

**SAN MATEO UNION HIGH SCHOOL DISTRICT**

**RESOLUTION NO. 19-20-24**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE SAN MATEO UNION HIGH SCHOOL DISTRICT FINDING AND DETERMINING THAT IT IS IN THE PUBLIC INTEREST AND NECESSARY TO PROCURE MOBILE FOOD CARTS AND ACCESSORY EQUIPMENT WITHOUT PUBLIC BIDDING IN ORDER TO PROVIDE ON-SITE AND OFF-SITE STUDENT FOOD SERVICES AND MEALS IN A SAFE MANNER AS EXPEDITIOUSLY AS POSSIBLE DUE TO COVID-19 HEALTH AND SAFETY IMPACTS**

**WHEREAS**, on March 4, 2020, Governor Gavin Newsom declared a statewide emergency arising from COVID-19; and

**WHEREAS**, due to COVID-19 health and safety impacts, on March 31, 2020 the San Mateo County Public Health Officer issued Order No. c19-5b (revised) imposing safety and health restrictions and guidelines that include, but are not limited to social distancing for essential facilities; and

**WHEREAS**, the District provides food services and meals to students under state and federal programs to further their health and welfare and it is essential that the District provide such food services and meals to students when the fall term commences; and

**WHEREAS**, in order for the District to provide food services and meals to students for the fall term in a safe manner consistent with COVID-19 safety and social distancing requirements, it is essential the District procure mobile food carts and accessory equipment, which requires approximately eight (8) weeks from date of order to manufacture and deliver; and

**WHEREAS**, the Board of Trustees of the District (“Board”) determines there is an immediate need to procure such mobile food carts so that the mobile food carts are in-service for the fall term; and

**WHEREAS**, the Board further determines it is in the public interest to acquire mobile food carts immediately through a modified procurement process that avoids the delay associated with procuring the mobile food carts through public bidding; and

**WHEREAS**, the District solicited proposals from three reputable mobile food cart vendors, and Sodexo America, LLC (“Sodexo”) provided the lowest proposal in the amount of \$84,153.02, which proposal is dated June 12, 2020 and attached hereto as Exhibit A;

**NOW, THEREFORE, BE IT RESOLVED** that the Board of Trustees of the San Mateo Union High School District:

**SECTION 1. Recitals.** All the recitals in this Resolution above are true and correct.

**SECTION 2. Public Interest Findings and Determinations.** The Board finds and determines as follows: (a) in order for the District to provide food services and meals to students for the fall term in a safe manner consistent with COVID-19 safety and social distancing requirements, it is essential the District procure mobile food carts and accessory equipment immediately given the eight (8) weeks lead time needed to manufacture and deliver such mobile food carts and accessory

equipment, and (b) it is in the public interest to acquire mobile food carts and accessory equipment through a modified procurement process as described in the above recitals that avoids the delays associated with procuring the mobile food carts through public bidding.

**SECTION 3. Approval of Sodexo Proposal.** Based on the findings and determinations in Section 2, above, the Board finds and determines Sodexo’s proposal is in the public interest and approves the proposal substantially in the form attached hereto as Exhibit A. The District Superintendent, or his designee, is authorized to execute and deliver acceptance of the proposal and to take further action as reasonably necessary to give effect to this Resolution.

**SECTION 4. Effective Date.** This Resolution serves an important public interest given the need to provide student food services and meals in time for the fall term in a safe manner under COVID-19 safety and social distancing requirements and is therefore effective immediately upon its adoption.

PASSED, ADOPTED AND APPROVED this 25<sup>th</sup> day of June, 2020, by the following vote:

AYES:	MEMBERS	_____
NOES:	MEMBERS	_____
ABSTAIN:	MEMBERS	_____
ABSENT:	MEMBERS	_____

\_\_\_\_\_  
President of the Board of Trustees

ATTEST:

\_\_\_\_\_  
Secretary to the Board of Trustees

SECRETARY'S CERTIFICATE

I, Dr. Kevin Skelly, Secretary to the Board of Trustees of the San Mateo Union High School District, San Mateo County, California, hereby certify as follows:

The foregoing is a full, true and correct copy of a Resolution duly adopted at a regular meeting of the Board of Trustees of said District duly and regularly and legally held at the regular meeting place thereof on June 25, 2020, of which meeting all of the members of the Board of said District had due notice and at which a quorum was present.

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original Resolution adopted at said meeting and entered in said minutes.

Said Resolution has not been amended, modified or rescinded since the date of its adoption, and the same is now in full force and effect.

Dated: \_\_\_\_\_, 2020

---

Secretary to the Board of Trustees of the San Mateo  
Union High School District

**EXHIBIT A**  
(Sodexo Proposal)

See Attached