

CALIFORNIA EDUCATIONAL FACILITIES AUTHORITY
(“CEFA” or the “Authority”)

STAFF SUMMARY RECOMMENDATION

Resolution No. 2018-02

December 6, 2018

PURPOSE OF THE REQUEST:

Staff is requesting the Authority allow the Chairperson, or any deputy to the Chairperson to enter into contracts on behalf of the Authority for amounts not to exceed \$300,000.

BACKGROUND:

Section 94125 of the CEFA Act authorizes the Authority to delegate the power to the Executive Director or any other official or employee of the Authority to enter into contracts on behalf of the Authority.

Currently, the Authority allows the Executive Director to enter into contracts on behalf of the Authority for amounts not to exceed \$300,000. In addition, the Deputy Executive Director or the Operations Manager are authorized to enter into such contracts in limited circumstances when the Executive Director is unable or unavailable to exercise the delegated authority.

CEFA routinely enters into a variety of contracts in its ordinary course of business for its operation and program needs, including a contract with the State Treasurer’s Office for administrative and other related services, such as a Financial Analyst, a Financial Advisor, an Auditor, and law firms for Issuer’s counsel services on an as-needed basis.

State contracting requires extensive time and multiple processes. Contracts are time sensitive and; thus, any improvement in the contracting process would have an immediate effect on operational efficiencies. By adding the delegation power to the Chairperson, or any deputy to the Chairperson the authority to enter into contracts would greatly improve the Authority’s business operations’ overall efficiency.

RECOMMENDATION:

Staff recommends approval of Resolution No. 2018-02 to add delegation power to the Chairperson, or any deputy to the Chairperson, for the execution of contracts on behalf of the Authority for amounts not to exceed \$300,000.

RESOLUTION NO. 2018-02

**RESOLUTION OF THE CALIFORNIA EDUCATIONAL FACILITIES
AUTHORITY APPROVING DELEGATION OF POWER TO ENTER INTO
CONTRACTS**

WHEREAS, the California Educational Facilities Authority (the “Authority”) was created under the California Educational Facilities Authority Act codified under Section 94100 et seq. of the Education Code (the “Act”); and

WHEREAS, Section 94125 of the Act provides that the Authority may delegate to the Executive Director or any other official or employee of the Authority the power to enter into contracts on behalf of the Authority;

NOW, THEREFORE, BE IT RESOLVED by the California Educational Facilities Authority as follows:

SECTION 1. The Chairperson, or any designee to the Chairperson, or the Executive Director, may enter into contracts on behalf of the Authority for up to the amount of \$300,000, including any amendments to contracts on behalf of the Authority as long as the total amount of the contract does not exceed \$300,000.

SECTION 2. Should the Executive Director be unavailable or unable to exercise the power delegated under this Resolution, the Deputy Executive Director or the Operations Manager may enter into contracts on behalf of the Authority for up to the amount of \$300,000, including any amendments to contracts on behalf of the Authority as long as the total amount of the contract does not exceed \$300,000.

SECTION 3. The Executive Director shall report to the Authority at the next scheduled Authority meeting, actions taken pursuant to the delegation of power under this Resolution for any contract with a total amount exceeding \$10,000.

SECTION 4. This Resolution replaces and supersedes Resolution No. 2015-02, and becomes effective immediately upon its adoption.

Date of Adoption: _____