

## ZANESVILLE BOARD OF EDUCATION SPECIAL MEETING

October 8, 2008

Mrs. Stewart called the meeting to order @ 5:30 p.m. Those answering roll call: Mr. Bunting, Mr. Eppley, Mrs. Stewart, Mr. Swope. Mrs. Hoffer was absent

### Reading of Notice

The purpose of the special board meeting is to approve resolutions necessary for the Zanesville City School's construction projects, to change the date of the regularly scheduled October board meeting and any other business which may lawfully be considered at this meeting.

### **#08-912 A Resolution Authorizing The Execution Of A Second Amendment To Agreement For Professional Design Services Between The Zanesville City School District Board Of Education And Stubbs, Addis, Schappa, McDonald Architects, Ltd.**

Mr. Swope moved and Mr. Bunting seconded to approve the following;

BE IT RESOLVED by the Board of Education of Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Approval and Execution of Second Amendment to Professional Design Services Agreement. Subject to the approval of the Ohio School Facilities Commission, the President or Vice-President and Treasurer of this Board are hereby authorized to sign, acknowledge and deliver, in the name of and on behalf of the School District, the Second Amendment to Agreement for Professional Design Services between the School District and Stubbs, Addis, Schappa, McDonald Architects, Ltd. substantially in the form now on file with the Treasurer. The form of the Second Amendment to Agreement is approved with such changes therein that are not materially inconsistent with this Resolution and not substantially adverse to the School District and that are permitted by law and shall be approved by the Treasurer. The approval of such changes, and that such changes are not materially inconsistent with this Resolution and not substantially adverse to the School District, shall be conclusively evidenced by the signing of the Agreement by those officials.

Section 2. Approval and Execution of Related Documents. The President or Vice-President and Treasurer of this Board and the Superintendent, or such other School District officials as shall be designated by those officials, as appropriate, are each authorized and directed to sign any certificates or documents, and to take such other actions as are desirable, advisable, necessary or appropriate, to consummate the transactions contemplated by this Resolution and the Agreement.

Section 3. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 4. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

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Section 5. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Bunting, Mr. Eppley, Mrs. Stewart, Mr. Swope. President declared motion carried.

**#08-913 A Resolution Approving Construction Documents And Authorizing Bidding For The New South Elementary School In Connection With The District's Ohio School Facilities Commission Project.**

Mr. Swope moved and Mr. Bunting seconded to approve the following resolution;

WHEREAS, Stubbs, Addis, Schappa, McDonald Architects, Ltd. and The Quandel Group, have prepared Construction Documents based upon the School District's approved Design Development Documents, Project Schedule and Detailed Estimate of Construction Cost for the School District's New South Elementary School as part of the School District's Ohio School Facilities Commission Classroom Facilities Assistance Program Project; and

WHEREAS, the Board has reviewed the Construction Documents and deems them proper in all respects;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Approval of Construction Documents. The Construction Documents referred to in the preambles to this Resolution are hereby approved in substantially the form presently on file with the Board of Education, subject to approval by the Ohio School Facilities Commission. Failure of the Commission to grant its final approval shall cause the Board of Education's approval to become null and void.

Section 2. Authorization of Bidding. The Board of Education authorizes the commencement of the bidding process for the work referred to in the preambles to this Resolution in accordance with Ohio Revised Code Sections 3313.46 and 3318.10.

Section 3. Certification of Resolution. The Treasurer of this Board is directed to certify a copy of this Resolution to the Ohio School Facilities Commission.

Section 4. Approval and Execution of Related Documents. The President or Vice-President and Treasurer of this Board and the Superintendent, or such other School District officials as shall be designated by those officials, as appropriate, are each authorized and directed to sign any certificates or documents, and to take such other actions as are desirable, advisable, necessary or appropriate, to consummate the transactions contemplated by this Resolution.

Section 5. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all

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deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 6. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 7. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Eppley, Mrs. Stewart, Mr. Swope, Mr. Bunting. President declared motion carried.

