

DEPARTMENT: Public Works

By: Michael Edwards Phone: 966-5356  
Director

RECOMMENDED ACTION AND JUSTIFICATION: (Policy Item: Yes X No     )

Public Works recommends that the Board pass an Ordinance and Resolution electing to become subject to the Uniform Public Construction Cost Accounting Act and to establish informal bidding requirements under Section 22000 of the Public Contract Code.

Those provisions raise the cost limits over which the County must solicit informal and formal bids, as follows:

- \$0 to \$25,000.....Any work may be conducted by County forces
- \$25,000 to \$75,000..Informal bidding procedures may be used
- over \$75,000.....Work must be formally bid

Many other counties have adopted these uniform construction bidding procedures. Their adoption will simplify the procedures required to have projects constructed in Mariposa County. This should allow for less costly bids and reduce the costs for preparing project specifications. Following the State Cost Accounting Policies and Procedures Manual will assure accountability and efficiency.

This action will not affect the County's other purchasing policies. It only affects public construction contracts.

**BACKGROUND AND HISTORY OF BOARD ACTIONS:**

The existing Ordinance requires formal bids for projects costing ten thousand dollars (\$10,000) or more. Informal bids can currently be solicited for projects costing between \$4,000 and \$10,000, although the practice has been to use the formal process in most cases. No bids are currently necessary for projects costing less than \$4,000, however, Public Works usually obtains at least three informal bids.

**LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:**

No action will continue present policy. Small projects, of which the County has many, will continue to have high costs added due to the formal bidding process.

COSTS: (X) Not Applicable

A. Budgeted current FY \$ \_\_\_\_\_

B. Total anticipated costs \_\_\_\_\_

C. Required additional funding \_\_\_\_\_

D. Internal transfers \$ \_\_\_\_\_

SOURCE: ( ) 4/5th Vote Required

A. Unanticipated revenues \$ \_\_\_\_\_

B. Reserve for contingencies \$ \_\_\_\_\_

C. Source description: \_\_\_\_\_

Balance in Reserve Contingencies, if approved: \$ \_\_\_\_\_

**SPECIAL INSTRUCTIONS:**  
List the attachments and number the pages consecutively:

1. Current County Code regarding Public Projects Bidding
2. Proposed Ordinance
3. Proposed Resolution
4. Proposed Administrative Rules and Requirements
5. Cost Accounting Policies and Procedures Manual



CLERK'S USE ONLY

Res. No.: 95-150 4/11/95

No. 886 4/12/95

Vote - Ayes: \_\_\_\_\_

Opposes: \_\_\_\_\_

Absent: \_\_\_\_\_

Abstained: \_\_\_\_\_

Approved

Denied

Minute Order Attached

No Action Necessary

The foregoing instrument is a correct copy of the original on file in this office.

Date: \_\_\_\_\_

ATTEST: MARGIE WILLIAMS, Clerk of the Board  
County of Mariposa, State of California

By: \_\_\_\_\_  
Deputy

ADMINISTRATIVE OFFICER'S RECOMMENDATION:

This item on agenda is:

- Recommended
- Not Recommended
- For Policy Determination
- Submitted with Comment
- Returned for Further Action

Comment: \_\_\_\_\_

A.O. Initials: AW



MARIPOSA COUNTY  
RESOLUTION 95-150

A RESOLUTION ELECTING TO BECOME SUBJECT TO THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT AND TO ESTABLISH INFORMAL BIDDING REQUIREMENTS UNDER SECTION 22000 OF THE PUBLIC CONTRACT CODE

WHEREAS, prior to the passage of Assembly Bill No. 1666, Chap. 1054 Stats. 1983, which added Chapter 2 commencing with Section 22000 to Part 3 of Division 2 of the Public Contract Code, existing law did not provide a uniform cost accounting standard for construction work to be performed or contracted by local public agencies; and

WHEREAS, Public Contract Code Section 22000 et. seq., the Uniform Public Construction Cost Accounting act (the "Act"), establishes such a uniform cost accounting standard; and

WHEREAS, the Commission established under the Act has developed uniform public construction cost accounting procedures for implementation by local public agencies in the performance of or in the contracting for construction of public projects; and

WHEREAS, it is in the best interests of the County of Mariposa to utilize and abide by such procedures;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Mariposa, as follows:

1. The Mariposa County Board of Supervisors hereby elects under Public Contract Code Section 22030 to become subject to the uniform public construction cost accounting procedures set forth in the Act and to the Commission's policies and procedures manual and cost accounting review procedures, as they may each from time to time be amended, and directs that the Mariposa County Public Works Director or the Director's designee notify the State Controller forthwith of this election.

