

The meeting was called to order by Ms. Wedge at 5:30 PM, and the following members were present:

Ms. Sylvia Wedge, Chair	Mrs. Terri Cortvriend, Clerk	Mrs. Marge Levesque
Mr. Richard Carpender, V. Chair	Mr. Jamie Heaney	Mr. Michael Buddemeyer

Also Present: Dr. Lusi, Asst. Supt. Jermain, Ms. Christine Tague, Mrs. Patti Cofield

1. **CHAIRMAN'S REPORT**: Ms. Wedge announced that an Executive Session was held at 6:35 PM regarding litigation and a personnel matter; and no votes were taken. Out of an abundance of caution, Ms. Wedge re-announced the vote of the Executive Session held on June 11, 2008, regarding administrators' contracts. One vote was taken concerning certain contract rights, with unanimity in favor of the motion.
2. **SUPERINTENDENT'S REPORT**: No report.
3. **BUSINESS AGENDA**
 - a) **Bid Protest – Kalwall Window System Contract**. The bid protest was submitted by CEO Bill Tracey of TRAC Builders, Incorporated. He argued that his bid was \$15,000 lower than Martone's, (the company the contract was awarded to), and therefore, TRAC Builders should've been selected. He urged the School Committee to reconsider. Attorney Updegrave asked Mr. Tracey several questions regarding the materials he submitted with his bid and whether or not they responded fully and accurately to the requirements specified. Mr. Tracey argued that in his 20 years of business, he always submitted the documents in question after the bid was awarded. Attorney Updegrave stated that Mr. Tracey did not submit an installer certification from Kalwall or three references attesting to his company's experience with similar jobs, which the invitation to bid required. Mr. Tracey's attorney, Charles Kirwan, spoke in support of his client. Mr. Carpender stated that from his own business experience, if certain documents are required in a bid, and they are not submitted, the bid is disqualified. He stated that the School Committee awarded the contract in good faith, based on the best knowledge they had when the bid was opened. Mr. Buddemeyer agreed, stating that if an RFP asks for certain documents, and they are not submitted, the bid is automatically disqualified. Mr. Heaney also agreed. Mr. Carpender made a motion to ratify the award of the contract to Martone. Seconded by Mrs. Cortvriend. So voted 6-0.
 - b) **Bid Award – Fire Suppression System, PHS**. A motion was made by Mr. Carpender and seconded by Mrs. Cortvriend to award the contract for a fire suppression system at Portsmouth High School to Energy Electric in the amount of \$1,299,500. Dr. Lusi stated that this RFP was rebid because only two bids were received the first time, and the lowest bidder did not supply the requested information. However, only two bids were received the second time, as well. The motion passed 6-0.

- c) **Bid Award – Life Safety Design, PHS.** A motion was made by Mr. Carpender and seconded by Mrs. Levesque to award the contract for the Life Safety Design work at Portsmouth High School to Best Electric in the amount of \$129,794. Mr. Heaney stated that he would abstain because he did pick up the information prior to the meeting. Dr. Lusi reported that four bids were received, and the lowest bidder was eliminated as non-responsive. She stated that the sprinklers need to be in place before the start of school. The motion passed 5-0-1. Mr. Heaney abstained.

A motion was made by Mr. Carpender and seconded by Mrs. Cortvriend to adjourn the meeting. So voted. The meeting adjourned at 6:49 PM.

Respectfully submitted:

Patti Cofield
Recording Secretary for

Terri Cortvriend, Clerk