

BOARD OF EDUCATION
SAN DIEGO UNIFIED SCHOOL DISTRICT
SAN DIEGO, CALIFORNIA

In the Matter of Delegation of Authority to)
Approve Construction Contract Changes) RESOLUTION
_____)

WHEREAS, Section 17604 of the California Education Code provides that whenever in said code the power to contract is invested in the governing board of the school district or any member thereof, such power may, by a majority of the board, be delegated to its district superintendent, or to such persons as the superintendent may designate, and

WHEREAS, Section 17604 of the California Education Code further provides that no contract made pursuant to such delegation and authorization shall be valid or constitute an enforceable obligation against the district unless and until the same shall have been approved or ratified by the governing board, said approval or ratification to be evidenced by a motion of said board duly passed and adopted; and

WHEREAS, Section 20118.4 of the California Public Contract Code authorizes a district board to proceed with “performance of changes or alterations without the formality of security bids” if the change or alteration does not exceed “ten percent of the original contract price,” and

WHEREAS, the governing board desires to authorize a person, or persons, to approve construction contract change orders and payment thereon up to ten percent (10%) of the project’s original contract price so as to avoid delays and expense in the completion of construction projects;

NOW, THEREFORE, BE IT RESOLVED that the Board of Education of the San Diego Unified School District does hereby authorize and direct the Executive Director, Facilities; Director, Physical Plant Operations; and/or Director, Facilities Planning and Construction to approve individual construction change orders and payment thereon, in an amount up to \$100,000, not to exceed a cumulative ten percent (10%) of each project’s respective original contract price.

BE IT FURTHER RESOLVED that such change orders must be thereafter submitted to the Board of Education for ratification.

PASSED AND ADOPTED by the Board of Education of the San Diego Unified School District, San Diego, California, at a public meeting thereof duly called and held this 26th day of June 2007, by the following vote:

AYES:

NAYS:

ABSENT:

ABSTAIN:

STATE OF CALIFORNIA)
) ss
COUNTY OF SAN DIEGO)

I, Cheryl Ward, Board Action Officer, Board of Education, San Diego Unified School District, do hereby certify that the foregoing is a full, true and correct copy of a resolution adopted by said Board at a meeting hereof at the time and place and by the vote above stated, which resolution is on file with the minutes of said meeting.

Board Action Officer, Board of Education
San Diego Unified School District