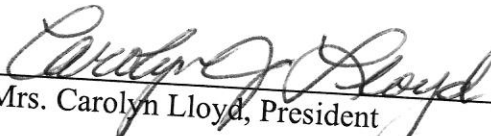


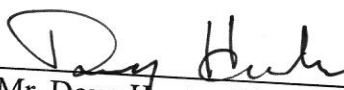
SPECIAL MEETING OF THE
COVINGTON COMMUNITY SCHOOL CORPORATION
BOARD OF SCHOOL TRUSTEES

May 20, 2020

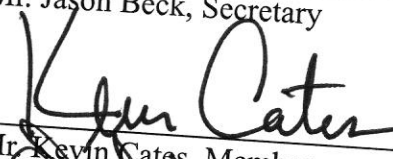
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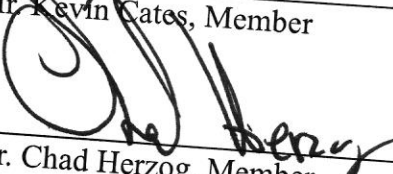

Mrs. Carolyn Lloyd, President


Mr. Doug Hunter, Vice President

Mr. Jason Beck, Secretary


Mr. Kevin Cates, Member

Mr. Chad Herzog, Member


Mr. Chad Herzog, Member

COVINGTON COMMUNITY SCHOOL CORPORATION

Minutes from the Special Meeting
of the Board of Education on
May 20, 2020 by virtual means via Google Meets/Hangouts
Welcoming Statement by Dr. Smith

ROLL:	Mrs. Carolyn Lloyd	Present
	Mr. Doug Hunter	Present
	Mr. Jason Beck	Present
	Mr. Kevin Cates	Present
	Mr. Chad Herzog	Absent

OFFICIAL:	Dr. Kevin Smith, Superintendent	Present
	Mrs. Alison Karrfalt, HS Principal	Absent
	Mr. Trent McCormick, HS Dean of Students	Absent
	Mr. Ryan Sowers, MS Dean of Students	Absent
	Mrs. Michelle Beck, EL Principal	Absent
	Mrs. Trudie Dillon, Business Manager	Absent
	Mr. Stu Weliever, School Attorney	Present

NEWS MEDIA:

GUESTS: Dale Wagner, Gibraltar Design
Brittany Black, Gibraltar Design
Angela Burton, The Stenftenagel Group
Kathy Hunter, Patron

The meeting was called to order by Carolyn Lloyd at 5:30 p.m.

2020-06-062 2020 Facility Improvement Project

Kevin Smith noted that Gibraltar Design was being represented by Dale Wagner and Brittany Black, with Angela Burton representing the Stenftenagel Group. It was noted that Scott Stenftenagel was unable to attend due to his having surgery earlier in the day.

Kevin Smith asked Dale Wagner to review the lowest two bids received on May 13, 2020 for the facility improvement project.

Dale Wagner noted that Kevin P. Sullivan Commercial Construction Company had the lowest combined bid (high school and elementary school) of \$1,008,000; and J. R. Kelly had the next lowest combined bid of \$1,109,000. With the consideration of the three alternate bids (removal of old chalkboards and an alternate design for the high school window curtain) the total bids were:

KPS Commercial Construction Company - \$1,106,100
J.R. Kelly - \$1,155,400

Dale Wagner noted the difference in the bids at \$49,300.

Next, Dale Wagner noted the following, when comparing the two low bids:

1. KPS Commercial Construction Company was not pre – qualified at the time the bids were due.
 - a. This referenced the Indiana statute requirement of a contractor being required to be certified with the state of Indiana to conduct a public works project larger than \$1,000,000.
 - b. During the pre – award phone conference on May 15, 2020 Scott Stenftenagel reviewed this requirement with the KPS Commercial Construction representatives, who indicated they were not previously aware of this requirement, as well as the fact they did not have the certification.

Kevin Smith asked Dale Wagner to confirm receipt of an email from Kevin P. Sullivan Commercial Construction confirming the company had not performed a public works (school project) larger than one million dollars in the past five years. Dale Wagner confirmed he had indeed received such an email, which was dated May 15, 2020, at 10:08 a.m.

- c. The type of work the company has performed leans more towards commercial projects than public works (school) projects.

2. J.R. Kelly met all requirements, including being pre-qualified, per Indiana statute, at the time the bids were due.
 - a. The company has a resume in performing the size and types of projects that align well with the Covington Community School Corporation facility improvement project.

Kevin Smith then asked Stu Weliever, school corporation attorney, to review the options available for the school board to determine a go-forward plan.

Stu Weliever advised the board of Indiana statute 36-1-12-4, in particular:

- Section (8) which states:
 - (A) award the contract for public work or improvements to the lowest responsible and responsible bidder; or
 - (B) reject all bids submitted.
- Section (10) which states:
 - In determining whether the bidder is responsive, the board may consider the following factors:
 - (A) Whether the bidder has submitted a bid or quote that conforms in all material respects to the specifications.
 - (B) Whether the bidder has submitted a bid that complies specifically with the invitation to bid and the instructions to bidders.
 - (C) Whether the bidder has complied with all applicable statutes, ordinances, resolutions, or rules pertaining to the award of a public contract.
- Section (11) which states:
 - In determining whether a bidder is a responsible bidder, the board may consider the following factors:
 - (A) The ability and capacity of the bidder to perform the work.
 - (B) The integrity, character, and reputation of the bidder.
 - (C) The competence and experience of the bidder.

Doug Hunter then made a motion to reject the bid submitted by Kevin P. Sullivan Commercial Construction due to the bid not meeting the requirements of Indiana code 36-1-12-4 as a responsive bid, per Specification 00 0021 00, Paragraph 1.1 and a responsible bidder; and to accept the bid submitted by J. R. Kelly for the performance of work as specified by the design and bid specifications set forth. Jason Beck seconded the motion as presented.

Board President Carolyn Lloyd asked if there was any board discussion prior to putting the motion up for vote.

Ms. Lloyd asked representatives of Gibraltar Design and the Stenftenagel Group to confirm what they recommended the board do at this point of the process.