

_____ moved the adoption:

RESOLUTION NO. 10-17
DIRECTING THE SUPERINTENDANT AND TREASURER TO
WORK WITH THE OSFC TO REPLACE THE HVAC SYSTEM FOR THE
PIONEER CAREER & TECHNOLOGY CENTER

WHEREAS, the Board of Education of the Pioneer Career & Technology Center (the "Board"), in cooperation with the Ohio School Facilities Commission ("OSFC") through its vocational facilities assistance program, had building renovations performed to the Pioneer Career & Technology Center as a part of the Pioneer Career & Technology Center, Phase II Building Renovations Project (the "Project"); **AND**

WHEREAS, the Board has been experiencing failures in the HVAC system installed as a part of the Project; **AND**

WHEREAS, the Board has incurred expense in addressing the HVAC system failures; **AND**

WHEREAS, the OSFC has been attempting to work with the responsible parties to have the HVAC system replaced with equipment from the HVAC system manufacturer to correct the problems; **AND**

WHEREAS, negotiations with the HVAC system manufacturer have been ongoing for a significant period of time with no results; **AND**

WHEREAS, the Board continues to experience HVAC system failures and incur costs in addressing such failures; and, therefore, must take action to ensure that proper HVAC is provided to the Pioneer Career & Technology Center; **AND**

WHEREAS, the Superintendent and Treasurer recommend that the system be replaced with an HVAC system from a different manufacturer so that the Project can obtain a fully functioning HVAC system as originally intended; **AND**

WHEREAS, the Board finds that it is in the best interest of the staff, students, and others using the facility to take action for the purpose of obtaining a fully functioning HVAC system;

NOW THEREFORE BE IT RESOLVED by the Board of Education of the Pioneer Career & Technology Center as follows:

1. The Board directs the Superintendent and Treasurer to work with the OSFC to have the HVAC system for the Project replaced with a functional HVAC system from a manufacturer other than the manufacturer of the currently installed system, and to request that the OSFC pursue litigation against any and all parties responsible for the HVAC system failures to recover the costs for replacing the system, and costs incurred in addressing such failures since the system was installed.

_____ seconded the motion.

VOTE: Ayes:

Nays:

The foregoing is a copy of the action taken by the Board at its meeting on June 19, 2017.

Dated: June 19, 2017

BOARD OF EDUCATION OF THE
PIONEER CAREER & TECHNOLOGY CENTER

Douglas Theaker, Board President

Linda Schumacher, Treasurer

Gregory D. Nickoli
Superintendent

Mary Lee Barr
Director of Business Affairs

Linda K. Schumacher
Treasurer