

**LA CAÑADA UNIFIED SCHOOL DISTRICT
LA CAÑADA, CALIFORNIA
RESOLUTION NO. 19-19-20**

**RESOLUTION TO UTILIZE REEF SUNSET UNION SCHOOL DISTRICT FACILITIES SUPPLY SERVICES
CONTRACT FOR PURCHASE OF MODULAR CLASSROOMS THROUGH PIGGYBACK CONTRACT**

WHEREAS, the La Cañada Unified School District (“District”) is a public school district organized and existing as a political subdivision of the State of California, and is authorized by the laws of the State of California to award contract pursuant to Public Contract 20118; and

WHEREAS, the District has determined that new building addition at Palm Crest would be modular constructed buildings (Modular Buildings);

WHEREAS, pursuant to Public Contract Code (“PCC”) section 20111, a school district is required to competitively bid the “purchase of equipment, materials, or supplies to be furnished, sold, or leased to the district” involving an expenditure of more than the bid limit, which is \$95,200 for 2020; and

WHEREAS, PCC section 20118 is an exception to that requirement, providing that:

Notwithstanding Sections 20111 and 20112, the governing board of any school district without advertising for bids, if the board has determined it to be in the best interests of the district, may authorize by contract, lease, requisition, or purchase order, any public corporation or agency, including any county, city, town, or district, to lease data-processing equipment, purchase materials, supplies, equipment, automotive vehicles, tractors, and other personal property for the district in the manner in which the public corporation or agency is authorized by law to make the leases or purchases. Upon receipt of any such personal property, provided the property complies with the specifications set forth in the contract, lease, requisition, or purchase order, the school district may draw a warrant in favor of the public corporation or agency for the amount of the approved invoice, including the reasonable costs to the public corporation or agency for furnishing the services incidental to the lease or purchase of the personal property; and

WHEREAS, the Reef-Sunset Union School District (RSUSD) contracted in a manner authorized by law with American Modular Systems, Inc. (“American Modular”), and entered into that Facility Supply Services Contract at Various Sites with American Modular, which was approved by the RSUSD Board of Education on September 24, 2018 (“Piggyback Contract”); and

WHEREAS, the Piggyback Contract included a provision pursuant to Public Contract Code section 20118 allowing other public agencies, including the District, to purchase the Modular Buildings from American Modular pursuant to the same terms and conditions of the Piggyback Contract; and

WHEREAS, District staff, after having researched the costs and terms of the Piggyback Contract, has determined that the prices of the Piggyback Contract are reasonable and that it would be in the best interests of the District to utilize the Piggyback Contract to purchase the Modular Buildings from American Modular for use at the school site consistent with and pursuant to the terms of the Piggyback Contract.

NOW THEREFORE, the Governing Board of the District hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct.
2. That the District's Governing Board hereby declares that it is in the best interests of the District to purchase the Modular Buildings from American Modular Systems Inc. for use at the Palm Crest Elementary School site pursuant to the terms of the Piggyback Contract.
3. That the District's Governing Board hereby authorizes the District's Superintendent, and/or his or her designee, pursuant to this Resolution to take any action which is necessary to carry out, give effect to, or comply with the terms and intent of this Resolution and consistent with the Public Contract Code and District Policy.

APPROVED, PASSED AND ADOPTED by the Governing Board of the La Cañada Unified School District at a regular meeting held on June 30, 2020, by the following vote:

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

By: _____

Joe Radabaugh, President, Board of Education

I, _____, Clerk of the Board of Education, do hereby certify that the foregoing is a true and correct copy of a resolution adopted by the Board of Education of the La Cañada Unified School District at the regular meeting on June 30, 2020, which resolution is on file in the office of said Board.

DATED: _____

SIGNED:

Clerk, Board of Education