



Union High School District

Board of Trustees
Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

Superintendent
Ken Noah

**SAN DIEGUITO UNION HIGH SCHOOL DISTRICT
BOARD OF TRUSTEES
SPECIAL EMERGENCY MEETING
24 HOUR NOTICE**

**THURSDAY, AUGUST 20, 2009
3:02 PM**

**DISTRICT OFFICE BOARD ROOM 101
710 ENCINITAS BLVD., ENCINITAS, CA. 92024**

The Governing Board of the San Dieguito Union High School District has scheduled a Special Meeting to consider adoption of a Resolution for an Emergency Waiver. The meeting will take place at 3:02 or immediately following the Meeting of the San Dieguito Public Facilities Authority.

- 1. CALL TO ORDER..... 3:02 PM

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 a fire main break at La Costa Canyon High School.

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

- 3. Adjournment

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](#). 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: August 18, 2009

BOARD MEETING DATE: August 20, 2009

PREPARED BY: Christina Bennett, Director of Purchasing
Eric R. Dill, Executive Director, Business Services
Steve Ma, Associate Superintendent/Business

SUBMITTED BY: Ken Noah
Superintendent

SUBJECT: ADOPTION OF RESOLUTION FOR EMERGENCY
WAIVER – PUBLIC PROJECT

EXECUTIVE SUMMARY

The San Dieguito Union High School District Board of Trustees and the San Diego County Office of Education (SDCOE) has been previously contacted regarding the need to grant an Emergency Waiver to enter into a contract for repair work of a fire main break at La Costa Canyon High School. The estimated cost of this contract is in excess of the \$15,000.00 bid limit for public works contracts. 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.

On August 7, 2009, a 6-inch fire sprinkler water main ruptured underground at our La Costa Canyon High School. Water to the campus was shut-off immediately and damage assessment was made. The scope of work necessary to complete repairs includes coring, alarm work and labor to dig the underground fire main up and relocate the existing riser to the outside of the building and abandon the existing underground piping under the building. The drain piping and the alarm devices will be relocated to the outside of the building and the hole will be back-filled 4-inches below the existing concrete to allow new concrete to be installed. Cost for this work excluding new concrete is \$17,700.00. The cost of the new concrete is unknown at this time, but it is expected to be less than \$15,000.00.

Staff and students are scheduled to be on campus soon and the Carlsbad Fire Department has mandated visual observation/fire watch.

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 a fire sprinkler water main at La Costa Canyon High 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:

Capital Facilities Fund 25-18

GOVERNING BOARD RESOLUTION FOR
EMERGENCY WAIVER – PUBLIC PROJECT

SAN DIEGUITO UNION HIGH SCHOOL DISTRICT
Resolution # B2010-06

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, on August 7, 2009, a 6-inch fire sprinkler water main ruptured underground at La Costa Canyon High School. Water to the campus was shut-off immediately and damage assessment was made; and

WHEREAS, the scope of work necessary to complete repairs by Cosco Fire Protection includes coring, alarm work and labor to dig the underground fire main up and relocate the existing riser to the outside of the building and abandon the existing underground piping under the building. The drain piping and the alarm devices will be relocated to the outside of the building and the hole will be back-filled 4-inches below the existing concrete to allow new concrete to be installed by others; and

WHEREAS, the cost for this work excluding new concrete is \$17,700.00. The cost of the new concrete is unknown at this time, but it is expected to be less than \$15,000.00; and

WHEREAS, time is of the essence to comply with the Carlsbad Fire Department's mandated visual observation/fire watch and to properly complete the repair before staff and students return to school; 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 and replacement of a fire sprinkler water main at La Costa Canyon High 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 20th day of August, 2009 by the following vote:

AYES:
NOES:

San Dieguito

Board of Trustees
Joyce Dalessandro
Linda Friedman
Barbara Groth
Beth Hergesheimer
Deanna Rich

Superintendent
Ken Noah

Union High School District

710 Encinitas Boulevard, Encinitas, CA 92024
Telephone (760) 753-0179
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Business Services Division
Russell L. Thornton, Executive Director Operations
Fax (760) 753-0425

August 18, 2009

Lora Duzyk, Assistant Superintendent
Business Services Division
San Diego County Office of Education
6401 Linda Vista Road, Room 609
San Diego, CA 92111

RE: EMERGENCY WAIVER REQUEST

Our governing board members have been advised of the circumstances of the need for an emergency contract. A Board meeting is scheduled for August 20, 2009 at which the Board is expected to approve an emergency resolution related to:

On August 7, 2009, a 6-inch fire sprinkler water main ruptured underground at our La Costa Canyon High School. Water to the campus was shut-off immediately and damage assessment was made. The scope of work necessary to complete repairs includes coring, alarm work and labor to dig the underground fire main up and relocate the existing riser to the outside of the building and abandon the existing underground piping under the building. The drain piping and the alarm devices will be relocated to the outside of the building and the hole will be back-filled 4-inches below the existing concrete to allow new concrete to be installed. Cost for work excluding new concrete is \$17,700.

Staff and students are scheduled to be on campus and the Carlsbad Fire Department has mandated visual observation/fire watch.

Your concurrence is needed for the district to proceed. A payment bond will be furnished before allowing the performance of any public work costing more than \$25,000.00.

A formal resolution will be acted upon by our governing board on August 20, 2009 and a copy will be sent to you so that formal approval from the County Superintendent of Schools may be considered and granted.

Please contact Russell Thornton, Executive Director of Operations, at 760-753-0179 ext. 5400 if additional information is needed. Thank you.

Sincerely,



Stephen G. Ma
Associate Superintendent