

**MT. PLEASANT ELEMENTARY SCHOOL DISTRICT
RESOLUTION NO. 22/23 - 09**

**RESOLUTION OF THE BOARD OF TRUSTEES OF THE MT. PLEASANT
ELEMENTARY SCHOOL DISTRICT OF INTENTION TO LEASE SURPLUS
PROPERTY VIA REQUEST FOR PROPOSALS PROCESS**

WHEREAS, the Mt. Pleasant Elementary School District ("District") Board of Trustees ("Board"), voted in on February 16, 2022, to close the Valle Vista Elementary School site as of June 30, 2022; and

WHEREAS, the Board of Trustees of the District did appoint a property advisory committee ("7-11 Committee") to provide input and recommendations regarding the use disposition of the Valle Vista Elementary School site, in accordance with Education Code section 17389 et seq.; and

WHEREAS, the Board accepted the June 8, 2022 recommendation of the 7-11 Committee to declare the Valle Vista Elementary School, site located at 2400 Flint Avenue, San Jose, CA, to be surplus property ("Surplus Site") and earlier in this August 10, 2022 meeting, adopted a Resolution No. 22/23-08 memorializing the Board's decision to accept the 7-11 Committee's recommendation and adopted a resolution formally declaring the Surplus Site; and

WHEREAS, the District now desires to release an Request for Proposals ("RFP") for the lease of the Surplus Site and intends to review and consider all proposals received in response thereto at its regular meeting to be held on October 12, 2022, or such later date as indicated herein, at which time the Board may approve a proposer, direct staff to enter into lease negotiations with one or more proposers, take action to extend the time for additional proposals or other actions deemed by the Board to be in the District's best interests.

NOW, THEREFORE, THE BOARD OF TRUSTEES OF THE MT. PLEASANT ELEMENTARY SCHOOL DISTRICT DOES HEREBY RESOLVE, DETERMINE AND ORDER AS FOLLOWS:

Section 1. Recitals. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. Declaration of Intent to Lease Surplus Site. The Board hereby declares its intent, pursuant to Education Code Section 17466, to lease the Surplus Site. A Request for Proposals substantially in the form presented herewith is approved, subject to such edits, amendments or additions as the Superintendent shall approve. The Board shall on October 12, 2022, review and consider all proposals received, unless, in the discretion of the Superintendent, additional time is needed to receive, review or evaluate proposals, in which case the Board shall review all proposals received on November 9, 2022.

Section 3. Delegation to Staff. District staff is authorized to take all actions necessary to implement this Resolution, including providing any requisite legal notice of the Board's intent to review all proposals as described herein. All actions heretofore taken by the officers, employees and agents of the District with respect to the matters set forth above are hereby approved, confirmed and ratified. In the event that a proposal is selected but negotiations are unsuccessful or do not culminate in a lease responsive to the District's

needs, the Board hereby authorizes staff to select another proposer, request additional or new proposals, extend the time for proposals, modify terms of the RFP, or take such other action deemed in the District's best interest to obtain a lease arrangement and make recommendations for Board review and approval at a later date.

Section 4. This Resolution shall take effect from and after its date of adoption.

PASSED, ADOPTED, and APPROVED by the Board of Trustees of the Mt. Pleasant Elementary School District this 10th day of August, 2022 by the following votes:

AYES: 5

NOES: 0

ABSENT: 0

By: Melissa God-Lopez VP
President, Board of Trustees

ATTEST:

By: William Derek Gray
Secretary, Board of Trustees