COVINA-VALLEY UNIFIED SCHOOL DISTRICT

PUBLIC AUCTION OF SURPLUS COMPUTERS

PURSUANT TO EDUCATION CODE SECTION 17545

BID PROCESS SUMMARY

Covina-Valley Unified School District ("District") intends to sell certain surplus computers ("Computer Units") to the highest responsible bidder through a public auction pursuant to Education Code section 17545 and the terms and conditions set forth herein. The Computer Units are identified and described in Exhibit A and Exhibit B to this Bid Document. The District intends to sell the Exhibit A Computer Units together and Exhibit B Computer Units together and will not accept bids for individual Computer Units at this time.

PUBLIC INSPECTION

The Computer Units will be made available for public inspection at the address below on September 13, 2019 between 9:00am and 12pm.

Covina-Valley Unified School District Purchasing Department 519 E. Badillo Street Covina, CA 91723

During this public inspection, interested parties will be authorized to visually review the Computer Units but will not be authorized to use the Computer Units.

BID PROCESS

The District will complete the sale of the Computer Units through a public auction process in accordance with Education Code section 17545 as follows:

1. Written bids may be submitted to the District on the attached Bid Form before September 24, 2019 at 1:00pm at the following address, via electronic mail to rharbert@c-vusd.org or mail: Covina-Valley Unified School District Purchasing Department 519 E. Badillo Street Covina, CA 91723

- 2. The District's bid auction hearing will be held on September 24, 2019 at 2:00pm. At this bid hearing, the District will review and identify the highest written bid. After the highest written bid is identified, the District will conduct a silent auction whereby interested parties will be invited to make bids until the highest total bid is identified.
- 3. If the highest bid is made through the silent bid process, the highest bidder will be required to complete the attached Bid Form. The District will then complete the attached Purchase Agreement with the highest bidder's information for execution.

By submitting a bid, all bidders confirm that they will execute the attached Purchase Agreement and comply with all terms set forth therein. These terms include, but are not limited to, the following: 1) All Computer Units must be purchased in an "as-is" condition and 2) All bidders must release the District from any claim of harm caused by, or related to, the Computer Units. If the highest bidder fails or refuses to execute the Purchase

Agreement, the District reserves the right to enter into the Purchase Agreement with the next highest bidder or otherwise pursue the sale of the Computer Units as authorized by the Education Code.

The District will not accept late or incomplete bids. Thus, interested parties are solely responsible for ensuring their written bids are received by the District and/or ensuing they have a representative present at the bid auction hearing. If you have any questions, please contact the District Contact identified above.

BID FORM

	CASH PURCHASE PRICE IN BIT "A"	N WORDS OFFERE	D FOR AL	L COMPUTER	UNITS	LISTED IN
				(\$)
1b. EXHI	CASH PURCHASE PRICE IN BIT "B"	N WORDS OFFERE	D FOR AL	L COMPUTER	UNITS	LISTED IN
				(\$)
ATTA INDIC	BIDDER HEREBY CONFIRM COMPUTER UNITS IDENTIFICHED HERETO. IF YOU DON CATE NO BID ON THE EXHIBIT EXHIBIT CONTROL OF THE PROPERTY OF THE PROPE	TED HEREIN IN THE N'T INTEND TO BITH IT LIST YOU ARE NOTE THE TOTAL TO THE TENTE THE THE TENTE THE TENTE THE TENTE THE TENTE THE TENTE THE TENTE THE THE TENTE THE TENTE THE TENTE THE TENTE THE TENTE THE TENTE THE THE TENTE THE	E FORM CON BOTH OT BIDDING	OF THE PURC I EXHIBIT "A" IG.	HASE AO	GREEMENT XHIBIT "B",
Prope	Name of Bidder					
Addre	SS					
Ву:	Signature of Bidder	D	ate:			
Its:	Title of Bidder	E	mail:			
Tel: _						

<u>NOTE</u>: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of authorized officers or agent; if bidder is a partnership, the true name of the firm shall be set forth above, together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership; and if bidder is an individual, his signature shall be placed above.

PURCHASE AND SALE AGREEMENT

This	PURCE	IASE AND	SALE	AGREEMENT	("AGREE	MENT")	is entered	into this	day of
 	,	between	the	Covina-Valley	Unified	School	District	("DISTRIC	CT") and
 			("Bl	JYER") (collecti	ively the "P	arties").			

This AGREEMENT is made with reference to the following facts:

- A. DISTRICT desires to sell to BUYER, pursuant to the terms set forth herein, the Computer Units, identified as in Exhibit A and deemed to be surplus property by the DISTRICT pursuant to Education Code section 17545 (hereinafter the "PROPERTY").
- B. BUYER desires to purchase from DISTRICT the PROPERTY AS-IS and in the condition presently found, despite any defects or damage to the PROPERTY which may exist.

