

PLANADA ELEMENTARY SCHOOL DISTRICT

SPECIAL BOARD MEETING

9722 Haskell Avenue
Board Room
Planada, CA 95365

Agenda will also be posted at:

5137 Andes Drive
El Paso, TX 79904

For conference call with Board Member Adrian Sanchez

Agenda will also be posted at:

8980 W. Topeka
Planada, CA 95365

For conference call with Board Member David Rodriguez

AGENDA

FRIDAY, MARCH 30, 2018

Open Session 11:00 a.m.

I. CALL OPEN SESSION TO ORDER

The President calls the meeting to order.

II. APPROVAL OF AGENDA

The Board reviews and approves or makes changes on the agenda as necessary. Any additions to the agenda requires unanimous approval of the board and must meet the requirements of a public meeting.

III. RESOLUTION 2018.06 EMERGENCY RESOLUTION TO APPROVE ENTERING INTO CONTRACTS FOR SERVICES RELATED TO THE REMEDIATION AND REPLACEMENT OF FLOOD DAMAGED OR DESTROYED FACILITIES AT PLANADA ELEMENTARY SCHOOL

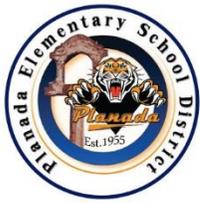
The Board will review and consider approval of Resolution 2018.06 to approve entering into contracts for services related to the remediation and replacement of flood damaged or destroyed facilities at Planada Elementary School.

IV. ADJOURNMENT

Wheelchair Accessible

Individuals who require special accommodations, including but not limited to an American Sign Language interpreter, assessable seating or documentation in accessible formats, should contact the Superintendent or designee at least two days before the meeting date.

Documents related to an agenda item that have been distributed to the Board less than 72 hours before a regular board meeting will be available for public viewing at Planada Elementary School District Office 9722 Haskell Avenue, Planada CA.



**BEFORE THE GOVERNING BOARD
OF THE PLANADA ELEMENTARY SCHOOL DISTRICT**

RESOLUTION NO. 2018.06

EMERGENCY RESOLUTION TO APPROVE ENTERING INTO CONTRACTS FOR SERVICES RELATED TO THE REMEDIATION AND REPLACEMENT OF FLOOD DAMAGED OR DESTROYED FACILITIES AT PLANADA ELEMENTARY SCHOOL

WHEREAS, on or about March 22, 2018, at Planada Elementary School (“School”), water overflowed from Miles Creek and/or breached the containment berms and levies of Miles creek, inundating and damaging or destroying the track, student library, child care center, and several fifth-grade classrooms at the School;

WHEREAS, Public Contract Code section 1102 defines an “Emergency” as a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the impairment of health or essential public services;

WHEREAS, immediate action including but not limited to, demolition, removal, repairs replacements and related work to remedy the damage or destruction of the track, student library, child care center, and several fifth-grade classrooms (collectively, “Work”), must to be taken to prevent or mitigate the impairment of safety, life, health, property, or essential public services;

WHEREAS, the Work must be performed to permit the continuance of existing educational curriculum and operations with as little disruption as possible and to ensure the safety and welfare of School students, faculty and staff;

WHEREAS, an emergency situation exists in that the Work must be performed at the School and such work is necessary to permit the continuance of classes and to avoid potential danger to life or property;

WHEREAS, Public Contract Code section 20113 provides that in an Emergency when any repairs, alterations, work or improvement is necessary to any facility of public schools to permit the continuance of existing school classes, or to avoid danger to life or property, the Board may, by unanimous vote and with approval of the County Superintendent of Schools, make a contract in writing or otherwise on behalf of the District for the performance of labor and furnishing of materials or supplies without advertising for or inviting bids;

WHEREAS, the District will have to contract with one or more qualified contractors, engineers and specialists to perform the necessary Work at the School;

WHEREAS, time is of the essence and informal or formal bidding for services related to the repairs could create significant delays in resolving the emergency condition;

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

1. That the above recitals are true and correct.
2. That the District's governing Board, pursuant to Public Contract Code section 20113, unanimously finds that water overflowed from Miles Creek and/or breached the containment berms and levies of Miles creek resulting damage at Planada Elementary School constitutes an "emergency" as defined by Public Contract Code sections 1102 and 20113.
3. That the District's governing Board hereby unanimously finds, based on substantial evidence set forth in the minutes of this meeting, that the emergency at Planada Elementary School will not permit a delay resulting from a competitive solicitation for bids, and that the action set forth in this Resolution is necessary to respond to the emergency.
4. That the District's governing Board hereby approves a delegation or authority to its Superintendent to execute, deliver or otherwise negotiate contracts, requisitions, or purchase orders to effectuate the Work at the School, or to otherwise carry out the intent of this Resolution, and that such delegation shall remain in full force and effect until revoked or modified by subsequent Resolution of the District's governing Board.
5. That this Resolution shall be effective as of the date of its adoption.

ADOPTED this 30th day of March 2018, by the Board of Education of the Planada Unified School District, in Merced County, California:

Record of Votes: Ayes___ Noes_____ Abstentions___ Absent___

Sanchez Y___ N___ **Chavez** Y___ N___ **Rodriguez** Y___ N___
Yanez Y___ N___ **Ramirez** Y___ N___

CERTIFICATION: I declare under penalty of perjury that the foregoing is a true and correct copy of a resolution adopted by the above named school district.

Clerk of the Governing Board
Planada Unified School District

José L. González, Superintendent