

San Dieguito

Union High School
District

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Board of Trustees:

Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

Superintendent:

Peggy Lynch, Ed.D.
(760) 943-3501 FAX

Canyon Crest Academy
Carmel Valley MS
Diegueno MS
Earl Warren MS
La Costa Canyon HS
North Coast Alternative HS
Oak Crest MS
San Dieguito Adult Education
San Dieguito HS Academy
Sunset HS
Torrey Pines HS

SAN DIEGUITO UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES

SPECIAL BOARD MEETING

AGENDA

THURSDAY, JANUARY 24, 2008
1:00 PM

DISTRICT OFFICE SMALL BOARD ROOM
710 ENCINITAS BLVD., ENCINITAS, CA. 92024

A Special Meeting of the San Dieguito Union High School District Governing Board of Trustees has been called for Thursday, January 24, 2008, at 1:00 PM, at the location stated above.

PRELIMINARY FUNCTIONS

1. CALL TO ORDER

DISCUSSION / ACTION ITEM

2. ADOPTION OF RESOLUTION FOR EMERGENCY WAIVER – PUBLIC PROJECT

It is recommended the Board of Trustees adopt the attached Resolution for Emergency Waiver constituting an emergency condition and requesting proper repair or replacement of waterline pipe and restoration of excavated areas at Oak Crest Middle School

Motion by _____, second by _____, to adopt the attached resolution as written.

CLOSED SESSION

3. Closed Session to consider personnel issues, pursuant to Government Code Sections 11126 and 54957; limited to consideration of appointment, employment, evaluation of performance, discipline/release, dismissal of a public employee or to hear *complaints or charges brought against such employee by another person or employee unless the employee requests a public session.*
4. REPORT OUT OF CLOSED SESSION
5. ADJOURNMENT OF MEETING

In compliance with the Americans with Disabilities Act, if you need special assistance, disability-related modifications, or accommodations, including auxiliary aids or services, in order to participate in the public meetings of the District's Governing Board, please contact the office of the District Superintendent at (760) 943-3501. Notification 72 hours prior to the meeting will enable the District to make reasonable arrangements to ensure accommodation and accessibility to this meeting. Upon request, the District shall also make available this agenda and all other public records associated with the meeting in appropriate alternative formats for persons with a disability.

San Dieguito Union High School District

INFORMATION REGARDING BOARD AGENDA ITEM

TO: BOARD OF TRUSTEES

DATE OF REPORT: January 16, 2008

BOARD MEETING DATE: January 24, 2008

PREPARED BY: Eric R. Dill, Exec. Director, Business
Stephen G. Ma, Assoc. Supt., Business

SUBMITTED BY: Peggy Lynch, Ed.D.
Superintendent

SUBJECT: ADOPTION OF RESOLUTION FOR
EMERGENCY WAIVER – PUBLIC PROJECT

EXECUTIVE SUMMARY

The Board of Trustees has been previously contacted regarding the need to grant an Emergency Waiver to enter into a contract for repair work of a broken water pipe at Oak Crest Middle School. This Emergency Waiver, which must be unanimously approved, is required to allow the District to conduct the emergency repairs of an immediately hazardous situation without advertising for or inviting bids.

The District contracted with Brevig Plumbing to accomplish repairs and replacement of leaking waterline pipe including excavation of dirt and respective backfill during Winter Break at Oak Crest Middle School at an estimated repair cost of \$7,250.00. Once repairs began, the apparent damage was more extensive than originally believed, thus increasing the cost of the repair to approximately \$20,120.00. This cost is in excess of the \$15,000 bid limit for public works contracts.

The original water leak and subsequent excavation coupled with the seasonal rains have caused unsafe erosion, watershed, and earth subsidence on the affected hillside between the school's parking lot and athletic fields. Additionally, portions of the excavation and trenching are located in an area that is highly trafficked by students in physical education classes and extra-curricular activities and also the primary area where students walk to avoid vehicular traffic before and after school. While we are taking precautions to supervise and safeguard students in this area, it is also exposed to the public during weekend & evening facility use rentals.

Work was stopped while we investigated our options and worked with the San Diego County Office of Education to determine how we could proceed with repairs given the increased cost

arising from the unforeseen conditions. Upon confirmation that the Board of Trustees was in favor of adopting the Emergency Waiver Resolution, SDCOE granted preliminary approval to proceed with repairs. Upon adoption, this resolution will be sent to the County Superintendent of Schools for formal consideration.

RECOMMENDATION:

It is recommended that the Board adopt the attached resolution determining that circumstances constituting an emergency condition exist and request approval from the County Superintendent of Schools to enter into contracts for proper repair or replacement of waterline pipe and restoration of excavated areas at Oak Crest Middle School without advertising or inviting bids pursuant to Public Contract Code section 20113 (school districts) / 20654 (community college districts) and Public Contract Code section 1102.

FUNDING SOURCE:

General Fund 03-00

GOVERNING BOARD RESOLUTION FOR
EMERGENCY WAIVER – PUBLIC PROJECT

SAN DIEGUITO UNION HIGH SCHOOL DISTRICT
Resolution # B2008-11

On Motion of Member _____, seconded by Member _____, the following resolution is adopted by the Governing Board of the San Dieguito Union High School District:

WHEREAS, the San Dieguito Union High School District contracted with Brevig Plumbing to accomplish repairs and replacement of leaking waterline pipe including excavation of dirt and respective backfill during Winter Break at Oak Crest Middle School at an estimated repair cost of \$7,250.00; and

WHEREAS, once repairs began the apparent damage was more extensive than originally believed, thus increasing the cost of the repair to approximately \$20,120.00; and

WHEREAS, the original water leak and subsequent excavation coupled with seasonal rains have caused unsafe erosion, watershed, and earth subsidence on the affected hillside between the school's parking lot and athletic fields; and,

WHEREAS, portions of the excavation and trenching are located in an area that is highly trafficked by students in physical education classes and extra-curricular activities and also the primary area where students walk to avoid vehicular traffic before and after school; and

WHEREAS, time is of the essence to properly complete the repair to prevent further hillside subsidence into an instructional area, to restore a safe path of travel for pedestrians, to prevent further damage to exposed transite (asbestos-insulated) pipe, and to restore potable water for students and the public using the athletic fields; and

WHEREAS, Public Contract Code section 20113 (school districts) / 20654 (community college districts), as further defined by Public Contract Code section 1102, provides that school districts/community college districts may, with the unanimous approval of the governing board and approval of the county superintendent of schools, contract for the performance of labor and purchase of materials without advertising for or inviting bids in an emergency when such work is necessary to permit the continuance of existing school classes or to avoid danger to life or property;

NOW THEREFORE, be it resolved that the Governing Board of the San Dieguito Union High School District has determined that these circumstances constitute an emergency condition and request approval from the county superintendent of schools to enter into contracts for proper repair or replacement of waterline pipe and restoration of excavated areas at Oak Crest Middle School without advertising or inviting bids pursuant to Public Contract Code section 20113 (school districts) / 20654 (community college districts) and Public Contract Code section 1102.

PASSED AND ADOPTED by unanimous vote of the members of the Governing Board of the San Dieguito Union High School District this 24th day of January, 2008 by the following vote:

AYES:
NOES:
ABSENT:

STATE OF CALIFORNIA)
)ss
COUNTY OF SAN DIEGO)

I, Linda Friedman Clerk/Secretary of the Governing Board of the San Dieguito Union High School District, do hereby certify that the foregoing is a full, true, and correct copy of a resolution adopted by the said Board at a regularly called and conducted meeting held on said date.

Clerk/Secretary of the Governing Board