For good and valuable consideration, the receipt of which the parties hereby acknowledge, the Parties agree as follows:

1. Terms.

- a. <u>Price and Removal</u>. DISTRICT agrees to sell the PROPERTY to BUYER and BUYER agrees to purchase the PROPERTY from DISTRICT for ______ ("Purchase Price"). BUYER shall be responsible for all costs associated with the removal of the PROPERTY. BUYER shall coordinate its removal of the PROPERTY from DISTRICT property with DISTRICT staff.
- b. <u>Release</u>. BUYER hereby waives, releases and forever discharges the DISTRICT, its officers, directors, employees, agents and representatives from and against any and all actions, causes of action, actual or potential claims, liabilities, demands, damages, losses, costs and expenses of any nature whatsoever, whether known or unknown, fixed or contingent arising out of or in any way related to the PROPERTY, including any injury or damage to any property arising from the operation or testing of the PROPERTY at any time.
- c. <u>AS-IS</u>. The PROPERTY is being sold "AS IS" and with all faults, whether patent or latent. The entire risk as to the quality, condition and performance of the PROPERTY is with BUYER. Accordingly, DISTRICT makes no warranty, express or implied, and BUYER disclaims any warranty of any other kind, including any warranty of merchantability or fitness for a particular purpose or any guarantee that the PROPERTY will work as advertised or originally intended. Should the PROPERTY prove defective, damaged, faulty, flawed or imperfect in any way following its purchase, BUYER and not DISTRICT assumes the entire cost of all necessary servicing, replacement, disposal or repair. BUYER is assuming all risk associated with the PROPERTY and BUYER releases DISTRICT from any liability arising out of use or condition of the PROPERTY, as provided for in this AGREEMENT.

The provisions of Sections 1(b) and 1(c) shall survive the termination or expiration of this AGREEMENT.

- 2. <u>Third Party Relationships</u>. Nothing contained in this AGREEMENT shall create a contractual relationship with, or cause of action in favor of, any third party against the DISTRICT.
- 3. <u>Entire Agreement</u>. This AGREEMENT contains the entire understanding of the Parties with respect to the entire subject matter hereof, and any and all prior discussions, negotiations, commitments and understandings related hereto are hereby merged herein. No representations, oral or otherwise, express or implied, other than those contained within this AGREEMENT have been made by any Party hereto.

- 4. <u>Modification of Agreement</u>. This AGREEMENT may be supplemented, amended, or modified only by the mutual agreement of the Parties. No supplement, amendment, or modification of this AGREEMENT shall be binding unless it is in writing and signed by both Parties.
- 5. <u>Binding.</u> This AGREEMENT shall bind and inure to the benefit of the Parties hereto and to their respective successors, assigns, legatees, heirs, and personal representatives.
- 6. <u>Counterparts</u>. This AGREEMENT may be executed in any number of counterparts, each of which shall be deemed an original and all of which shall constitute together one and the same instrument.
- 7. <u>Authority</u>. Each Party warrants that they have the authority to execute and to enter into this AGREEMENT.

DISTRICT and BUYER evidence their full understanding of this AGREEMENT, as of the date first written above, by execution below:

COVINA-VALLEY UNIFIED SCHOOL DISTRICT	
By: Its:	By: Its:

Description	Tag Number	Serial Number
Macbook Pro	224226	CPWKP11ADTY3
Macbook Pro	224231	CPWKP1C0DTY3
Macbook Pro	224234	SMJ045UME
Macbook Pro	224236	CPWKP1FYDTY3
Macbook Pro	224238	SMJ045V10
Macbook Pro	224241	CPWKP1BWDTY3
Macbook Pro	245805	FVFW14UTHV29
Macbook Pro	245806	FVFW148VHV29
Macbook Pro	245807	FVFW12VUHV29
Macbook Pro	245808	FVFW14G6HV29
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Macbook Pro	245810	FVFW14N9HV29
Macbook Pro	245811	FVFW14RMHV29
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Macbook Pro	245814	FVFW14MRHV29
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Macbook Pro	219826	C1MKQ1KBDV30
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Macbook Pro	219822	C1MKQ1EZDV30
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Macbook Pro	221898	C1MM82MSDV30
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Macbook Pro	221966	C1MM82R4DV30
Macbook Pro	220307	C1ML762SDV30
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Macbook Pro	219404	CPWKP1CVDTY3
Macbook Pro	218982	C02HVM43DTY3
MacBook Air	245700	C1MVW0W7J1WL
Macbook Pro	224213	CPWKP1CYDTY3
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MacBook Air	244957	C1MT25CAH3QF
iBook	210415	S4H52316BS85
Macbook Pro	212373	SW880601JXAH
iBook	213055	S4H6050M9SE9
iMac	213337	G86127SFSCG

