



SACRAMENTO CITY UNIFIED SCHOOL DISTRICT BOARD OF EDUCATION

Agenda Item# 11.1d

Meeting Date: May 21, 2020

Subject: Approve Resolution No. 3137: Resolution of the Governing Board of the Sacramento City Unified School District Specifically Designating Public Works Project(s) as Essential Government Functions

- Information Item Only
- Approval on Consent Agenda
- Conference (for discussion only)
- Conference/First Reading (Action Anticipated: _____)
- Conference/Action
- Action
- Public Hearing

Division: Facility Support Services

Recommendation: Approve Resolution No. 3137: Resolution of the Governing Board of the Sacramento City Unified School District Specifically Designating Public Works Project(s) as Essential Government Functions.

Background/Rationale: The attached resolution designates identified District construction projects as Essential Governmental Functions, which will therefore continue activity as Essential Business. The resolution authorizes the identified construction projects to continue in compliance with both Governor Newsom's Executive Order and the most recent Sacramento County Public Health Department's Order.

Financial Considerations: N/A

LCAP Goal(s): Operational Excellence

Documents Attached:

1. Resolution No. 3137

Estimated Time of Presentation: N/A

Submitted by: Rose Ramos, Chief Business Officer
Nathaniel Browning, Interim Director of Facilities

Approved by: Jorge A. Aguilar, Superintendent

**SACRAMENTO CITY UNIFIED SCHOOL DISTRICT
BOARD OF EDUCATION**

RESOLUTION NO. 3137

**RESOLUTION OF THE GOVERNING BOARD OF THE SACRAMENTO CITY UNIFIED
SCHOOL DISTRICT SPECIFICALLY DESIGNATING PUBLIC WORKS PROJECT(S) AS
ESSENTIAL GOVERNMENT FUNCTIONS**

WHEREAS, on May 1, 2020, the Sacramento County (“County”) issued an updated Order of the Sacramento County Health Officer to Stay at Home or Place of Residence (“Order”), directing all individuals living in the County to continue sheltering at their place of residence, except as provided in the Order;

WHEREAS, section 2 of the Order states that the intent of the Order is “to ensure that the maximum number of people stay in their homes or places of residence to the maximum extent feasible, while enabling essential services to continue, to slow the spread of COVID-19 to the maximum extent possible;”

WHEREAS, section 12.2 of the Order contains an exemption for Essential Governmental Functions, which provides, among other things, that “nothing in this Order shall prohibit any individual from performing or accessing ‘Essential Governmental Functions,’ as determined by the governmental entity performing those functions in the County”;

WHEREAS, section 12.4 of the Order contains an exemption for “Essential Businesses,” which includes, among other things, construction;

WHEREAS, the California Constitution espouses the essential nature of education, stating, “A general diffusion of knowledge and intelligence being essential to the preservation of the rights and liberties of the people, the Legislature shall encourage by all suitable means the promotion of intellectual, scientific, moral, and agricultural improvement.” (Cal. Const. Art IX, § 1.);

WHEREAS, pursuant to state constitutional authority, the Legislature codified school districts as local educational agencies (Educational Code, §§ 35010 et seq.);

WHEREAS, Governor Newsom’s Executive Order N-26-20, issued on March 13, 2020, noted that: “schools are critical to the daily lives of many Californians;”

WHEREAS, the Order acknowledges educational institutions, including public k-12 schools, colleges, and universities perform “essential functions” (Order, section 13.f.xv.);

WHEREAS, Sacramento City Unified School District (“District”) is the lead governing agency of the following public works project(s) at the following location(s):

<u>Project Title:</u>	<u>Essential Purpose:</u>	<u>Site Address:</u>
Core Academic Renovations	<ul style="list-style-type: none">• Impact to	American Legion High School 3801 Broadway, Sacramento, CA

