RESOLUTION NO. 22-12

RESOLUTION OF THE BOARD OF TRUSTEES OF TAMALPAIS UNION HIGH SCHOOL DISTRICT DELEGATING AUTHORITY TO CONTRACT FOR THE SALE OF PERSONAL PROPERTY

WHEREAS, Tamalpais Union High School District ("District") currently owns certain personal property, two sixty-year-old Selmer Mark VI Alto Saxophones have been stored at Redwood High School's Music Departments Classroom and not functional and utilized for instruction (Alto Saxophones);

WHEREAS, pursuant to Education Code section 17545 *et seq.*, personal property of the District, such as the Alto Saxophones, may be sold for cash if it (i) is not required for school purposes, (ii) should be disposed of for purpose of replacement, (iii) and/or it is unsatisfactory or not suitable for school use;

WHEREAS, pursuant to Education Code section 17546, subdivision (a), the District's Board of Trustees (the "Board"), by unanimous vote of the Board members present at a meeting of the Board, may sell any or all of the Alto Saxophones by private sale, without the need for advertising;

WHEREAS, pursuant to Education Code section 17604, the Board may delegate its power to contract to the Superintendent, or to any persons the Superintendent may designate; however, no contract made pursuant to the delegation shall be valid or constitute an enforceable obligation against the District unless and until the same shall have been approved or ratified by the Board, the approval or ratification to be evidenced by a motion of the Board duly passed and adopted;

WHEREAS, in order to facilitate the sale of the Alto Saxophones, the Superintendent and designees must be authorized to award contracts relating to sale of the Property; and

NOW, THEREFORE, the Board of Trustees of the Tamalpais Union High School District hereby finds, determines, delegates, empowers, declares, authorizes, and resolves as follows:

Section 1. The above recitals are true and correct and the Board so finds and determines.

Section 2. The Board hereby finds that the Alto Saxophones are not required for school purposes, should be disposed of for purpose of replacement, and/or is unsatisfactory or not suitable for school use, and is appropriate for disposition pursuant to Education Code section 17545, subdivision

Section 3. The Board hereby delegates authority to the Superintendent, any Assistant Superintendent, or the Chief Financial Officer (each, an "Authorized Officer") and empowers any Authorized Officer, or his or her designee, to sell the Alto Saxophones by private sale to the Buyer without the need for advertising, in accordance with Education Code section 17546, subdivision (a).

Section 4. The form and content of the Purchase and Sale Agreement, on file with the District and presented at this meeting, is hereby approved. Any Authorized Officer is hereby authorized and directed to execute and deliver to the Buyer the Purchase and Sale Agreement for sale of the Alto Saxophones.

Section 5. The Authorized Officers and designees are authorized, pursuant to this Resolution, to take any action and execute any documents that are necessary to carry out, give effect to, or comply with the terms and intent of this Resolution.

APPROVED, PASSED, AND ADOPTED by the Board of Trustees of the Tamalpais Union High School District on May 23,2023, by the following vote:

AYES: 4

NOES: 0

ABSENT: 1

ABSTAIN: 0

TAMALPAIS UNION HIGH SCHOOL DISTRICT

By: _____
President of the Board of Trustees

ATTEST:

By: _____
Secretary to the Board of Trustee