

ROCKY RIVER CITY SCHOOL DISTRICT  
**BOARD OF EDUCATION SPECIAL MEETING**  
**July 20, 2020 at 4:00pm**  
On-line Meeting

**AGENDA**

*This meeting is a meeting of the Board of Education in public for the purpose of conducting the School District's business and is not to be considered a public community meeting. There is a time for public participation during the meeting as indicated in the agenda item. In accordance with Bylaw 0169.1: Public Participation at Board Meetings - If a member of the public wishes to submit a question or comment as part of Oral and Written Communications, during the electronic meeting, please type the question or comment into the electronic question box. Thank you.*

- 1. Call to Order**
- 2. Roll Call**
- 3. Resolution to Adopt Agenda**
- 4. Resolution Suspending Requirement for In-Person Meetings under Board Bylaws**

On the recommendation of the Superintendent of Schools and in light of provisions set forth in Amended Substitute House Bill 197 signed by Governor Mike DeWine on March 27, 2020 permitting electronic meetings of public bodies in Ohio, the Rocky River City School District Board of Education hereby: (a) suspends operation of Bylaw 0100's definition of Voting and Bylaws 0166 and 0167 to the extent that they require a board member's physical presence at a meeting to vote and Bylaw 0162 to the extent that it requires physical presence for the purposes of a quorum; (b) determines that this suspension shall take effect immediately to cover the entirety of this meeting from commencement to adjournment, action taken in this resolution, and all action taken during this meeting prior to the passage of this resolution; (c) finds that there are compelling reasons to adopt this suspension; and (d) directs that all other portions of Bylaws 0100, 0162, 0166, and 0167 shall remain in full force and effect.

**5. Oral and Written Communications**

*In accordance with Bylaw 0169.1 Public Participation at Board Meetings, residents, students, staff, and invited guests are welcomed by the President of the Board or the Superintendent to address the Board at this time.*

If a member of the public wishes to submit a question or comment as part of Oral and Written Communications, during the electronic meeting, please type the question or comment into the electronic question box.

**6. Resolution Declaring Urgent Necessity and Waiving Competitive Bidding Requirements for HVAC Safety Improvements Throughout the Rocky River City School District**

**WHEREAS**, in response to risks to our students, staff, and visitors posed by the communicable nature of COVID-19, the Rocky River City School District Board of Education ("Board") wishes to make improvements to its air filtration and air disinfection systems in each of its buildings' HVAC systems including Rocky River High School, Rocky River Middle School, Kensington Intermediate School, Goldwood Primary School, and Beach School (collectively referred to as "HVAC Improvements");

**WHEREAS**, the Board is relying on guidance issued by the Centers for Disease Control and Prevention relating to the use of advanced air filtration systems and ultraviolet germicidal irradiation disinfection systems to create a safer school and work environment for our students, staff, and visitors;

**WHEREAS**, the Board wishes to make the HVAC Improvements immediately to protect the health, safety, and welfare of those individuals currently working in and visiting our buildings as well as for our students, staff, and visitors for 2020-2021 school year;

**WHEREAS**, Ohio Revised Code § 3313.46 allows school districts to waive the competitive bidding requirements for school district purchases in cases of urgent necessity;

**WHEREAS**, it is in the best interests of students, staff, visitors, and the District as a whole, that the HVAC Improvements be completed as soon as possible;

**WHEREAS**, compliance with the statutory procedures for the advertisement of bids would unduly delay the HVAC Improvements and limit the Board's ability to address the risks to our students, staff, and visitors posed by the communicable nature of COVID-19;

**WHEREAS**, the Board believes that there is an urgent necessity to complete the HVAC Improvements immediately to protect the health, safety, and welfare of our students, staff, and visitors;

**WHEREAS**, Trane U.S., Inc. submitted a proposal dated July 13, 2020 for the HVAC Improvements in the amount of \$455,387.51 (attached) with work commencing on July 21, 2020 and completed no later than September 11, 2020 barring unforeseen circumstances; and

**NOW THEREFORE BE IT RESOLVED**, that the Board declares there is an urgent necessity for the HVAC Improvements at Rocky River High School, Rocky River Middle School, Kensington Intermediate School, Goldwood Primary School, and Beach School; and

**BE IT FURTHER RESOLVED**, that the Board finds that compliance with the statutory procedures for the advertisement of bids would delay the critical and immediate need to complete the HVAC Improvements for the reasons set forth in the recitals above; and

**BE IT FURTHER RESOLVED**, that the Board authorizes the Board President and Treasurer to execute a mutually acceptable agreement with Trane U.S., Inc. for the HVAC Improvements set forth in the proposal dated July 13, 2020 in an amount not to exceed \$455,387.51 (attached) without competitive bids, and the Board appropriates the same amount from the District's funds for the purpose of making payment as described herein.

**BE IT FURTHER RESOLVED**, that the Board authorizes the Treasurer to obtain a performance bond for the HVAC Improvements forth in the proposal dated July 13, 2020 from Trane U.S., Inc. in an amount not to exceed \$10,000, and the Board appropriates the same amount from the District's funds for the purpose of making payment as described herein.

**BE IT FURTHER RESOLVED**, that the Board determines that all action taken in connection with this matter, whether at a Board meeting or committee meeting, complied with the Ohio Open Meetings Act and such other applicable law. (Exhibit A)

7. On the recommendation of the Superintendent of Schools, the Rocky River City School District Board of Education hereby approves a recommendation eliminating the all-day kindergarten program option for the 2020-21 school year.

**8. Resolution to Adjourn**