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Gunn Marie Hansen, Ph.D., Superintendent

BOARD OF TRUSTEES

Frances Nguyen, President
Jeremy Khalaf, Vice President
Khanh Nguyen, Clerk
Tina Gustin-Gurney, Member
David M. Johnson, Member

RESOLUTION #23-24-22
AMENDMENT TO RESOLUTION #23-24-08 CALIFORNIA UNIFORM PUBLIC
CONSTRUCTION COST ACCOUNTING ACT REGARDING NOTIFICATION
METHODS TO CONTRACTORS FOR INFORMAL PUBLIC WORKS PROJECT BIDS

April 18, 2024

WHEREAS, Public Contract Code section 22000 et seq. sets forth the Uniform Public Construction Cost Accounting Act (the "Act");

WHEREAS, the Act provides for the implementation of uniform construction cost accounting procedures for all public agencies electing to participate, together with instructions for their adoption and implementation by any public agency;

WHEREAS, pursuant to Public Contract Code section 22030, the Board of Education ("Board") of the Westminster School District ("District") formally elected to become subject to the procedures set forth in the Act and to the California Uniform Public Construction Cost Accounting Commission's Policies and Procedures Manual and cost accounting review procedures by adopting Resolution No. 18-19-12 on March 28, 2019, and Resolution No. 23-24-08 on October 12, 2023;

WHEREAS, pursuant to Public Contract Code section 22034, any public agency that elects to become subject to the Act must adopt informal bidding procedures to govern the selection of contractors to perform public projects pursuant to Public Contract Code section 22032(b);

WHEREAS, the Board desires to amend its election to become subject to the Act, update the process to be used by the District pursuant to the Act, allowing "electronic" notification, as defined herein, to be subject to the Act; and

WHEREAS, the Board further desires to delegate to District staff certain authority in regard to competitive bidding of and contracting and thereby create an efficient process for achieving and implementing Public Works Contracts and Capital Improvement projects.

Vision Statement:

Leading the way as the premier Pre-K-8th grade school district in Orange County, CA by providing exceptional and innovative experiences where all learners thrive.

Mission Statement:

It is our collective responsibility to educate and empower all students to pursue excellence through a distinctive, rigorous, and engaging academic experience.

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NOW, THEREFORE, the Board of Education of the Westminster School District hereby resolves as follows:

1. That the above recitals are all true and correct.
2. That the District hereby reconfirms its election to utilize the Act for public projects as set forth in Public Contract Code section 22002.
3. That the District hereby elects to subject maintenance projects as defined in Public Contract Code section 20115 to the Act as authorized by Public Contract Code section 22003.
4. That projects undertaken by the District, as defined by the Act and in accordance with the limits listed in Public Contract Code section 22032, may be allowed to contract by informal procedures as set forth in Public Contract Code section 22032.
5. That the District shall develop and maintain a list of qualified contractors, identified according to categories of work, and list on the Districts website, in accordance with the provisions of Public Contract Code section 22034 and criteria promulgated from time to time by the California Uniform Public Construction Cost Accounting Commission.
6. That in the event the District undertakes a project which is subject to Public Contract Code section 22032(b), a notice inviting informal bids shall be mailed to all contractors on the qualified contractors list for the category of work being bid. If the product or service sought by the District is proprietary in nature such that it can be obtained only from a certain contractor or contractors, the notice inviting informal bids may be sent exclusively to such contractor or contractors.
7. That the notice inviting informal bids shall describe the project in general terms and explain how to obtain more detailed information about the project, and state the time and place for the submission of informal bids.
8. That by a majority of the vote of the Governing, the Board hereby delegates to the Superintendent, or a designee, authority to implement the process authorized by the Act and set forth in the Resolution, in accordance with Education Code section 17605.
9. That this Resolution shall take effect immediately upon its adoption.

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ADOPTED at a regular meeting of the Governing Board of the Westminster School District held this 18th day of April 2024, by the following vote:

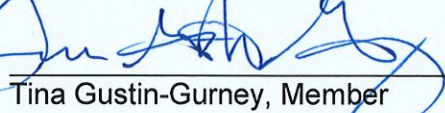
AYES: 5 **NOES:** 0 **ABSTAIN:** 0 **ABSENT:** 0


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