	<p>Bringing Students Back to School</p> <ul style="list-style-type: none"> • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	<p>Hiram Johnson High School 6879 14th Ave, Sacramento, CA</p> <p>John F. Kennedy High School 6715 Gloria Dr., Sacramento, CA</p> <p>Luther Burbank High School 3500 Florin Rd., Sacramento, CA</p> <p>Sacramento High School 2315 34th St., Sacramento, CA</p>
New Construction	<ul style="list-style-type: none"> • Continuation of an Ongoing Project Under Contract 	<p>Floyd Farms 401 McClatchy Way, Sacramento, CA</p>
Central Kitchen/Transportation Relocation	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	<p>Central Kitchen 3051 Redding Ave, Sacramento CA</p> <p>Transportation Services 7050 San Joaquin St, Sacramento, CA</p>
Electric Vehicle Charging Infrastructure	<ul style="list-style-type: none"> • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	<p>Serna Center 5735 47th Ave, Sacramento, CA</p> <p>Transportation Services 7050 San Joaquin St, Sacramento, CA</p>
Roofing, Irrigation, Paving, Flooring, Boiler Replacement, and Perimeter Fencing	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	<p>A. Lincoln Elementary School (irrigation) 3324 Glenmoor Dr, Sacramento, CA</p> <p>C. K. McClatchy High School (boiler) 3066 Freeport Blvd, Sacramento, CA</p> <p>David Lubin Elementary School (paving) 3535 M St, Sacramento, CA</p> <p>Enrollment Center (Flooring) 5601 47th Ave, Sacramento, Ca</p> <p>Father Keith B Kenny Elementary School (roofing) 3525 MLK Jr. Blvd, Sacramento, CA</p> <p>Florin Technology Center (Perimeter</p>

		<p>Fencing) 2401 Florin Rd, Sacramento, Ca Martin Luther King, Jr K-8 School (roofing) 480 Little River Way, Sacramento, CA Pony Express Elementary School (paving) 1250 56th Ave, Sacramento, CA Will C. Wood Middle School (irrigation) 6201 Lemon Hill Ave, Sacramento, CA Yav Pem Suab Academy (roofing) 7555 S. Land Park Dr, Sacramento, CA</p>
Roofing Warranty Maintenance	<ul style="list-style-type: none"> • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	Many District school sites.
Lighting	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	<p>A. Warren McClaskey Adult Center 5241 J. St, Sacramento, CA 95819 American Legion High School 3801 Broadway, Sacramento, CA Bret Harte Elementary School 2751 9th Ave, Sacramento, CA California Montessori Project 2635 Chestnut Hill Dr, Sacramento, CA Elder Creek Elementary School 7934 Lemon Hill Ave, Sacramento, CA George Washington Carver School of Arts & Sciences 10101 Systems Pkwy, Sacramento, Ca John F. Kennedy High School 6715 Gloria Dr., Sacramento, CA Language Academy of Sacramento 2850 49th St, Sacramento, CA Luther Burbank High School 3500 Florin Rd., Sacramento, CA Oakridge Elementary School 4501 MLK Jr Blvd, Sacramento, CA Oak Park Preparatory Academy 2315 34th St, Sacramento, CA Sol Aureus College Preparatory 6620 Gloria Dr, Sacramento, CA Parkway Elementary 4720 Forest Pkwy, Sacramento, CA</p>

		Sacramento Charter High School 2315 34 th St., Sacramento, CA Sacramento New Technology High School 1400 Dickson St, Sacramento, CA Sol Aureus College Preparatory 6620 Gloria Dr, Sacramento, CA West Campus High School 5022 58 th St, Sacramento, CA
College and Career Program Renovations	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract 	School of Engineering and Sciences 7345 Gloria Dr, Sacramento, CA
Before/After School Program Improvements	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School 	Caleb Greenwood Elementary 5457 Carlson Dr, Sacramento, CA
Athletic Field Improvements	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract • Helps to Achieve Critical Cost Savings for the District 	Hiram Johnson High School 6879 14 th Ave, Sacramento, CA Luther Burbank High School 3500 Florin Rd., Sacramento, CA Phoebe Hearst Elementary School 1410 60 th St, Sacramento, CA
District-wide Telecommunications, VOIP, Fiber Optic Cabling, and Communications Upgrades	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract 	Abraham Lincoln Elementary School 3324 Glenmoor Dr, Sacramento, CA A.M. Winn Public Waldorf 3351 Explorer Dr, Sacramento, CA American Legion High School 3801 Broadway, Sacramento, CA Bowling Green Chacon Language and Science Academy 6807 Franklin Blvd, Sacramento, CA Bowling Green McCoy Academy 4211 Turnbridge Dr, Sacramento, CA Caroline Wenzel Elementary School 6870 Greenhaven Dr, Sacramento, CA Charles A. Jones Skills Center 5451 Lemon Hill Ave, Sacramento, CA Crocker Riverside Elementary School 2970 Riverside Blvd, Sacramento, CA David Lubin Elementary School

