

DAVIS JOINT UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 54-16

A RESOLUTION OF THE BOARD OF EDUCATION OF THE DJUSD AUTHORIZING AND DIRECTING THE SUPERINTENDENT OR SUPERINTENDENT’S DESIGNEE TO APPLY FOR CONSTRUCTION FUNDING, SIGN FUNDING AGREEMENT, AMENDMENTS, AND CERTIFICATIONS FOR FUNDING UNDER THE DRINKING WATER STATE REVOLVING FUND (DWSRF), AND AUTHORIZING THE SUPERINTENDENT OR SUPERINTENDENT’S DESIGNEE TO APPROVE CLAIMS FOR REIMBURSEMENT, EXECUTE BUDGET AND EXPENDITURE SUMMARY, SIGN THE FINAL RELEASE FORM, AND SIGN THE CERTIFICATION OF PROJECT COMPLETION.

WHEREAS, the Governing Board (the “Board”) of the Davis Joint Unified School District (the “District”) has determined that the DWSRF provides funding to local agencies to fund and finance the costs of critical water infrastructure; and

WHEREAS, the District seeks funding for a project commonly known as the Fairfield Elementary School Hexavalent Chromium (Cr6) Drinking Water Compliance Project (“Project”); and

WHEREAS, the District has one well serving all water needs at its Fairfield Elementary School site that violates the new State of California Cr6 primary MCL; and

WHEREAS, wellhead treatment is required to remove Cr6 from the well supply to levels that meet the Cr6 primary drinking water MCL on a reliable basis; and

WHEREAS, the well supply serves sensitive populations including elementary school children who are exposed to high Cr6 levels unless removed to safe concentrations who are currently reliant on bottled water for drinking needs;

WHEREAS, the District is eligible for funding through the DWSRF program with schools designated as Small Systems and Severely Disadvantaged applicants for consideration of funding; and

WHEREAS, providing a safe reliable water supply for students, teachers and staff at all District facilities is a top priority for the Board necessitating immediate remedial action for sites impacted by the State Cr6 drinking water regulation.

NOW, THEREFORE, the Board of the District hereby finds, determines, declares and resolves as follows:

Section 1. All of the recitals set forth above are true and correct and the Board so finds and determines.

Section 2. That the Board of Education hereby authorizes and directs the Superintendent or Superintendent's designee to apply, sign and file on behalf of the Davis Joint Unified School District a financial assistance application for a funding agreement from the State Water Resources Control Board for (the Project);

Section 3. The Superintendent or Superintendent's designee is hereby authorized and directed to do any and all things, and to execute and deliver any and all documents which they may, in consultation with legal counsel, deem necessary or advisable in order to consummate DWSRF program funding agreement for the Project and any amendments thereto, and provide the assurances, certifications and commitments required therefor;

Section 4. The Superintendent or Superintendent's designee representative is hereby authorized to represent the District in carrying out the District's responsibilities under the funding agreement, including approving and submitting disbursement requests (including Claims for Reimbursement) or other required documentation, compliance with applicable state and federal laws, and making any other necessary certifications; and

Section 5. The authority granted hereunder shall be deemed retroactive. All acts authorized hereunder and performed prior to the date of this Resolution are hereby ratified and affirmed. The State Water Resources Control Board is authorized to rely upon this Resolution until written notice to the contrary, executed by each of the undersigned, is received by the State Water Resources Control Board. The State Water Resources Control Board shall be entitled to act in reliance upon the matters contained herein, notwithstanding anything to the contrary contained in the formation documents of the DJUSD or in any other document.

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

APPROVED, PASSED AND ADOPTED by Governing Board of the Davis Joint Unified School District, Yolo County, State of California, this 2nd day of June, 2016, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

President of the Governing Board of
Davis Joint Unified School District