

**SAN MATEO-FOSTER CITY SCHOOL DISTRICT
RESOLUTION NO. 33/18-19**

**DESIGNATION OF SPECIFIC MATERIALS, PRODUCTS, THINGS, OR SERVICES
(District Standards)**

WHEREAS, pursuant to applicable law, the San Mateo-Foster City School District (“District”) wishes to create District Standards for certain items and equipment in order to match and procure other products in use and to and maintain uniformity and consistency throughout the District’s facilities; and

WHEREAS, pursuant California Public Contract Code section 3400 (“PCC §3400”) and other applicable law, the District wishes to, in specific instances, designate specific materials, products, things, or service in its bids or requests for proposals; and

WHEREAS, PCC §3400 states that a school district cannot limit “the bidding, directly or indirectly, to any one specific concern,” when letting “contracts for the construction, alteration, or repair of public works;” and

WHEREAS, PCC §3400 states that its restrictions on the listing of only one specific name or brand are inapplicable if the District makes a finding that is described in the invitation for bids or proposals that a particular material, product, thing, or service is designated by specific brand or trade name for any of the following purposes:

- “In order that a field test or experiment may be made to determine the product's suitability for future use.” (PCC §3400(c)(1)).
- “In order to match other products in use on a particular public improvement either completed or in the course of completion.” (PCC §3400(c)(2)).
- “In order to obtain a necessary item that is only available from one source.” (PCC §3400(c)(3)).
- “In order to respond to certain emergency situations.” (PCC §3400(c)(4)).

WHEREAS, the District wishes to develop a list of standard products (“Products”) for use on District’s facilities and to list the following materials, products, things, or services as the only acceptable materials, products, things, or services, as identified below:

Products	Brand
a. Fire Alarm	Notifier
b. Door Hardware	Schlage / Von Duprin
c. Camera System	Avigilon
d. Plumbing	American Standard
e. Toilet Partitions	Bobrick
f. Play Structure	Play Craft
g. Play Matting	SofSurface

WHEREAS, the listed the Products are already in place at District’s facilities, and the District desires to remain consistent in its use at other District facilities for efficiency and ease of maintenance, ordering parts, and interchangeability of parts; and

WHEREAS, based upon its review and analysis, District staff recommends and requests that the Board determine and establish that the Products be designated as District Standards.

NOW, THEREFORE, the Governing Board of the San Mateo-Foster City School District hereby finds, determines, declares, orders, and resolves as follows:

1. That the above recitals are true and correct.
2. That the Products are the only acceptable material, product, thing, or service for the District's Standards in order to procure and match other products in use enabling the District to maintain uniform and consistent materials and equipment throughout its facilities.
3. That the District's Superintendent, or designee, is authorized and directed to take all steps and perform all actions necessary to carry out, give effect to, and comply with the terms and intent of this Resolution.

ADOPTED by the Governing Board of the San Mateo-Foster City School District at the regular meeting held on the 18th of April, 2019 by the following vote:

AYES

NOES

ABSENT

President

ATTEST:

Secretary of Said Board