

Policy 7140: Architectural And Engineering Services

Status: ADOPTED

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~~In order to ensure safe construction and protect the investment of public funds, the Governing Board requires that a licensed and certified architect or structural engineer be employed to design and supervise the construction of District schools and other facilities. Instead of requiring bids for these services, the Board shall pay fair and reasonable amounts warranted by the provider's qualifications and competence.~~

~~(cf. 3311 – Bids)~~

~~The Superintendent or designee shall develop general criteria for the selection of architects and engineers on the basis of demonstrated competence including awareness and inclusion of cost effective new or emerging technologies in facilities design and professional qualifications. For each project, he/she shall recommend specific architectural and engineering firms to the Board.~~

~~The Superintendent or designee shall ensure that:~~

- ~~1. Projects entail maximum participation by small business firms as defined pursuant to Government Code 14837. (Government Code 4526)~~
- ~~2. Practices which might result in unlawful activity such as rebates, kickbacks, or other unlawful consideration are prohibited. (Government Code 4526)~~
- ~~3. District employees are prohibited from participating in the selection process when they have a relationship with a person or business entity seeking a contract which would subject the employee to the prohibition of Government Code 87100. (Government Code 4526)~~

~~(cf. 9270 – Conflict of Interest)~~

- ~~4. Current statements of prospective contractors' qualifications and performance data are evaluated in detail.~~
- ~~5. Alternative approaches for furnishing the services are discussed with at least three firms.~~
- ~~6. At least three firms deemed to be the most highly qualified to provide the required services are selected in accordance with established criteria and recommended in order of preference.~~

The Governing Board desires to provide school facilities that support the educational program and meet all applicable safety and design standards. When required by law, the Board shall employ or contract with a licensed and certified architect and/or structural engineer to design and supervise the construction of District schools and other facilities.

The architect and/or structural engineer shall be responsible for preparing all construction plans, specifications, and estimates and for the observation of the work of construction. (Education Code 17302)

To ensure compliance with state design and safety standards, preliminary and final plans for any state-funded school facility project, including Board-approved educational specifications for school design when necessary, shall be submitted to the California Department of Education and the Department of General Services, Division of the State Architect. (Education Code 17267; 5 CCR 14030-14032)

The Superintendent or designee shall devise a competitive process for the selection of architects, structural engineers, and other design professionals that is based on demonstrated competence and on the professional qualifications necessary for the satisfactory performance of the services required. For each project, the Superintendent or designee shall recommend architectural and engineering firms to the Board for approval. The Board shall pay fair and reasonable amounts warranted by the provider's qualifications and competence. The Board need not select the lowest responsible bidder.