		<p>3535 M St, Sacramento, CA Ethel Phillips Elementary School 2930 21st Ave, Sacramento, CA Genevieve Didion K-8 School 6490 Harmon Dr, Sacramento, CA John Bidwell Elementary School 1730 65th Ave, Sacramento, CA John Morse Therapeutic Center 1901 60th Ave, Sacramento, CA John Still Elementary School 2250 John Still Dr, Sacramento, CA John Still Middle School 2250 John Still Dr, Sacramento, CA Kit Carson International Academy 5301 N St, Sacramento, CA Luther Burbank High School 3500 Florin Rd., Sacramento, CA Maintenance and Operations 425 First Ave, Sacramento, CA New Joseph Bonnheim Elementary School 7300 Marin Ave, Sacramento, CA Parkway Elementary School 4720 Forest Pkway, Sacramento, CA Phoebe Hearst Elementary School 1410 60th St, Sacramento, CA Susan B. Anthony Middle School 7864 Detroit Blvd, Sacramento, CA Washington Elementary School 520 18th St, Sacramento CA Woodbine Elementary School 2500 52nd Ave, Sacramento, CA</p>
Overhead Rollup Door Replacement	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School 	Maintenance and Operations 425 First Ave, Sacramento, CA
District-wide Classroom Security Locks	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under Contract 	All District school sites, including Independent Charters
District-wide Fire Sprinkler Inspections	<ul style="list-style-type: none"> • Impact to Bringing Students Back to School • Continuation of an Ongoing Project Under 	All District school sites, including Independent Charters

	Contract	
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WHEREAS, among other day-to-day and instructional Essential Governmental Functions performed by the District, the above-listed Project(s) is/are also an Essential Governmental Function of the District including, but not limited to, the following reasons:

- (a) Education, including public education, is essential to the preservation of the rights and liberties of the people (Cal. Const. Art IX, §§ 1, 5, 6, 14.);
- (b) The District is authorized by the State Constitution and Legislature as a governmental agency whose purpose and mission includes provision of public education, an essential function (Id., see also Education Code §§ 35010 et seq.);
- (c) Timely completion of the Project(s) is required to ensure continued operations, including provision of the District’s educational program, without impact to students; and,
- (d) Timely completion of the Project(s) is required for the provision of the District’s educational programs in safe, accessible, and structurally sound facilities, and to support student health and safety;

WHEREAS, District personnel will continue to maintain correspondence with the Essential Workforce regarding expectations of work and assurances on safety protocols and efforts; and

NOW, THEREFORE, BE IT RESOLVED, the Sacramento City Unified School District Board of Education hereby resolves as follows:

Section 1. The foregoing recitals are true.

Section 2. The Governing Board acknowledges that facilitation of distance learning and performance of other essential functions are considered an “Essential Business” function for purposes of the Order and that its employees and contractors engaged in such efforts should continue providing and carrying out work as an Essential Governmental Function.

Section 3. The Governing Board specifically designates the foregoing Project(s) as Essential Governmental Functions.

Section 4. The Governing Board determines that the employees and contractors engaged in work on the Projects should continue providing and carrying out work as an Essential Governmental Function.

Section 5. The District’s Superintendent, or designee, is authorized to take all steps and perform all actions necessary to carry out, give effect to, and comply with the terms and intent of this Resolution.

Section 6. To the extent actions in Section 4 have been undertaken, the Governing Board hereby ratifies such actions as an Essential Governmental Function.

PASSED AND ADOPTED this 21st day of May 2020, by the following vote:

AYES: _____
NOES: _____
ABSTAIN: _____
ABSENT: _____

ATTESTED TO:

Jessie Ryan
President of the Board of Education

Jorge A. Aguilar
Secretary of the Board of Education