

DUBLIN SCHOOLS

DUBLIN UNIFIED SCHOOL DISTRICT

RESOLUTION NO. 2019/20-49

DUBLIN UNIFIED SCHOOL DISTRICT BOARD OF TRUSTEES, ALAMEDA COUNTY, STATE OF CALIFORNIA

APPROVAL OF ACQUISITION OF REAL PROPERTY LOCATED AT 7425 LARKDALE AVENUE, DUBLIN, CALIFORNIA 94568 (APN 941-0181-030-01) AND APPROVAL OF PURCHASE AGREEMENT

WHEREAS, the Catalight Foundation, formally known as Easterseals Bay Area, a California nonprofit public benefit corporation ("**Seller**") is the fee owner of real property consisting of approximately 29,587 square feet of real property located at 7425 Larkdale Avenue, Dublin, California, 94568, and having the Assessor's Parcel Number 941-0181-030-01, inclusive of all improvements located thereon (the "**Property**");

WHEREAS, the Board of Trustees ("**Board**") of the Dublin Unified School District ("**District**") is considering possible future uses for the Property but has not yet determined the specific use;

WHEREAS, Seller desires to sell the Property to the District, and the District desires to purchase the Property under the terms and conditions set forth in the Real Estate Purchase and Sale Agreement and Joint Escrow Instructions between Seller and District ("**Purchase Agreement**"), a true and correct copy of which is attached hereto as Exhibit A and incorporated by this reference;

WHEREAS, the Board finds that it is in the best interests of the District to proceed with the purchase of the Property from the Seller in accordance with the Purchase Agreement;

WHEREAS, the proposed acquisition of the Property by the District (the "**Project**") is a "project" for purposes of the California Environmental Quality Act ("CEQA");

WHEREAS, in instances where it can be seen with certainty that there is no possibility that the project in question may have a significant effect on the environment under Section 15061(b)(3) of the CEQA Guidelines (California Code of Regulations Title 14, Chapter 13), the project is not subject to CEQA, and the project is exempt from CEQA;

WHEREAS, the Project does not involve any of the following and so is eligible for a categorical exemption as described above under CEQA Guidelines Section 15300.2:

- (a) The cumulative impact of successive projects of the same type in the same place, which over time are significant;

- (b) An activity where there is a reasonable possibility that the activity will have a significant effect on the environment due to unusual circumstances;
- (c) A project which may result in damage to scenic resources, including but not limited to, trees, historic buildings, rock outcroppings, or similar resources, within a highway officially designated as a state scenic highway;
- (d) A hazardous waste site which is included on any list compiled pursuant to Section 65962.5 of the Government Code; and
- (e) A project which may cause a substantial adverse change in the significance of historical resource.

WHEREAS, CEQA Guidelines Section 15004(b) authorizes the District to enter into land acquisition agreements without undertaking CEQA review if the District conditions the future use of the site on CEQA compliance.

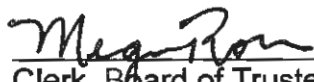
NOW, THEREFORE, THE DUBLIN UNIFIED SCHOOL DISTRICT FINDS, DECLARES, ORDERS, AND RESOLVES AS FOLLOWS:

1. The foregoing recitals are adopted as true and correct.
2. The purchase of the Property is hereby approved and ratified, on the terms and conditions contained in the attached Purchase Agreement, which is also hereby approved;
3. The District's Interim Superintendent and, in his absence, the Acting Superintendent and the Assistant Superintendent of Business Services, are authorized and directed to execute the Purchase Agreement on behalf of the District; to open and close escrow on the purchase of the Property; to pay all required fees and charges on behalf of the District; to execute the certificate of acceptance, an appropriate grant deed, and any additional escrow instructions relating to the sale; to execute any additional documents required by the Purchase Agreement; and to take all other steps necessary or convenient to purchase and acquire the Property in accordance with this Resolution, including making any minor, non-substantive modifications to the above referenced documents, if necessary.
4. The Project is exempt from CEQA because it can be seen with certainty that there is no possibility that the Project may have a significant effect on the environment under CEQA Guidelines Section 15061(b)(3).
5. The Board hereby authorizes and directs District staff to file a Notice of Exemption with the County Clerk of Alameda County in accordance with the terms of CEQA and its implementing regulations.
6. The District hereby conditions future use of the Property on compliance with CEQA prior to such use under the California Code of Regulations, Title 14, Section 15004(b).
7. This Resolution shall take effect immediately upon its adoption.

The foregoing Resolution was adopted this 25th day of June, 2019.

PASSED and ADOPTED this 25th day of June, 2019, by the Dublin Unified School District Board of Trustees, of the County of Alameda, to wit:

AYES: Miller, Rouse, Cherrier
NOES: None
ABSENT: None
ABSTAIN: None



Clerk, Board of Trustees
Dublin Unified School District
County of Alameda
State of California

Dublin Unified School District
Education Protection Account Expenditure Summary
Fiscal Year 2018-19
General Fund, Resource 1400

Description	Function	Amount
EXPENDITURES AND OTHER FINANCING USES		
(Objects 1000-7999)		
Instruction	1000-1999	18,427,698.00
Instruction-Related Services		
Instructional Library, Media, and Technology	2420	0.00
Other Instructional Resources	2490-2495	0.00
Pupil Services		
Guidance and Counseling Services	3110	0.00
Psychological Services	3120	0.00
Attendance and Social Work Services	3130	0.00
Health Services	3140	0.00
Speech Pathology and Audiology Services	3150	0.00
Pupil Testing Services	3160	0.00
Pupil Transportation	3600	0.00
Food Services	3700	0.00
Other Pupil Services	3900	0.00
Ancillary Services	4000-4999	0.00
Community Services	5000-5999	0.00
Enterprise	6000-6999	0.00
Plant Services	8000-8999	0.00
Other Outgo	9000-9999	0.00
County Office of Education Only		
County Services to Districts (without regard to Function) (Goal 8600)	various	0.00
TOTAL EXPENDITURES AND OTHER FINANCING USES		18,427,698.00
AMOUNT AVAILABLE FOR THIS FISCAL YEAR		
Adjusted Beginning Fund Balance (Objects 9791-9795)		0.00
Revenue Limit Sources (Object 8012)		18,427,698.00
TOTAL AVAILABLE		18,427,698.00
BALANCE (Total Available minus Expenditures & Other Financing Uses)		0.00