

**RESOLUTION OF THE GOVERNING BOARD OF THE  
BONITA UNIFIED SCHOOL DISTRICT**

**RESOLUTION FOR PROCUREMENT OF VARIOUS TELECOMMUNICATIONS,  
EQUIPMENT, SOFTWARE, AND OTHER RELATED ELECTRONIC  
EQUIPMENT APPARATUS AND SERVICES**

**RESOLUTION NUMBER 2019-06**

**WHEREAS**, the Governing Board of the Bonita Unified School District (“District”) intends on expending funds to procure various telecommunications, equipment, software, and other related electronic equipment, apparatus and services throughout the District;

**WHEREAS**, due to the highly specialized and unique nature of technology, telecommunications, related equipment, software, and services, and due to the fact that such services, products and materials of such nature are undergoing rapid technological changes, and in order to allow for the introduction of new technological changes into the operations, it is in the District’s best interest to procure various telecommunications, equipment, software and other related electronic equipment, apparatus and services in accordance with Public Contract Code section 20118.2;

**WHEREAS**, Public Contract Code section 20118.2 further states that it is in the District’s best interest to consider, in addition to price, factors such as vendor financing, performance reliability, standardization, life-cycle costs, delivery timetables, support logistics, the broadest possible range of competing products and materials available, fitness of purchase, manufacturer’s warranties, and similar factors in the award of contracts for technology, telecommunications, related equipment, software, and services;

**WHEREAS**, the District intends on procuring equipment and services to upgrade wireless access points and fiber optic wide area network (WAN) services throughout the District (collectively, “Telecommunications Equipment and Related Services”);

**WHEREAS**, the procurement of the Telecommunications Equipment and Related Services will be funded in part by the Schools and Libraries Division of the Federal Communications Commission as part of the “E-Rate” Universal Service Fund;

**WHEREAS**, the District finds that the Telecommunications Equipment and Related Services being procured by the District are not available in substantial quantities to the general public in accordance with Public Contract Code section 20118.2(b), and therefore, qualifies for procurement through competitive negotiations;

**WHEREAS**, in accordance with Public Contract Code section 20118.2(d), the District will engage in two separate competitive negotiations for the procurement of the Telecommunications Equipment and Related Services which will include, but not be limited to, all of the following requirements:

1. Two requests for proposals will be prepared and submitted to an adequate number of qualified sources, as determined by the District, to permit reasonable competition consistent with the nature and requirement of the procurement.
2. Notice of the requests for proposals will be published at least twice in a newspaper of general circulation, at least 10 days before the date for receipt of the proposals.
3. The District will make every effort to generate the maximum feasible number of proposals from qualified sources and shall make a finding to that effect before proceeding to negotiate if only a single response to the requests for proposals is received.
4. The requests for proposals will identify all significant evaluation factors, including price, and their relative importance.
5. The District will provide reasonable procedures for the technical evaluation of the proposals received, the identification of qualified sources, and the selection for the award of the contract.
6. Award will be made to the qualified bidder(S) whose proposal meets the evaluation standards and will be most advantageous to the District with price and all other factors considered.
7. If award is not made to the bidder(s) whose proposal contains the lowest price, the District shall make a finding setting forth the basis for the award.

**NOW, THEREFORE, THE BOARD OF EDUCATION DOES HEREBY RESOLVE, DETERMINE, AND ORDER AS FOLLOWS:**

- Section 1. That the above recitals are all true and correct.
- Section 2. That the District intends on procuring the Telecommunications Equipment and Related Services described above and finds that they meet the requirements set forth in Public Contract Code section 20118.2 and therefore, qualify for procurement in accordance with Public Contract Code section 20118.2(d).
- Section 3. That the District's Governing Board hereby approves the delegation of authority and appoints the Assistant Superintendent of Business Services who is hereby authorized and directed, pursuant to a majority of the vote of the Governing Board and Education Code Section 17604 and similar statutes, to do any and all things that may be deemed necessary or advisable in order to effectuate the purpose and intent of this Resolution, all subject to ratification of the Board of Education.

Section 4. That the District will engage in competitive negotiations and comply with the requirements set forth in Public Contract Code section 20118.2(d).

Section 5. That the District will award two contracts for the procurement of Telecommunications Equipment and Related Services described above based on evaluation factors set forth in the requests for proposals and other factors including those set forth in Public Contract Code section 20118.2(a).

Section 6. That this Resolution shall be effective as of the date of its adoption.

**PASSED AND ADOPTED** by the Governing Board of the Bonita Unified School District this 7th day of November, 2018, by the following vote:

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

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

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

ABSTAINED: \_\_\_\_\_

I, Chuck Coyne, President of the Bonita Unified School District Governing Board, do hereby certify that the foregoing is full, true, and correct copy of the Resolution passed and adopted by said Board at a regularly scheduled and conducted meeting held on said date, which Resolution is on file in office of said Board.

\_\_\_\_\_  
President of the Board of Education  
Bonita Unified School District

I, Diane Koach, Clerk of the Board of Education of the Bonita Unified School District Governing Board, do hereby certify that the foregoing Resolution was regularly introduced and adopted by the Board of Education of the Bonita Unified School District Governing Board at a regular meeting thereof held on the 7<sup>th</sup> day of November, 2018, by the above described vote of the Governing Board;

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Bonita Unified School District Governing Board this 7<sup>th</sup> day of November, 2018.

\_\_\_\_\_  
Clerk of the Board of Education  
Bonita Unified School