

**WE EXPECT EXCELLENCE****WE INNOVATE****WE EMBRACE EQUITY****WE COLLABORATE**

INTERGOVERNMENTAL AGREEMENTS FOR CONSTRUCTION PROJECT ASSURANCES**POLICY ISSUE / SITUATION:**

Washington County, City of Beaverton, and Clean Water Services require that financial security in the form of a public works bond, cash deposit, or certificate of deposit be provided when a permit to construct work in a public right of way is issued to provide assurance that the work will be completed. The agencies impose this requirement on any person or entity (including governmental entities) obtaining a permit for work in a public right of way. Facilities staff has worked with the agencies to develop Intergovernmental Agreements, which provides them with the assurance they require without the expense of obtaining bonds or restricting operating cash. Entering into an Intergovernmental Agreement with Washington County, City of Beaverton, or Clean Water Services requires the Board's approval.

BACKGROUND INFORMATION:

To meet the agencies requirements for assurances on work performed in the public right of way, the District previously entered into Intergovernmental Agreements with the agencies as needed. These agreements expired in 2010.

These assurances must be posted at the start of a project and then are exonerated upon final completion and acceptance of the work by the agency. There is then a portion that must be retained for a maintenance period. On our larger projects the time from issuance of the initial permits to final completion is generally about 18 months. That means that the funds dedicated to the Certificate of Deposit are unavailable for about two years. In the 2006 bond, the District issued almost \$3 million in assurances. This number will dramatically increase as the District moves into construction on the 2014 bond projects.

With the goal of not hampering the District's cash flow but providing the agencies with the assurance they require the Facilities staff has worked with the agencies to develop an acceptable form of assurance for our projects.

RECOMMENDATION:

Request that the School Board approve entering into Intergovernmental Agreement(s) with Washington County, City of Beaverton and Clean Water Services for the purpose of providing assurances that work being performed by the District will be completed in accordance with approved plans and specifications.

(14-452) BE IT HEREBY RESOLVED that the Beaverton School District Board of Directors approves the use of Intergovernmental Agreement(s) between the District and Washington County, the District and City of Beaverton, and the District and Clean Water Services to provide assurance of completion of work performed in accordance with approved plans and specifications. Further to authorize the Superintendent or designee to execute the Intergovernmental Agreements.

District Goal: All students will show continuous progress toward their personal learning goals, developed in collaboration with teachers and parents, and will be prepared for post-secondary education and career success.

The Beaverton School District recognizes the diversity and worth of all individuals and groups. It is the policy of the Beaverton School District that there will be no discrimination or harassment of individuals or groups based on race, color, religion, gender, sexual orientation, gender identity, gender expression, national origin, marital status, age, veterans' status, genetic information or disability in any educational programs, activities or employment.