

**SIERRA SANDS UNIFIED SCHOOL DISTRICT**

**MEMORANDUM**

**TO: THE BOARD OF EDUCATION  
THE SUPERINTENDENT'S CABINET**

**FROM: BRUCE AULD  
CONSTRUCTION MANAGEMENT CONSULTANT**

**SUBJECT: RECOMMENDATION TO PULL ITEM 12.2, AWARD OF PIGGYBACK  
CONTRACT TO SILVER CREEK INDUSTRIES, INC.**

**DATE: TUESDAY, NOVEMBER 18, 2008**

After a conference call with the architect and counsel from Atkinson, Andelson, Loya, Ruud & Romo, we are recommending that Item 12.2, award of a piggyback contract to Silver Creek Industries, Inc. for Pierce relocatables, be pulled from the November 20 agenda. Jody will make that recommendation when the agenda is adopted on Thursday.

The recommendation to pull this item from the agenda comes following a long dialog with counsel and at counsel's recommendation. ModTech continues to state that they will complete the contract as agreed upon. We doubt that will be the case with the relocatable classrooms designated for Faller. However, we understand that ModTech has been purchased and will be back on-line in time to provide us with the Pierce buildings.

We will continue to monitor ModTech very carefully. If we see that they will not be able to provide the Pierce buildings in a timely manner, we can always bring this item back to the board for approval.

**BA:jb**