

**BEFORE THE BOARD OF EDUCATION OF THE LODI UNIFIED SCHOOL DISTRICT
OF THE COUNTY OF SAN JOAQUIN STATE OF CALIFORNIA**

**RESOLUTION 2024-21
AUTHORIZATION TO USE SOLE SOURCE PROVIDER:
EDWARDS SYSTEMS TECHNOLOGY**

WHEREAS, the Lodi Unified School District (“District”) approved the portable construction at Millswood Middle School and J.A.E.S.C. (“Projects”);

WHEREAS, Public Contract Code section 3400 states that a school district cannot limit “the bidding, directly or indirectly, to any one specific concern” when “letting of contracts for the construction, alteration, or repair of public works,” unless the district “makes a finding that is described in the invitation for bids or request for proposals” that a particular material, product, thing, or service is designated by specific brand or trade name for one of the following purposes:

1. so that “a field test or experiment may be made to determine the product’s suitability for future use”;
2. “to match other products in use on a particular public improvement either completed or in the course of completion”;
3. “to obtain a necessary item that is only available from one source”; or
4. to respond to certain emergency situations;

WHEREAS, District staff wish to match other products in use on a particular public improvement in the course of completion by using Edwards Systems Technology (“Product”) for fire alarm system on the Projects at the Millswood Middle School and J.A.E.S.C. sites; and

NOW, THEREFORE, BE IT RESOLVED, the Board of Education of the Lodi Unified School District hereby resolves, determines, and finds the following:

Section 1. That the foregoing recitals are true.

Section 2. That use of Edwards Systems Technology (“Product”) for fire alarm systems is the only acceptable material, product, thing, or service for the Projects because it is necessary to match other products in use on a particular public improvement in the course of completion at the Millswood Middle School and J.A.E.S.C. sites.

Section 3. That the Superintendent, or designee, is authorized to take all further action necessary to carry out, give effect to, and comply with the terms and intent of this Resolution.

BE IT FURTHER RESOLVED that the Superintendent of the District, the Associate Superintendent, CBO, and other officers of the District, and each of them individually, are hereby authorized and directed, for and in the name of and on behalf of the District, to execute and deliver any and all documents, to do any and all things, and take any and all actions that may be necessary or advisable, in their discretion, in order to complete the changes, and to effect the purposes of this Resolution. All actions heretofore taken by officers, employees, and agents of this District that are in conformity with the purposes and intent of this Resolution are hereby approved, confirmed, and ratified.

PASSED AND ADOPTED this 5th day of March 2024, by the following vote of the Board of Education of the Lodi Unified School District:

AYES:
NOES:
ABSTAIN:
ABSENT:
ATTEST:

Clerk of the Board of Education

President of the Board of Education