



BOARD MEETING AGENDA SUBMITTAL

MEETING DATE:

ITEM SUBMITTED BY:

SUBMITTAL PREPARED BY:

AGENDA ITEM:

RECOMMENDED ACTION

BACKGROUND

ATTACHMENTS

FINANCIAL IMPACTS

GROVELAND COMMUNITY SERVICES DISTRICT

ORDINANCE NO. 1-~~06~~19

ORDINANCE OF THE BOARD OF DIRECTORS
OF THE GROVELAND COMMUNITY SERVICES
DISTRICT ~~ADDING-AMENDING~~ SECTION 3.1 TO
THE ORDINANCE CODE OF THE GROVELAND
COMMUNITY SERVICES DISTRICT TO
~~PROVIDE~~ MODIFY INFORMAL BIDDING
PROCEDURES UNDER THE
UNIFORM PUBLIC
CONSTRUCTION COST ACCOUNTING ACT
(Public Contract Code Section 22000 et seq.)

The Board of Directors of the GROVELAND COMMUNITY SERVICES DISTRICT do ordain as follows:

SECTION 1

Section 3.1 ~~is hereby added to~~ the Ordinance Code of the GROVELAND COMMUNITY SERVICES DISTRICT is hereby amended to provide as follows:

SECTION 2

Findings and Purpose

It is in the public interest for the Board of Directors of the GROVELAND COMMUNITY SERVICES DISTRICT to elect to become subject to the Uniform Public Construction Cost Accounting Act Procedures adopted by the California Uniform Construction Cost Accounting Commission pursuant to Public Contract Code Section 22000 et seq.:. Performance of District construction and maintenance projects in accordance with these procedures will enable the District to perform said projects with its own staff and/or by contracts ordered through informal bidding procedures when it is in the best public interest of the District to do so.

SECTION 3

Informal Bid Procedures

Public projects as defined by the Act ~~of One Hundred Thousand Dollars (\$100,000.00)~~ and in accordance with the limits listed in Section 22032 of the Public Contract Code ~~or less~~ may be let to contract by informal procedures as set forth in Section 22032 et seq. of the Public Contract Code.

SECTION 4

Development, Maintenance and Use of Contractors List

The General Manager shall develop a list of qualified contractors eligible to submit bids on informal contracts awarded by the District. The list of contractors shall be developed and maintained in accordance with the provisions of Section 22034 of the Public Contract Code and minimum criteria propagated from time to time by the California Uniform Public Construction Cost Accounting Commission.

The contractors list shall be organized in accordance with the license classifications utilized by the Contractors State License Board and according to categories of work. The General Manager of the District shall, during November of each year, mail a written notice to all construction trade journals designated by the Commission for that County in which the District is located pursuant to Public Contract Code Section 22036 inviting all licensed contractors to submit the name of their firm to the District for inclusion on the District's list of qualified bidders for the following calendar year.

The written notice shall require that the contractor provide the name, physical and address and email address to which a Notice to Contractors of Proposal should be ~~mailed~~ sent, a telephone number at which the contractor may be reached, the type of work which the contractor is interested in and currently licensed to do, together with the class of contractor's license held and contractor's license number. The District may include any contractor's name it desires on the list, but the list must include at a minimum all contractors who have properly provided the District with the information required as set forth above. A contractor may have his firm added to the District's contractors list at any time by providing the required information.

SECTION 5

Notice Inviting Informal Bids

Where a public project is to be performed subject to this Ordinance, a notice inviting informal bids shall be ~~mailed-sent~~ to all contractors for the category of work to be bid, as shown on the contractors list developed and maintained by the District, ~~and all construction trade journals as specified by the California Uniform Construction Cost Accounting Commission in accordance with Section 22036 of the Public Contract Code.~~ Additional contractors and/or construction trade journals may be notified at the discretion of the District provided however:

1. If there is no list of qualified contractors maintained by the District for the particular category of work to be performed, the notice inviting bids shall be sent only to the construction trade journals specified by the Commission; and
2. If the product or service is proprietary in nature such that it can be obtained only from a certain contractor or contractors, the notice inviting informal bids may be sent exclusively to such contractor or contractors.