iBook	213753	S4H6230BZSE9
Macbook Pro	215134	SW800624V8YA
MacBook 13 inch	215177	SW80096GW8PW
MacBook 13 inch	215278	SW80185S0FYN
MacBook 13 inch	215282	SW80185KFFYN
Macbook Pro	215968	SW81052QDAGU
Macbook Pro	215971	SW81052RYAGU
Macbook Pro	215985	W81052MWAGU
MacBook 13 inch	216517	S4513402BF5X
Macbook Pro	217046	SC02GQ2NBDV16
Macbook Pro	217051	SC02GQ2N8DV16
Macbook Pro	217587	SC1MH9R7NDV13
Macbook Pro	217705	SC02HD0FFDV13
Macbook Pro	217879	SC02HR2QPDV13
Macbook Pro	218818	C02JDJF8DTY3
Macbook Pro	218840	SC02JDG1HDTY3
Macbook Pro	218844	SC02JDJ6YDTY3
Macbook Pro	218888	SCPWJL05JDTY3
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Macbook Pro	220736	CPWL8T8HDTY3
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Macbook Pro	221953	SC1MM82QEDV30
Macbook Pro	221956	SC1MM82RWDV30
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Macbook Pro	221980	SC1MM82Q8DV30
Macbook Pro	221999	SC1MM8270DV30
Macbook Pro	222000	C1MM82RFDV30
Macbook Pro	222042	SC1MPJ0KVDV30
Macbook Pro	222043	SC1MPJ0AWDV30

Macbook Pro	222220	SC1MPM0XUDV30
Macbook Pro	222221	SC1MPM0RADV30
Macbook Pro	222856	SC02PN1CFFVH3
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Macbook Air	222882	SC02PMPLXFVH3
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Macbook Pro	223762	SC02QK09FFVH4
Macbook Pro	223901	SC1MQN09HDV30
Macbook Pro	223908	SC02QMBAMFVH3
MacBook Air	223916	SC02QM0E9FVH3
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Macbook Pro	27752227	SFVFWKAZTHV29
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MacBook Air	245870	C1MWKBVTJ1WK
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MacBook Air	245874	C1MWK7TMJ1WK
MacBook Air	245862	C1MWJ91AJ1WK
MacBook Air	245875	C1MWK7UYJ1WK
MacBook Air	245868	C1MWK97MJ1WK
MacBook Air	245866	C1MWK6DTJ1WK
Macbook Pro	225039	C02MDAVQFH00
MacBook Air	245878	C1MWK9PBJ1WK
MacBook Air	245860	C1MWKDZ8J1WK
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Macbook Pro	224133	C02HVN4MDTY3
MacBook Air	245861	C1MWJ4ZCJ1WK

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Macbook Pro	219001	C02HVPVDDTY3
Macbook Pro	224206	CPWKP0K7DTY3
Macbook Pro	219790	CPWKP1FUDTY3
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Macbook Pro	219820	C1MKQ1F8DV30
Macbook Pro	218985	C02HVQH7DTY3
MacBook Air	245867	C1MWKBWSJ1WK
MacBook Air	245865	C1MWJCD4J1WK
MacBook Air	245869	C1MWK9FFJ1WK
MacBook Air	245858	C1MWKDSYJ1WK
Macbook Pro	218978	C02HVLZJDTY3
Macbook Pro	207053	-
MacBook 13 inch	212774	W8822R2A0P1
MacBook 13 inch	212809	W8822U7F0P1
MacBook Air	245859	C1MWKBWYJ1WK
Macbook Pro	219081	-
Macbook Pro	224087	C1MKD138DV30
MacBook Retina 12 inch	245701	C02VW0JKHH21
MacBook Air	245830	C02WK0NJJ1WL

Description	Tag Number	Serial Number
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Tek Visions Model DA8CR91 POS System	224950	13AE2600434
Tek Visions Model DA8CR91 POS System	224951	13AE2600448
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Tek Visions Model DA8CR91 POS System	224955	13AE2600020
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Tek Visions Model DA8CR91 POS System	Not attached	13BE1600046
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Tek Visions Model DA8CR91 POS System	226490	
Dell Monitor	Not attached	CN-OFP04F-72872-3CK-CN8M

Dell Monitor	Not attached	CN-OFP04F-72872-3CK-CN4M
Dell Monitor	Not attached	CN-0N300H-64180-188-0NHL
Dell Monitor	Not attached	Not attached
Dell Monitor	Not attached	Not attached