



800 Hutchinson Road Walnut Creek, CA 94598
Phone: 925-946-0994 Fax: 925-946-9409

June 20, 2013

Dr. Bernard and MDUSD Board Members,

For the past two days we have been meeting with District Staff in order to come to agreement on terminology and execution of the proposed addition of a DSA approved relocatable classroom on the Eagle Peak Montessori campus.

The Eagle Peak Board of Directors would like to share our plans and make assurances regarding this project to the Board of MDUSD and the staff.

We wish to reiterate that to provide for our growth, we plan to add a permanent classroom at the north east part of the campus. We have embarked on a capital program to raise money for this classroom. In the meantime, we wish to construct a DSA approved relocatable building to be ready for our 2013-2014 year. This DSA approved building will remain in place until such time we have the funds to construct the permanent classroom, which we anticipate to range from 5 to 7 years. We submitted to the District our 5 year budget forecast indicating our ability to pay for this DSA approved structure as well as plans for a more permanent classroom of similar construction to those already present.

Our designation of the relocatable building being “temporary” was used to describe “not permanent”. It was never our intent to use the term “temporary” as defined by DSA in The California Administration Code, Chapter 4, when referencing the proposed classroom. Upon review of this section of the code, our proposed project does not in any way meet the code definition of “temporary”. We apologize for any confusion that the term may have caused. To clarify, we are seeking to add a DSA approved relocatable classroom to our campus. This point removes any question as to the 24 month time constraint brought up on Monday night.

We engaged the services of a private utility locator to locate utilities in the two areas at the front of the school where we desire to place the relocatable building due to its close proximity to existing utilities. As a result, it appears only the southern front site location is relatively free of utilities and that is our preferred option. A second location option is the north east part of the school adjacent to the proposed permanent classroom site. We have agreed with district staff to be open to either location suggested through the site plan submitted to you. However, it should be noted that Option 2 would incur a greater cost for construction and therefore would impact the 5-7 year plan we have to replace the structure.

We propose to paint the building a similar color to the existing school buildings and will install appropriate landscaping around the building. A fence will be constructed to maintain the security of our children.



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There has been much discussion by staff about whether such a relocatable structure is allowable by DSA, particularly with the issue of time frame. We have consulted with DSA personnel at the Oakland office, architects who perform work for various school districts, and we have reviewed the relevant sections of the Education Code, California Administration Code and DSA requirements, and consulted with the building manufacturer, and found that currently several such structures have been recently approved or under construction, and that provided all requirements are met, such a portable structure is allowable.

Eagle Peak has always been and continues to be conscientious of any compliance regulations. We will only move forward with the proposed construction if DSA approves the building and we are guaranteed of our compliance to any and all DSA regulations regarding the project.

We are committed to our relationship with the district. We are also assured that the district is committed to working with us so that we can continue to offer the quality program we have developed. In order to do that, this building is required. Without it, the program will suffer.

Sincerely,

Tina Segrove
Board President
EPMS Board Member

Simon Makdessi
Vice President
EPMS Board Member

Michelle Hammons
Principal
Eagle Peak Montessori School