SECTION 6

Award of Contracts

The General Manager of the District is authorized to award informal contracts pursuant to this Section.

At the time provided in the notice inviting informal bids, the General Manager shall open all bids timely received and, ~~upon approval by the Board of Directors, shall~~ award a contract to the lowest responsible bidder. If two or more bids are the same and lowest, the ~~Board of Directors~~ General Manager may choose the contractor to whom the contract is to be awarded. If no bids are received, the General Manager may again solicit informal bids, perform the work with District employees, or negotiate an informal contract with a contractor chosen by the ~~District~~ General Manager.

The Board of Directors hereby delegates to the General Manager of the District the power to declare a public emergency as defined in Public Contract Code Section 22035 and to accomplish repairs and/or replacements as permitted by said Section. Such

work shall be performed without the benefit of informal or formal bidding and without adoption of plans, specifications or working details, provided that such repair or replacements are necessary to permit the continued conduct of the operation or services of the District or to avoid danger to life or property. The General Manager of the District shall provide a full report on the emergency work performed at the next meeting of the Board of Directors, at which time the Board may confirm the existence of such public emergency by a four-fifths (4/5) vote and may take such other action necessary including but not limited to decisions as to whether the authorized work should continue without the benefit of informal or formal bidding.

SECTION 7


This Ordinance shall take effect and be enforced thirty (30) days from the date of its passage, and before the expiration of fifteen (15) days after its passage, it, or a summary of it, shall be published once, with the names of the members of the Board of Directors voting for and against the same in a newspaper of general circulation published in the County of ~~Sacramento~~Tuolumne.

PASSED, APPROVED AND ADOPTED by the Board of Directors of the GROVELAND COMMUNITY SERVICES DISTRICT, County of Tuolumne, State of California, this ~~24th~~ 24th day of ~~April~~, ~~2006~~2019, by the following vote:

AYES: ~~Directors Johnson, Lennen and Maxwell~~

NOES: ~~None~~

ABSENT: ~~Directors Allegri and Brizard~~

By: 
Wesley Johnson
Vice President, Board of Directors

Attest:


~~Vicki L. West~~Jennifer Flores, Secretary



BETTY T. YEE
California State Controller

November 1, 2018

To: ALL PUBLIC AGENCIES SUBJECT TO THE TERMS OF THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT

SUBJECT: Notification Letter-Assembly Bill 2249 (Chaptered 169, Statutes of 2018)

The California Uniform Construction Cost Accounting Commission (CUCCAC) in agreement with the State Controller's Office (SCO) recommended an increase to the bid limit threshold prescribed in Public Contract Code (PCC) 22032, which was signed into law. Pursuant to PCC 22020, and on behalf of the State Controller Betty T. Yee, the SCO would like to inform on the following changes effective as of **January 1, 2019**:

- a) The change would allow projects costing \$60,000 or less to be performed by employees of a public agency by force account, by negotiated contract, or by purchase order;
- b) The change would allow projects costing up to \$200,000 to be contracted by informal bidding procedures; and projects costing over \$200,000 are subject to the formal bidding process.

The noted increases are pursuant to the provisions and benefits found in the Uniform Public Construction Cost Accounting Act (Act), which provides public agencies economic benefits and greater freedom to expedite public works projects. Agencies which elect to follow the cost accounting procedures set forth by the CUCCAC in its *Cost Accounting Policies and Procedures Manual*, will benefit from these increased limits by expediting delivery of public work projects and reduced bid processing costs. A new resolution adopting the change in legislation is not required if your agency is currently subject to the Act.

We encourage participating agencies to sign up on the SCO website for CUCCAC's email subscription service to receive important information concerning CUCCAC updates and legislative changes via e-mail. For more details or to sign up for the email subscription services, please contact the Local Government Programs Services Division at LocalGovPolicy@sco.ca.gov or visit our website at https://www.sco.ca.gov/ard_cuccac.html.

Sincerely,

A handwritten signature in black ink that reads "Sandeep Singh".

Sandeep Singh
Manager, Local Government Policy