

**RESOLUTION OF THE GOVERNING BOARD  
KERN COMMUNITY COLLEGE DISTRICT  
KERN COUNTY, CALIFORNIA**

In the matter of ) **RESOLUTION NO R-07-2023**  
 )  
AUTHORIZING THE DONATION )  
OF SURPLUS PERSONAL )  
PROPERTY PURSUANT TO CALIFORNIA )  
EDUCATION CODE §81450.5 )  
\_\_\_\_\_ )

**RECITALS**

**A. WHEREAS**, California Education Code section 81450.5 provides in part that “a community college district may... donate any personal property belonging to the district if all of the following criteria are met”:

- (i) The property is not required for school purposes, or if it should be disposed of for the purpose of replacement, or if it is unsatisfactory or not suitable for school use;
- (ii) The property is exchanged with, or sold or donated to, a school district, community college district, or other public entity that has had an opportunity to examine the property proposed to be exchanged, sold, or donated; and
- (iii) The receipt of the property by a school district or community college district would not be inconsistent with any applicable districtwide or school site technology plan of the recipient district.

**B. WHEREAS**, Kern Community College District (“District”) owns, and wishes to donate, seven (7) modular classrooms (“Classrooms”) to the California Department of Corrections and Rehabilitation at Tehachapi CA, (CDCR) for use in inmate instruction. The Classrooms are currently located at the District’s 1450 Timmons Avenue Delano, CA campus. The Classrooms have been determined to be no longer required for school/District purposes and/or no longer suitable for school/District use.

**C. WHEREAS**, CDCR has had the opportunity to examine the Classrooms proposed to be donated and found them to be acceptable.

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The above recitals are true and correct.
2. That the Classrooms identified on Exhibit A are no longer needed for school purposes


and/or are unsuitable for school/District use.

3. That the criteria of Education Code section 81450.5 (a)-(c) have all been met and that the Classrooms identified on Exhibit A may be donated to CDCR.
4. That by unanimous vote on this resolution, the Board authorizes the Chief Financial Officer to donate the Classrooms to CDCR and to take all necessary actions to complete the donation of the Classrooms and transfer same into CDCR's possession.

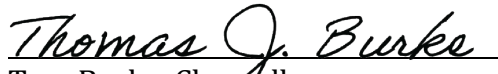
**PASSED AND ADOPTED** as Kern Community College District Resolution No. R-07-2023 on this 14th day of September, 2023, by the following called vote:

AYES: 5      NOES: 0      ABSENT: 2      ABSTENSTIONS: 0

GOVERNING BOARD OF THE  
KERN COMMUNITY COLLEGE DISTRICT

By   
Romeo Agbalog,  
President, Board of Trustees

I certify that the Resolution is a full and correct excerpt from the Journal of the Board of Trustees of the Kern Community College District pertaining to the adoption of the Resolution at a meeting held on September 14, 2023.

  
Tom Burke, Chancellor  
Authorized Agent of the Board of Trustees  
of the Kern Community College District

**EXHIBIT A**  
**IDENTIFICATION OF CLASSROOMS TO**  
**BE DONATED**

Room #s	1011
	1012
	1013
	1102
	1103
	1104
	1105