**#08-914 A Resolution Declaring A Single Source For The Access Controls**

Mr. Eppley moved and Mr. Swope seconded to approve the following resolution;

WHEREAS, Section 3313.46 of the Revised Code requires boards of education to advertise for bids for a period of two weeks when they determine to make certain improvements to school buildings, the cost of which will exceed \$25,000, and to award contracts to the lowest responsible bidders, except in cases of urgent necessity; and

WHEREAS, the District is performing certain facilities improvements including the construction of a new High School and two elementary schools; and

WHEREAS, the Board has been advised that only one vendor exist for access controls to be installed in the North Elementary School, and the Board desires to have the access control system to be uniform in all three new buildings.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Finding of Single Source Necessity. For the aforesaid reasons, this Board hereby finds, determines and declares that a single source exists with respect to the new building access controls, that compliance with the relatively lengthy procedures prescribed by Section 3313.46 of the Revised Code could compromise the educational integrity and mission of the District, and that said Section 3313.46 does not apply to the contract approved in Section 2 herein.

Section 2. Approval of Contract. The President or Vice-President and Treasurer of this Board and the Superintendent, each and all, are hereby authorized and directed to enter into a contract for such locks and to take all other actions necessary and appropriate to carry out the work in accordance with the intentions of this Board as expressed in this Resolution.

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Section 3. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 4. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 5. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 6. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.  
Those voting aye: Mrs. Stewart, Mr. Swope, Mr. Bunting, Mr. Eppley. President declared motion carried.

**#08-915 A Resolution Authorizing The Execution Of A Hazardous Materials Abatement Agreement Between The Zanesville City School District Board Of Education And Gandee & Associates, Inc.**

Mr. Eppley moved and Mr. Bunting seconded to approve the following resolution;  
BE IT RESOLVED by the Board of Education of Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Approval and Execution of Hazardous Materials Abatement Agreement. Subject to the approval of the Ohio School Facilities Commission, the President or Vice-President and Treasurer of this Board are hereby authorized to sign, acknowledge and deliver, in the name of and on behalf of the School District, a Hazardous Materials Abatement Agreement between the School District and Gandee & Associates, Inc. substantially in the form now on file with the Treasurer. The form of the Agreement is approved with such changes therein that are not materially inconsistent with this Resolution and not substantially adverse to the School District and that are permitted by law and shall be approved by the Treasurer. The approval of such changes, and that such changes are not materially inconsistent with this Resolution and not substantially adverse to the School District, shall be conclusively evidenced by the signing of the Agreement by those officials.

Section 2. Approval and Execution of Related Documents. The President or Vice-President and Treasurer of this Board and the Superintendent, or such other School District officials as shall be designated by those officials, as appropriate, are each authorized and directed to sign any certificates or documents, and to take such other actions as are desirable, advisable, necessary or appropriate, to consummate the transactions contemplated by this Resolution and the Agreement.

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Section 3. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 4. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof. Reference to a Section means a section of this Resolution unless otherwise indicated.

Section 5. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mrs. Stewart, Mr. Swope, Mr. Bunting, Mr. Eppley. President declared motion carried.

**#08-916 A Resolution Accepting The Lowest Responsible And Responsive Bid Of Claypool Electric, Inc. For The Electrical Contract For The New High School In Connection With The School District's Ohio School Facilities Commission Project.**

Mr. Swope moved and Mr. Eppley seconded to approve the following resolution;

WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the Electrical contract in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

WHEREAS, The Quandel Group, Inc., Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

WHEREAS, the Construction Manager, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Award of Contract. The bid of Claypool Electric, Inc., in the amount of \$1,947,000.00 is determined to be the lowest responsible and responsive bid for the work described above and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

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Section 2. Notification to Successful Bidder. The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

Section 3. Return of Bid Security to Unsuccessful Bidders. The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

Section 4. Approval of Contract. The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 6. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

Section 7. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 8. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 9. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Swope, Mr. Bunting, Mr. Eppley, Mrs. Stewart. President declared motion carried.

