

**RESOLUTION OF THE POTTER VALLEY COMMUNITY UNIFIED SCHOOL
DISTRICT
DECLARING AN EMERGENCY
PURSUANT TO PUBLIC CONTRACT CODE SECTIONS 1102 AND 20654
Resolution No. 13/14-07**

WHEREAS, significant and unexpected wind damage occurred to the gym, elementary school wing and other out buildings; and

WHEREAS, there are missing shingles; and

WHEREAS, the roofs need to be replaced immediately to mitigate further damage that will occur to the gymnasium and the elementary wing from rain;

WHEREAS, the District has determined the time necessary to go to bid could unnecessarily expose the buildings to additional weather damage as the bid process would add a minimum of six weeks to the time necessary to undertake such repairs; and

WHEREAS, pursuant to Public Contract Code Sections 1102 and 20113, in an emergency, when any repairs, alterations, work or improvement are necessary to permit the continuance of existing school classes, and to avoid danger to life or property, the Board, by unanimous vote, with the approval of the County Superintendent of Schools, may 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; and,

NOW, THEREFORE, IT IS RESOLVED that this Board has determined, by unanimous vote herein recorded that, pursuant to Public Contract Code Sections 1102 and 20654, for the reasons set forth above, an emergency exists in that there is both a danger to life or property and that unless the work is completed immediately additional damage may occur to the buildings; and

IT IS FURTHER RESOLVED THAT, upon approval of this Resolution by the Mendocino County Superintendent of Schools, or designee, the District may contract in writing with reputable licensed contractor(s) for the performance of the work required, such contract(s) to be ratified by the Board.

IT IS FURTHER RESOLVED THAT, for any contract exceeding \$25,000.00 performance and payment bonds will be required.

The foregoing resolution was introduced by Board Member _____, who moved its adoption, second by Board Member _____, and adopted on roll call on _____, 2013 by the following vote:

Member	_____
Member	_____
Member	_____
Member	_____
Member	_____

AYES: _____ ABSENT OR NOT VOTING: _____

NOES: _____

SO ORDERED.

President

Approved:

Paul Tichinin
Mendocino County Superintendent of Schools