2. The Public Works Director is directed to develop administrative regulations consistent with the Act, with this Resolution, and with an Ordinance to be adopted pursuant to Public Contract Code Section 22034 for the implementation of informal bidding procedures.

3. Such administrative regulation shall comply with the following Board policies:

- a. Public projects with dollar limits as defined by Section 22032 of the Public Contract Code, or less, may be performed by County employees by force

account, by negotiated contract, or by purchase order. Public projects with dollar limits as defined by section 22032 of the Public Contract Code, or less, may be let to contract by informal procedures as set forth in Sections 22030 et. seq. of the Public Contract Code.

- b. A list of contractors shall be developed and maintained in accordance with the provisions of Section 22034 of the Public Contract Code and criteria promulgated from time to time by the California Uniform Construction Cost Accounting Commission.
- c. Where a public project is to be performed which is subject to the provisions of this policy, a notice inviting informal bids shall be mailed to all contractors for the category of work to be bid, as shown on the list described above or to 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 or construction trade journals may be notified at the discretion of the County, provided however:
  - (1) If there is no list of qualified contractors maintained by the County 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 California Uniform Construction Cost Accounting Commission.
  - (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.
- d. The Public Works Director, with the written concurrence of the County Administrative Officer, is hereby authorized to award contracts pursuant to the informal procedures established in this Article, subject to the requirement that the current adopted County budget provides for the work.

4. Nothing in this Article shall prohibit, or be construed to prohibit, the Mariposa County Board of Supervisors, the Public Works Director, the Mariposa County Roads Commissioner, or any other County department head from utilizing the alternative procedures set forth in (1) Article 25 (commencing with Section 20390) of Chapter 1 of Part 3 of

Division 2 of the Public Contract Code, or (2) in Article 7 (commencing with Section 25500) of Chapter 5 of Part 2 of Division 2 of Title 3 of the Government Code.

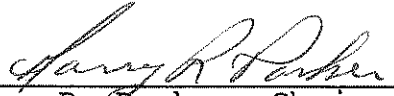
PASSED AND ADOPTED by the Board of Supervisors of Mariposa County this 11th day of April, 1995, by the following vote:

AYES: REILLY, BALMAIN, STEWART and PARKER


NOES: NONE

ABSENT: TABER


ABSTAINED: NONE

  
Garry R. Parker, Chairman  
Board of Supervisors

ATTEST:

  
MARGIE WILLIAMS, Clerk of the Board

APPROVED AS TO FORM AND LEGAL SUFFICIENCY:

  
JEFFREY G. GREEN, County Counsel





MARIPOSA COUNTY BOARD OF SUPERVISORS

MINUTE ORDER

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TO: MIKE EDWARDS, Public Works Director  
FROM: MARGIE WILLIAMS, Clerk of the Board *MW*  
SUBJECT: Introduce Ordinance and Adopt Resolution Electing  
to Become Subject to the Uniform Public  
Construction Cost Accounting Act and to Establish  
Informal Bidding Requirements Under Section 22000  
Resolution Number 95-150

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THE BOARD OF SUPERVISORS OF MARIPOSA COUNTY, CALIFORNIA,

ADOPTED THIS Order on April 11, 1995

ACTION AND VOTE:

**9:23 a.m.** Mike Edwards, Public Works Director;

B) Waive First Reading and Introduce Ordinance and Resolution Electing to Become Subject to the Uniform Public Construction Cost Accounting Act and to Establish Informal Bidding Requirements Under Section 22000 of the Public Contract Code (4/5ths Vote Required) (Continued from Forthcoming Policy on 03/28/95 and from 04/04/95)

**BOARD ACTION:** Chairman explained that this matter requires a 3/5ths vote and not a 4/5ths vote as referenced in the Agenda. (M) Reilly, (S) Stewart with discussion. Ordinance will allow informal bid process up to \$75,000, with same procedure by the Public Works Department bringing plans and specifications before the Board. Board can still direct Public Works Department to follow formal bidding process on a project. Supervisor Reilly would like as much information as possible to be made available to local contractors. Resolution 95-150 adopted with item to proceed and direction to Public Works to bring back resolutions for each Special District/Ayes: Reilly, Balmain, Stewart and Parker; Excused: Taber.

cc: Jeffrey G. Green, County Counsel  
Ken Hawkins, Auditor  
File