**#08-917 A Resolution Accepting The Lowest Responsible And Responsive Bid Of Guttridge Plumbing, Inc. Construction For The Combined Plumbing & HVAC Contract For The New High School In Connection With The School District's Ohio School Facilities Commission Project.**

Mr. Eppley moved and Mr. Bunting seconded to approve the following resolution;

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WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the combined plumbing & HVAC contract in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

WHEREAS, The Quandel Group, Inc., Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

WHEREAS, the Construction Manager, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Award of Contract. The bid of Gutridge Plumbing, Inc., in the amount of \$5,324,215.00 is determined to be the lowest responsible and responsive bid for the work described above and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

Section 2. Notification to Successful Bidder. The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

Section 3. Return of Bid Security to Unsuccessful Bidders. The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

Section 4. Approval of Contract. The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 6. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

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Section 7. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 8. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 9. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Bunting, Mr. Eppley, Mrs. Stewart, Mr. Swope. President declared motion carried.

**#08-918 A Resolution Accepting The Lowest Responsible And Responsive Bid Of Farnham Equipment Company For The Casework Contract For The New High School In Connection With The School District's Ohio School Facilities Commission Project.**

Mr. Eppley moved and Mr. Bunting seconded to approve the following resolution;

WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the Casework contract in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

WHEREAS, The Quandel Group, Inc., Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

WHEREAS, the Construction Manager, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Award of Contract. The bid of Farnham Equipment Company, in the amount of \$796,998.00 is determined to be the lowest responsible and responsive bid for the work described above and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

Section 2. Notification to Successful Bidder. The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.



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Section 3. Return of Bid Security to Unsuccessful Bidders. The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

Section 4. Approval of Contract. The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 6. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

Section 7. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 8. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 9. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Eppley, Mrs. Stewart, Mr. Swope, Mr. Bunting. President declared motion carried.

**#08-919 A Resolution Accepting The Lowest Responsible And Responsive Bid Of Central Fire Protection Company, Inc. For The Fire Protection Contract For The New High School In Connection With The School District's Ohio School Facilities Commission Project.**

Mr. Eppley moved and Mr. Swope seconded the following resolution;

WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the Fire Protection contract in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

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WHEREAS, The Quandel Group, Inc., Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

WHEREAS, the Construction Manager, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Award of Contract. The bid of Central Fire Protection Company, Inc., in the amount of \$307,225.00 is determined to be the lowest responsible and responsive bid for the work described above and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

Section 2. Notification to Successful Bidder. The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

Section 3. Return of Bid Security to Unsuccessful Bidders. The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

Section 4. Approval of Contract. The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 6. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

Section 7. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all

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deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 8. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 9. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Stewart, Mr. Swope, Mr. Bunting, Mr. Eppley. President declared motion carried.

**#08-920 Resolution Accepting The Lowest Responsible And Responsive Bid Of Robertson Construction Services, Inc. For The General Trades Contract For The New High School In Connection With The School District's Ohio School Facilities Commission Project.**

Mr. Bunting moved and Mr. Swope seconded to approve the following resolution;

WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids for a period of two or more weeks, this Board received competitive bids for the General Trades contract in connection with the School District's Ohio School Facilities Commission Project (the "Project"); and

WHEREAS, The Quandel Group, Inc., Construction Manager for the Project, has prepared a revised estimate of the basic Project costs based on the lowest responsible and responsive bid received; and

WHEREAS, the Construction Manager, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, have recommended the award of the bid package referenced in the heading of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Award of Contract. The bid of Robertson Construction Services, Inc., in the amount of \$10,099,000.00 is determined to be the lowest responsible and responsive bid for the work described above and is accepted by this Board, subject to the approval of the Ohio School Facilities Commission (the "Commission").

Section 2. Notification to Successful Bidder. The Treasurer is authorized and directed to give written notice of the acceptance to the successful bidder at the address specified on the bid form submitted by that bidder.

Section 3. Return of Bid Security to Unsuccessful Bidders. The Treasurer is authorized and directed to return the bid guaranty submitted by each unsuccessful bidder to such bidder.

