

RESOLUTION NO. 19/20-23

RESOLUTION OF THE GOVERNING BOARD OF THE WILLIAM S. HART UNION HIGH SCHOOL DISTRICT AUTHORIZING THE RELEASE OF WITHHELD FUNDS REGARDING THE CONSTRUCTION OF THE EAST ACCESS ROAD FOR CASTAIC HIGH SCHOOL

WHEREAS, on October 17, 2012, the Governing Board (“Board”) of the William S. Hart Union High School District (“District”) certified the Final Environmental Impact Report for the Castaic High School project (“Project”); and

WHEREAS, on November 7, 2012, the District entered into a “Purchase Agreement and Escrow Instructions” (“Agreement”) with Romero Cyn LLC and Romero Cyn II, LLC (collectively, “Romero”), which required that the Project’s on-site and off-site infrastructure would be delivered to the District in its construction-ready condition as specified in the Agreement; and

WHEREAS, part of the on-site and off-site infrastructure for the Project included the construction of an access road identified as the “East Access Road,” which is commonly known as Sloan Canyon Road, which runs east from the Project toward the Interstate 5 freeway; and

WHEREAS, the District worked with the County of Los Angeles (“County”) regarding the design, approval, and construction of the East Access Road; and

WHEREAS, the County requested that certain County forms be executed by the District in order for the grading permit to be issued authorizing the construction on the Project and the construction of the East Access Road; and

WHEREAS, the County also agreed to waive the requirement for the purchase of a bond for the grading and construction of the East Access Road if the District agreed to segregate the sum of six million, nine hundred thousand dollars (\$6,900,000) (“Segregated Funds”) to be held in lieu of a bond and utilized only for the construction of the grading and East Access Road construction activities until such activities are completed or released; and

WHEREAS, at the Board’s meeting on July 16, 2014, the Board approved Resolution No. 14/15-13, which authorized the segregation of the Segregated Funds; and

WHEREAS, thereafter, District staff caused the Segregated Funds to be removed out of the budget for the Project and to be held by the County of Los Angeles Treasurer and Tax Collector in Building Fund No. 21.3 Measure SA; and

WHEREAS, Romero has informed the District in writing that the construction of the East Access Road is complete; and

WHEREAS, District staff desire that the Board authorize the release of the Segregated Funds and allow District staff to place the Segregated Funds back into the District's facilities account(s).

NOW, THEREFORE, the Governing Board does hereby find, determine, resolve, and order as follows:

Section 1. The foregoing recitals are true, correct, and are incorporated herein as if fully set forth.

Section 2. The Board hereby certifies that the East Access Road is complete.

Section 3. The Board hereby authorizes Superintendent, or Superintendent's designee(s), to seek the release of the Segregated Funds and to place the Segregated Funds into any appropriate District facilities account(s).

Section 4. Superintendent, or Superintendent's designee(s), is also hereby authorized to perform all actions needed or desired to carry out, or comply with, this Resolution.

Section 5. This Resolution shall take effect immediately upon approval by the Board.

APPROVED, ADOPTED, AND SIGNED on January 15, 2020.

**GOVERNING BOARD OF THE
WILLIAM S. HART UNION HIGH
SCHOOL DISTRICT**

By: _____
Linda Storli, President of the Governing
Board of the William S. Hart Union High
School District

By: _____
Dr. Cherise Moore, Clerk of the Governing
Board of the William S. Hart Union High
School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I, Dr. Cherise Moore, Clerk of the Governing Board of the William S. Hart Union High School District, do hereby certify that: (i) the Governing Board duly approved and adopted the foregoing Resolution No. 19/20-23 during its regular meeting on January 15, 2020; (ii) an agenda and notice of such meeting were prepared and posted as required by law; (iii) a quorum of the Governing Board was present and acting throughout such meeting; and (iv) the Governing Board approved and adopted Resolution No. 19/20-23 by the following vote:

AYES:

NOES:

ABSTENTIONS:

ABSENT:

By: _____
Dr. Cherise Moore, Clerk of the Governing
Board of the William S. Hart Union High
School District

STATE OF CALIFORNIA)
) ss.
COUNTY OF LOS ANGELES)

I, Dr. Cherise Moore, Clerk of the Governing Board of the William S. Hart Union High School District, do hereby certify that: (i) the foregoing is a full, true, and correct copy of Resolution No. 19/20-23 duly adopted by the Governing Board during its regular meeting held on January 15, 2020; and (ii) as of the date specified below, the Governing Board has not modified or repealed Resolution No. 19/20-23.

Dated: January 15, 2020

By: _____
Dr. Cherise Moore, Clerk of the Governing
Board of the William S. Hart Union High
School District