

RESOLUTION NO. 1497-02/25

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE OAK GROVE SCHOOL DISTRICT
MAKING FINDINGS UNDER THE GOVERNMENT CODE 4217.12, IN FURTHERANCE OF
UTILIZATION OF CALSHAPE FUNDS FOR IMPROVEMENTS OF
VENTILATION SYSTEMS DISTRICT WIDE**

WHEREAS, the Oak Grove School District (“District”) owns and controls various school sites, which the District desires to contract with **EMCOR**, to provide improvements to systems that will reduce energy usage and will reduce operating and maintenance costs.

WHEREAS, California Government Code Section 4217.12 *et seq.* authorizes public agencies to contract for energy services if its governing body determines, after holding a regularly scheduled public hearing, public notice of which is given at least two weeks in advance, that the anticipated cost to the District for the energy services contract will be less than the anticipated marginal cost to the District of electrical, gas, and other thermal savings that would have been consumed by the District in the absence of the energy services contract; and

WHEREAS, in accordance with Government Code section 4217.12, on January 30th 2025, the District published a notice of a public hearing at which the District’s Board would consider the CalSHAPE project; and

WHEREAS, in accordance with California Government Code section 4217.12 *et seq.*, based on the thermal and electrical energy cost savings to be generated by the proposed project, the cost of the energy purchases contemplated will be less than the anticipated cost to the District of thermal and electrical energy that would have been expended by the District if such project were not completed; and

WHEREAS, the total project cost under the proposed agreement with **EMCOR** is expected to be up to **\$643,290.00 to the extent that** 100% of project is funded by CalSHAPE grants.

WHEREAS, if all sites are funded by CalSHAPE, estimated annual electrical, gas and other **thermal savings is in excess of \$23,000.00 annually.**

NOW, THEREFORE, the Board of Trustees of Oak Grove Elementary School District does hereby resolve, determine, and order as follows:

Section 1. Recitals. The Board hereby finds and determines that all of the recitals set forth above are true and correct.

Section 2. Government Code Findings. This Resolution is adopted following a meeting at which a public hearing was held at a regularly scheduled meeting of the Board for which a minimum of two weeks’ public notice was duly given. The Board hereby finds that, pursuant to Government Code section 4217.12, the anticipated cost to the District for electrical and thermal and energy services to be purchased by the District will be less than the anticipated marginal cost to the District of electrical energy that would have been consumed by the District absent the project.

Section 3. Approval of Agreement. Based on the findings herein, the Board hereby authorizes the Superintendent or designee to execute the proposed Agreement.

Section 4. Custodian of Records. The administrative records for related ventilation systems and this Agreement are maintained at the District Office located at 6578 Santa Teresa Blvd. San Jose, CA 95119-1204. The custodian of records is the Chief Operations Officer (COO), Gabriel Altamirano.

ADOPTED, SIGNED and APPROVED this 13th day of February, 2025 by the Board of Trustees of the Oak Grove School District at its regular meeting held at 6578 Santa Teresa Blvd., San Jose, CA 95119.


AYES: 5

NOES: 0

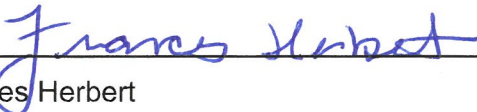
ABSENT: 0

ABSTAIN: 0

OAK GROVE SCHOOL DISTRICT

By: 
Nancy Yue
Board President
Oak Grove School District

ATTEST:

By: 
Frances Herbert
Board Vice President
Oak Grove School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)


I, Dr. Ivan Chaidas, Clerk of the Board of Education of the Oak Grove Elementary School District, do hereby certify that the foregoing resolution was duly adopted by the Board of Education of the Oak Grove Elementary School District at a meeting thereof held on the 13th day of February, 2025 at which meeting a quorum of such Board was present and acting throughout and for which notice and an agenda was prepared and posted as required by law, and that such Resolution No. 1497-02/25 so adopted by the following vote:

AYES: 5

NAYS: 0

ABSTAIN: 0

ABSENT: 0

By: 
Clerk of the Board of Education
Oak Grove School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF SANTA CLARA)

I, Dr. Ivan Chauder, Clerk of the Board of Education of the Oak Grove Elementary School District, do hereby certify that the foregoing resolution is a full, true, and correct copy of Resolution No. 1497-02/25 of such Board and that the same has not been amended or appealed.


_____, Clerk of the Board of Education
Oak Grove School District