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Section 4. Approval of Contract. The President or Vice-President, Superintendent and Treasurer of this Board are authorized and directed to execute, on behalf of this Board, a contract with the successful bidder substantially in the form set forth in the Project Manual. That contract is approved, together with any changes or amendments that are not inconsistent with this Resolution and not substantially adverse to the School District and that are approved by the Treasurer on behalf of the School District, all of which shall be conclusively evidenced by the signing of the contract or amendments to the contract by the President or Vice-President, Superintendent and Treasurer of this Board.

Section 5. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 6. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

Section 7. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 8. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

Section 9. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mrs. Stewart, Mr. Swope, Mr. Bunting, Mr. Eppley. President declared motion carried.

**#08-921      Change of October Regular Board Meeting**

Mr. Swope moved and Mr. Eppley seconded that the regular board meeting scheduled for October 9, 2008 at 5:30 be moved to October 30, 2008 at 5:30 in the administration building.

Those voting aye: Mr. Swope, Mr. Bunting, Mr. Eppley, Mrs. Stewart. President declared motion carried.

**#08-922      A Resolution Rejecting All Masonry Bids For The New High School In Connection With The School District's Ohio School Facilities Commission Project and Authorizing The Resolicitation Of Bids For That Work.**

Mr. Swope moved and Mr. Bunting seconded to approve the following resolution;

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WHEREAS, pursuant to Sections 3313.46 and 3318.10 of the Revised Code, after advertising for bids, this Board received competitive bids for the masonry contract in connection with the School District's Ohio School Facilities Commission Project; and

WHEREAS, after review and consideration of those bids, and upon the recommendation of The Quandel Group, Construction Manager for the Project, and Stubbs, Addis, Schappa, McDonald Architects, Ltd., Architect for the Project, this Board finds that it is necessary and proper to reject all masonry bids and re-advertise for bids;

NOW, THEREFORE, BE IT RESOLVED by the Board of Education of the Zanesville City School District, Muskingum County, Ohio, that:

Section 1. Rejection of Bids. All masonry bids received for the new High School are hereby rejected by this Board.

Section 2. Modification of Plans and Advertising for Bids. Subject to the approval of the Ohio School Facilities Commission (the "Commission"), the Architect and Construction Manager for the Project are hereby authorized and directed to make any modifications in the plans, specifications and estimate of costs as may, in their judgment, be necessary and proper to assist the Board in receiving the lowest responsive and responsible bids for that work. Upon the finalization of those plans, specifications and estimate of costs, the Treasurer is authorized and directed to advertise for bids for that work in accordance with law.

Section 3. Returning Bid Security. The Treasurer is authorized and directed to return the bid security submitted by each bidder that submitted such a rejected bid.

Section 4. Prior Acts Ratified and Confirmed. Any actions previously taken by School District officials or agents of this Board in furtherance of the matters set forth in this Resolution are hereby approved, ratified and confirmed.

Section 5. Certification and Delivery of Resolution. The Treasurer is directed to deliver or cause to be delivered a certified copy of this Resolution to the Commission.

Section 6. Compliance with Open Meeting Requirements. This Board finds and determines that all formal actions of this Board and any of its committees concerning and relating to the adoption of this Resolution were adopted in an open meeting of this Board or committees, and that all deliberations of this Board and any of its committees that resulted in those formal actions were in meetings open to the public, in compliance with the law.

Section 7. Captions and Headings. The captions and headings in this Resolution are solely for convenience of reference and in no way define, limit or describe the scope or intent of any Sections, subsections, paragraphs, subparagraphs or clauses hereof.

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Section 8. Effective Date. This Resolution shall be in full force and effect from and immediately upon its adoption.

Those voting aye: Mr. Eppley, Mrs. Stewart, Mr. Swope, Mr. Bunting. President declared motion carried.

**#08-923 ADJOURNMENT**

Mr. Eppley moved and Mr. Swope seconded that the special meeting be adjourned @ 6:23 p.m.

Those voting aye: Mr. Bunting, Mr. Eppley, Mrs. Stewart, Mr. Swope. President declared motion carried.

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*President*

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*Treasurer*