

**RESOLUTION NO. 04112022-A**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE  
PATTERSON JOINT UNIFIED SCHOOL DISTRICT CONDITIONALLY AWARDING  
A BID FOR THE APRICOT VALLEY AND LAS PALMAS ELEMENTARY SCHOOL  
CLASSROOM ADDITIONS, PROJECT NO. 189-21/22**

**WHEREAS**, the Patterson Joint Unified School District (the "District") is a local educational agency subject to the Local Agency Public Construction Act, Public Contract Code sections 20100-20929;

**WHEREAS**, the District seeks to award a contract for the construction of classroom improvements at the District's Apricot Valley and Las Palmas elementary schools (the "Projects");

**WHEREAS**, Public Contract Code section 20111(b)(1) provides in pertinent part:

“The governing board shall let any contract for a public project, as defined in subdivision (c) of Section 22002, involving an expenditure of fifteen thousand dollars (\$15,000) or more, to the lowest responsible bidder who shall give security as the board requires, or else reject all bids.”

**WHEREAS**, the District, pursuant to Public Contract Code section 20111(b)(1), received bids on March 30, 2022 for the Projects;

**WHEREAS**, the District received five (5) bids from prospective bidders;

**WHEREAS**, one of the five submitted bids was determined to be non-responsive and was rejected;

**WHEREAS**, of the four remaining bids, the bid submitted by Menghetti Construction, Inc. was determined to be the lowest responsive and responsible bidder;

**WHEREAS**, the Projects are awaiting plan approval from the Division of State Architect (“DSA”), plan numbers 02-119390; and 02-119389

**WHEREAS**, it is the intent of the Board to direct the Superintendent or his designee, upon issuance of final plan approval by DSA, to award the Projects pursuant to this Resolution.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED AS FOLLOWS:**

**Section 1.** The foregoing recitals are true and correct.

**Section 2.** The bid of Menghetti Construction, Inc., is hereby declared to be the lowest responsive and responsible bidder for the construction of the Projects at a total bid price of \$6,308,000.00.

**Section 3.** The District hereby conditionally awards the contract for the construction of the Projects to Menghetti Construction, Inc., subject to final approval of the Projects by the DSA.

**Section 4.** Staff is directed not to issue a Notice to Proceed for the Project until such time as the District has received final plan approval from DSA.

**Section 5.** The Board hereby finds that the process undertaken by the District to date to solicit proposals for the Projects have been undertaken and performed in a manner consistent with the requirements of Public Contract Code section 20100 et seq. and that the Board is now authorized to proceed with conditional award of the Projects, subject to final DSA approval.

**Section 6.** The Superintendent or the Assistant Superintendent of Administrative Services, is hereby authorized, on behalf of the Board, upon final approval of plans by DSA, to execute and deliver any agreements to facilitate construction of the Projects, consistent with the terms and conditions of this Resolution.

**Section 7.** The Superintendent or the Assistant Superintendent of Administrative Services is hereby further authorized and directed to prepare, on behalf of the Board, any other documentation necessary to carry out the terms for the Projects, consistent with the terms and conditions of this Resolution. Any action heretofore taken by the Superintendent or the Assistant Superintendent of Administrative Services, on behalf of the Board, that is in conformity with the purposes and intent of this Resolution and with the provisions of Public Contract Code section 20100 et seq. with respect to the Project is hereby approved and confirmed.

**Section 8.** This Resolution shall take effect immediately upon its adoption.

*[Remainder of page intentionally left blank]*

**APPROVED, PASSED, AND ADOPTED** by the Board of Trustees of the Patterson Joint Unified School District this 4<sup>th</sup> day of April, 2022:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

BOARD OF TRUSTEES OF THE  
PATTERSON JOINT UNIFIED SCHOOL  
DISTRICT

\_\_\_\_\_  
President of the Board of Trustees  
Patterson Joint Unified School District

Attest:

\_\_\_\_\_  
Secretary to the Board of Trustees  
Patterson Joint Unified School District