



COUNTY OF SAN MATEO
Inter-Departmental Correspondence
Public Works



Date: April 16, 2013
Board Meeting Date: June 4, 2013
Special Notice / Hearing: None
Vote Required: Majority

To: Honorable Board of Supervisors

From: James C. Porter, Director of Public Works

Subject: Ordinance to Update Public Projects Contracting Procedures

RECOMMENDATION:

Adoption of an ordinance to amend the County of San Mateo Ordinance Code, Title 2, Chapter 2.55 "Procedures for Contracting for Public Projects," previously introduced on May 21, 2013 and waiver of reading the ordinance in its entirety.

BACKGROUND:

On June 14, 1994, your Board adopted Resolution No. 58373 authorizing the County to become subject to the Uniform Construction Accounting Procedures pursuant to California Public Contract Code (CPCC), section 22030 et seq. The County's Ordinance Code, Title 2 - Administration, Article 2.5 - Public Works and County Property, Chapter 2.55 - Procedures for Contracting for Public Projects (Ord. No. 04462 § 1, February 10, 2009), reflects the procedures contained in the CPCC, which are subject to regular revisions. The project values currently specified in the County's Ordinance Code need to be updated to be consistent with the latest CPCC updates.

DISCUSSION:

The recommended amendments to the County Ordinance Code that will bring Chapter 2.55 "Procedures for Contracting for Public Projects" current with CPCC procedures and cost thresholds will amend the relevant ordinance sections to read as follows:

Section 2.55.030: Competitive bidding on construction or repair contracts - when required

- (a) Public projects exceeding one hundred seventy-five thousand dollars (\$175,000) shall, except as otherwise provided in this article, be let to contract by formal bidding procedures set forth in the California Public Contract Code.

- (b) Public projects of one hundred seventy-five thousand dollars (\$175,000) or less shall be let to contract by formal bidding procedures or informal bidding procedures as set forth in this Chapter.
- (c) Public projects of forty-five thousand dollars (\$45,000) or less may be let to contract by formal or informal bidding, performed by negotiated contract, purchase order, or by County employees by force account.

2.55.040 - Informal bidding ordinance

- (c) Award of Contracts. The County Purchasing Agent and the Director of Public Works are each authorized to award and execute informal contracts pursuant to this section. If all bids received are in excess of one hundred seventy-five thousand dollars (\$175,000.00), the Board of Supervisors may, by the adoption of a resolution by a four-fifths vote, award the contract, at one hundred eighty-seven thousand five hundred dollars (\$187,500) or less, to the lowest responsible bidder, if it determines the cost estimate was reasonable.

County Counsel has reviewed and approved the Ordinance as to form.

Introducing an Ordinance to amend the County Ordinance Code for compliance with current CPCC requirements contributes to the Shared Vision 2025 of a Collaborative Community by expediting the delivery of projects throughout County facilities.

FISCAL IMPACT:

There is no fiscal impact associated with this proposed Ordinance.