

ROSEMEAD SCHOOL DISTRICT
Rosemead, California

RESOLUTION NO. 22-23/01
AN EMERGENCY RESOLUTION OF THE ROSEMEAD SCHOOL DISTRICT FOR
REPAIR OF CLASSROOMS #15-20 AND #22-25 AT ENCINITA ELEMENTARY
SCHOOL

WHEREAS, the Rosemead School District (“District”) is the owner of certain real property at 4515 Encinita Avenue, Rosemead, California known as Encinita Elementary School; and

WHEREAS, Encinita Elementary School has experienced significant water damage in classrooms #15-20 and #22-25 as a result of unexpected summer rain; and

WHEREAS, maintaining facilities in good repair is essential to maintaining a safe and adequate instructional environment as well as the health, safety, and welfare of students, staff, and public users of the school; and

WHEREAS, there is an immediate need to complete the Work during the summer to ensure the safety and security of district facilities and property and for the safe return of students and staff for the new school year; and

WHEREAS, competitive bidding for the Work will cause a significant delay in completion of the Work rendering the classrooms unusable in time for the return of students and staff for the new school year; and

WHEREAS, the District will move forward with repair of any interior and exterior damage to the building and property; and

WHEREAS, California Public Contract Code (PCC) Section 20113 provides:

In an emergency when any repairs, alternations, work, or improvement is necessary to permit the continuance of existing school classes, or to avoid danger to life or property, the Board may, by unanimous vote, with the approval of the County Superintendent of Schools, do either of the following:

1. Make a contract in writing or otherwise on behalf of the district for the performance of labor and furnishing of materials or supplies for the purpose, without advertising for or inviting bids.
2. Notwithstanding PCC Section 20114, authorize the use of day labor or force account for the purpose.

WHEREAS, completion of the Work is an integral part of ensuring a safe and adequate educational environment and, therefore, it would create an incongruity and not produce any advantage to the District to competitively bid the Work.

Resolution No. 22-23/01,
Emergency Resolution Encinita Elementary School
July 20, 2022
Members, Board of Trustees

NOW, THEREFORE, BE IT RESOLVED, that the Board of Trustees makes the following findings regarding the emergency that exists:

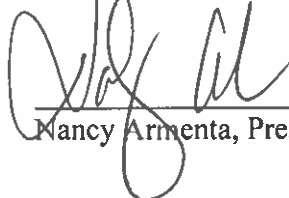
1. That the above recitals are true and correct.
2. That the District Board of Trustees, pursuant to Public Contract Code Section 20113, unanimously finds that the condition of the District property affected by water damage that caused extensive damage to Classrooms #15-20 and #22-25 to be immediately addressed.
3. That immediate completion of the Work on the District's property is necessary to ensure a safe and adequate educational environment.
4. That it would create an incongruity and not produce any advantage to the District to require competitive bidding of the Work.
5. The conditions created by the interior and exterior damage to Classrooms #15-20 and #22-25 constitutes an "emergency" as defined by Public Contract Code Section 20113.
6. That the District hereby authorizes the Superintendent, or his designee, to enter into such contracts as he shall deem appropriate for the immediate repair to Classrooms #15-20 and #22-25 of the property at Encinita Elementary School, all with the approval of the Los Angeles County Superintendent of Schools as provided in Public Contract Code Section 20113. Any such contracts entered into by virtue of this emergency resolution shall be subject to and shall require subsequent ratification by the Board of Trustees of the Rosemead School District.

ADOPTED, SIGNED, AND APPROVED, this 20th day of July 2022, by the Board of Trustees of the Rosemead School District by the following vote:

Vote:

Ayes 5 Nays 0 Abstain 0 Absent 0

**ROSEMEAD SCHOOL DISTRICT
BOARD OF TRUSTEES**



Nancy Armenta, President

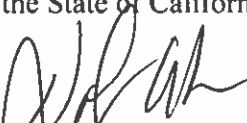


Ronald Esquivel, Clerk

Resolution No. 22-23/01,
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July 20, 2022
Members, Board of Trustees

CERTIFICATION OF THE PRESIDENT OF THE BOARD OF TRUSTEES

I, Nancy Armenta, President of the Board of Trustees of the Rosemead School District, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution that was regularly introduced, passed and adopted by the said Board of Trustees at its meeting thereof held at its regular place on the 20th day of July 2022, in the State of California, County of Los Angeles.



Nancy Armenta
President, Board of Trustees of the
Rosemead School District

CERTIFICATION OF THE CLERK OF THE BOARD OF TRUSTEES

I, Ronald Esquivel, Clerk of the Board of Trustees of the Rosemead School District, do hereby certify that the foregoing is a full, true, and correct copy of a Resolution that was regularly introduced, passed and adopted by the said Board of Trustees at its meeting thereof held at its regular place on the 20th day of July 2022, in the State of California, County of Los Angeles.



Ronald Esquivel
President, Board of Trustees of the
Rosemead School District