is qualified to fill it and who holds a valid pupil-activity program permit issued by the State Board of Education.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Kalida Local School District, Putnam County, Ohio, that:

Section 1: The Board hereby determines and declares that no licensed employee of the District qualified to fill the Coaching Position has accepted it.

Section 2: The Board hereby determines and declares that no licensed individual who is qualified to fill the Coaching Position and who is not employed by the Board has applied for and accepted the Coaching Position.

Section 3: The Board hereby authorizes and directs the Superintendent to advertise the Coaching Position as available to any non-licensed individual who is qualified to fill it and who holds a valid pupil-activity program permit issued by the State Board of Education, and to take all other actions necessary to employ such an individual to the Coaching Position.

Section 4: It is found and determined that all formal actions of the Board concerning and relating to the adoption of this Resolution were adopted in an open meeting of the Board, and all deliberations of the Board and of its committees that resulted in such formal action were in meetings open to the public or otherwise in compliance with all legal requirements.

Mr. Wehri seconded the motion and the roll being called upon for its adoption, all members were in favor. Vote unanimous. Motion carried.

REJECT BIDS AND DECLARE URGENT NECESSITY 2009-068

Mr. Wehri motioned to approve the following resolution:

**REJECTING BIDS RECEIVED FOR
TECHNOLOGY AND EDUCATIONAL VIDEO EQUIPMENT,
DECLARING URGENT NECESSITY AND WAIVING COMPETITIVE BIDDING FOR
THESE ITEMS AND AUTHORIZING COMPETITIVE PROPOSALS FOR THE SPECIFIED WORK**

WHEREAS, the Board of Education of the Kalida Local School District (the "Board") is a participant in the Classroom Facilities Assistance Program of the Ohio School Facilities Commission ("OSFC") and through that program plans to construct an addition to the new elementary school to include educational space for middle and high school programs, creating a combined K-12 facility for the District (the "Project"); and

WHEREAS, bids were solicited, following the competitive bidding requirements outlined in Ohio Revised Code Section 3313.46 for school districts, for technology equipment and educational video equipment, and a total of three bids were received on April 30, 2009, for these two bid packages; and

WHEREAS, the apparent low bidder for the educational video equipment withdrew its bid due to an omission of work from the bid amount, and the two remaining bids both exceeded the published construction cost for the work by more than 10%; and

WHEREAS, Ohio Revised Code Section 153.12 mandates that a contract cannot be awarded for work if the apparent low bid exceeds the construction budget for the project by more than 10%; and

WHEREAS, the Superintendent has reviewed the situation with the Construction Manager and recommends that the Board declare an urgent necessity, waive competitive bidding, and authorize the Superintendent and Treasurer to work with the Construction Manager to solicit competitive cost proposals from the companies that requested contract documents for the project and other qualified companies capable of providing the specified work, so that the equipment can be installed and the school building ready for use and occupancy no later than mid-June 2009 as planned by the Board to prepare the classroom spaces for the 2009/2010 school year; to review the proposals received; and to bring a recommendation to the Board at its meeting on May 20, 2009, for award of one or more contracts for the specified work to the company or companies submitting the lowest responsible proposal; and

WHEREAS, the Board believes that it is in the best interest of the District's educational program to proceed as expeditiously as possible with the procurement and installation of the technology equipment and educational video equipment so that the building will be available for use no later than mid-June 2009; and

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Kalida Local School District as follows:

1. The Board rejects the bids received for Bid Packages 11 (Technology Equipment) and 12 (Educational Video Equipment), as required by Ohio Revised Code Section 153.12. The bids received for both packages exceeded the published estimates by more than 10%.
2. Based upon the Superintendent's recommendation with respect to the procurement of the technology equipment and the educational video equipment specified for the Project, the Board declares an urgent necessity, pursuant to the authority granted to the Board in Ohio Revised Code Section 3313.46, and waives competitive bidding for these items so that the equipment can be installed and the building ready for use and occupancy as required to maintain the schedule established for the Project.
3. The Board authorizes the Superintendent, working with the Construction Manager, to solicit competitive cost proposals from those companies that obtained copies of the contract documents during the bid period and others that are qualified to provide and install the specified equipment, and to bring a recommendation to the Board for award of one or more contracts to the lowest responsible bidder or bidders for the specified equipment items.
4. All of the foregoing authorizations are subject to the approval of the Ohio School Facilities Commission.

Mrs. Osterhage seconded the motion and the roll being called upon for its adoption, all members were in favor. Vote unanimous. Motion carried.

ACCEPT BIDS AND AWARD CONTRACTS 2009-069

Mr. Stechschulte motioned to approve the following resolution:

AWARDING LOOSE FURNISHINGS CONTRACTS FOR THE ADDITIONS AND ALTERATIONS PROJECT

WHEREAS, bids were received on August 30, 2009, for visual display equipment and loose furnishings specified for the additions and alterations to the existing Kalida High School building (the "Project"); and

WHEREAS, the Construction Manager, together with the Architect, reviewed the apparent low bids submitted, evaluated each of the bids for responsiveness to the specifications, evaluated each bidder for its ability to perform the work specified, and met with the individual bidders to review the scope of work specified for the bid package for which each submitted a bid; and

WHEREAS, the Construction Manager, in consultation with the Architect, prepared a letter summarizing the bid results dated May 7, 2009, a copy of which is attached to this Resolution, with respect to each of the following bid packages identifying the bidder that submitted the lowest responsible bid for each bid package:

CONTRACT	CONTRACTOR	BASE BID
Visual Display Equipment	Tom Sexton & Associates	\$ 73,881.89
Loose Furnishings	Continental Office Environments	\$ 119,277.98

WHEREAS, the Superintendent, based upon the information provided by the Construction Manager and Architect, as described in the bid results summary letter, recommends that the Board award the contracts described above to each of the contractors listed as the lowest responsible bidder for the work specified;

NOW THEREFORE BE IT RESOLVED by the Board of Education of the Kalida Local School District as follows:

1. The contract for each bid package listed above is awarded to the bidder identified in the base bid amount stated, as the lowest responsible bidder for the specified work, based upon the Superintendent's recommendation and the information provided to the Board for its review, including the Construction Manager's letter summarizing the bid results, prepared in consultation with the Architect. Each contract awarded by the Board is subject to the approval of the Ohio School Facilities Commission and is further contingent upon each contractor providing the required documentation and information identified as a condition precedent for contract execution and included in the notice to be issued by the Construction Manager to each company to which the Board is awarding a contract for work.
2. The Superintendent, Treasurer, and Board President are authorized to execute a contract and any required related documentation with each of these bidders in the amount stated in chart set forth above for the Project.

Mr. Laudick seconded the motion and the roll being called upon for its adoption, all members were in favor. Vote unanimous. Motion carried.

INVESTMENT OF FUNDS 2009-070

Mr. Laudick motioned to approve the treasurer to invest money in banks that we have depository agreements with and that either pledge or pool collateral, due to the large amount of money we currently have to invest from the ELPP credit, Elementary Building Levy, and the CFAP project. Mr. Wehri seconded the motion and the roll being called upon for its adoption, all members were in favor. Vote unanimous. Motion carried.

ADJOURNMENT 2009-071

There being no further business, at 7:17a.m. Mrs. Osterhage motioned and Mr. Laudick seconded the motion to adjourn the meeting. When roll was called for its adoption all members were in favor. Vote unanimous. Motion carried.

In Attendance:
Don Horstman
Chris Pfahler
Karl Lammers
Julie Recker
Jeremy Snyder
Kelly Cardinal

Board President

Board Treasurer