

**CAPISTRANO UNIFIED SCHOOL DISTRICT**  
San Juan Capistrano, California

**RESOLUTION NO. 1920-09**  
**EMERGENCY MOLD ABATEMENT SERVICES**

*WHEREAS*, a routine work order was submitted by staff at Mariam Bergeson Elementary School with concerns of soft spots on the kitchen flooring, on Wednesday, January 24, 2018; and

*WHEREAS*, in the process of making repairs, District staff uncovered mold on the plywood subfloor; necessitating Maier International Incorporated to perform emergency mold abatement in the kitchen facility, as the identified mold presented a health hazard that had to be rectified in order for District staff to continue to use the kitchen for the provision of student food services; and

*WHEREAS*, without an operational kitchen, the District would not have been able to provide an essential student service, which in turn may have threatened the continuance of school classes; and

*WHEREAS*, as a result of the emergency repairs, certain food service equipment had to be replaced and infrastructure in the kitchen facility modified, such as power for replacement of equipment; and

*WHEREAS*, Public Contract Code § 20113 provides that school districts may, with the unanimous approval of the Board of Trustees and approval of the County Superintendent of Schools, contract for the performance of labor and purchase of materials without advertising for or inviting bids in an emergency when such work is necessary to permit the continuance of existing schools classes or to avoid danger to life and property;

*THEREFORE BE IT HEREBY RESOLVED* that the Board of Trustees of the Capistrano Unified School District has determined that these circumstances constitute an emergency condition and request approval from the County Superintendent of Schools to enter into contract for the emergency mold abatement, restoration, professional testing and remediation services, electrical, plumbing, painting, flooring, and general contracting work for the reconstruction of the main kitchen area at Marian Bergeson Elementary School without advertising or inviting bids pursuant to Public Contract Code § 20133.

AYES:           (6)

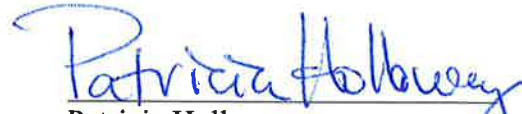
NOES           (0)


ABSENT       (0)

ABSTAIN       (0)

I, Kirsten M. Vital, Secretary of the Capistrano Unified School District Board of Trustees, hereby certify that the above and foregoing Resolution was duly and regularly adopted by the said Board at the meeting thereof on the 21<sup>st</sup> day of August, 2019, by a roll call vote of said Board.

IN WITNESS THEREOF, I have hereunto set my hand and seal this 21<sup>st</sup> day of August, 2019.

  
Patricia Holloway  
Clerk of the Board of Trustees

  
Kirsten M. Vital  
Superintendent  
Secretary of the Board of Trustees