



ORLEANS PARISH SCHOOL BOARD PUBLIC HEARING

McDonogh #35
1331 Kerlerec Street
New Orleans, LA 70116
June 19, 2012
4:30 PM

Call to Order & Purpose of Hearing

General Counsel Edward Morris

Orleans Parish School Board – Public Hearing on proposed amended Board policy:

➤ **OPSB Policy Amendments**

- Policy E530 – Disadvantaged Business Enterprise (DBE) Program
(amendment to current policy)

Q & A

GUIDELINES FOR PUBLIC PARTICIPATION AT ORLEANS PARISH SCHOOL BOARD MEETINGS

1. During meetings at which public participation is permitted, the Chairperson, assisted by the Parliamentarian, shall administer the Guidelines for Public Participation.
2. The Board shall publish these Guidelines conspicuously at its official website and make them available for review at all public meetings at which public comment will be permitted. Guideline provisions specifically directed to public participants shall be published on the Public Comment Card.
3. Public comment shall be permitted prior to any agenda item requiring a Board vote.
4. Each person shall be permitted to speak for a limited amount of time, not to exceed three minutes, to be established by the Chairperson. The Chairperson shall have the discretion to allow a speaker to continue beyond the allotted time.
5. Participants wishing to address the Board must complete and sign a Public Comment Card and give it to the Board Coordinator prior to the start of the meeting or within one 1/2 hour after the meeting begins. The Board Coordinator will number the cards in the order they are received.
6. When called to speak, each participant must preface his/her comments by stating his/her name, address, and, if applicable, group affiliation.
7. Any group or organization wishing to address the Board shall designate one person to be its spokesperson.
8. Participants shall be as concise as possible and shall limit their comments strictly to the agenda item being addressed, unless otherwise authorized by the Chairperson.
9. All comments shall be directed to the Chairperson. No person may address or question Board members individually.
10. Because of diversity of issues, members of the Board should not respond to public comment on subject matter other than policy. Instead, the Chairperson should refer the issue to the Superintendent or his/her designee for an immediate response or for follow-up.
11. Participants shall not make oral complaints or comments regarding specific or potential Board employees. Complaints or comments regarding specific or potential employees are to be addressed to the Superintendent in writing. Discussions of the character, profession competence, or physical or mental health of an employee shall occur in closed session, unless the employee requests a public discussion.
12. Participants shall not make oral complaints or comments identifying students. Complaints or comments regarding individual students are to be addressed to the Superintendent in writing.
13. Participants shall conduct themselves in a decorous manner and refrain from making comments that are threatening, harassing, abusive, obscene, antagonistic, frivolous, off-topic or otherwise disruptive to the orderly conduct of business.
14. The Parliamentarian may cause to be removed from the meeting any participant who fails or refuses to obey these Guidelines or the Chairperson's directive or who engages in disruptions or disorderly conduct, as authorized by La. R.S. § 42:17(C). Board Security Department and New Orleans Police Department personnel on duty shall carry out any directive to remove a participant from the meeting.
15. As used in these Guidelines, "disruptive or disorderly conduct" means any act which would foreseeably disturb the orderly conduct of a meeting; interference by any spectator or speaker with the right of any other person to lawfully address the Board; and refusal to take a seat or to remain silent when ordered to do so by the Chairperson or Parliamentarian.



E530 - DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM

~~In keeping with current Louisiana State law regarding disadvantaged business programs, the Orleans Parish School Board (OPSB) has developed a Disadvantaged Business Enterprise (DBE) policy which is both race and gender neutral to assist DBE businesses in the metropolitan New Orleans area and throughout the state of Louisiana.~~

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~~The policy offers firms business opportunities in Professional Services, Construction and Goods/Services through its Disadvantaged Business Enterprise (DBE) Program. The goal of OPSB is to provide for maximum practical opportunities for participation in its procurement of construction and goods and services for businesses owned by socially and economically disadvantaged individuals, and for businesses which employ such persons.~~

POLICY STATEMENT:

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~~The Orleans Parish School Board (OPSB) is dedicated to serving our community including small businesses seeking opportunity for growth. The OPSB's Disadvantaged Business Enterprise (DBE) Program is intended to help local and small disadvantaged businesses compete in and obtain OPSB contracts. The OPSB also commits that all DBE certified businesses who apply to be qualified to bid on OPSB contracts are given equal access and assistance to successfully participate in OPSB contracts regardless of race, color, national origin, gender identity, sex, age, disability, marital status, sexual orientation, religion or veteran status.~~

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POLICY RESOLUTION:

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~~NOW, THEREFORE BE IT KNOWN that, in keeping with current Federal and Louisiana State laws regarding disadvantaged business programs, OPSB has adopted the DBE Program as its policy. The goal of OPSB is to provide maximum opportunities for participation in its construction contracts and procurements for goods and services for businesses owned by socially and economically disadvantaged individuals and for businesses employing such persons.~~

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~~BE IT FURTHER KNOWN that, OPSB as a public institution is committed to nondiscriminatory practices in the award and administration of contracts and services and by this policy resolution adopts a DBE participation goal up to 35% (Thirty-five percent) in DBE participation contracts. This DBE Program shall be administered by the "Executive Director" reporting to the OPSB Superintendent.~~

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~~Procedures governing the Disadvantaged Business Enterprise Program are available on our website.~~

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~~(www.nops.k12.la.us).~~

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CONTRACT LANGUAGE ON ALL RFPs:

DISADVANTAGED BUSINESS ENTERPRISE (DBE) PROGRAM

1. DBE Compliance: The requirements of the Orleans Parish School Board's DBE Program apply to this contract. It is the policy of the OPSB to practice nondiscrimination based on social and economic disadvantage, race, color, sex, gender, disability, or national origin. All firms qualifying under this solicitation are encouraged to submit proposals/bids. Award of this contract shall be conditioned upon satisfying the requirements of the DBE Program. A DBE contract goal of percent(%) has been established for this contract. The offeror/bidder shall agree to use its best efforts, as determined by the DBE Executive Director in accordance with the factors set forth in the DBE Program, to meet the contract goal for DBE participation in the performance of this contract.

2. DBE Participation: The offeror/bidder shall be required to submit the following information on the DBE Participation Summary Sheet:
 - a. The names and addresses of all DBE firms that will participate in the contract;
 - b. The dollar amount commitment of the participation of each DBE firm participating in the contract,
 - c. Written confirmation from the named DBE(s), verifying their participation in the contract as provided in the commitments made under (a) and (b) above; and
 - d. If the contract goal is not met, written evidence of best efforts used.

3. Upon receipt of the above-referenced materials, the DBE Executive Director shall then make a determination as to whether the bidder/offeror was responsive as to the DBE contract goal. If it is determined that the bidder/offeror was responsive as to the DBE contract goal, the contract shall be awarded to the apparent lowest responsive bidder. If it is determined that the bidder/offeror was non-responsive to the DBE contract goal, the bid shall be rejected as non-responsive, and the next apparent lowest responsive bidder, as determined by the Department Head along with the Executive Director, shall be required to comply with the procedure set forth herein in this section until the DBE requirements are affirmatively met.

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