

El Nido Elementary School District

Resolution 2023-12

ENACTING OF INFORMAL BIDDING PROCEDURES UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT

WHEREAS, the District has adopted the uniform public construction cost accounting procedures set forth under CUPCCA ("the Act") pursuant to California Public Contract Code §22000, et. seq.

WHEREAS, pursuant to the Act, if a public entity adopts the uniform public construction cost accounting procedures, such public agency may, at its discretion, adopt and implement the alternative bidding procedures and certain informal bidding procedures as set forth in the Act pursuant to California Contract Code §22030, et. seq.

NOW, THEREFORE, BE IT RESOLVED, that the Governing Board of the El Nido Elementary School District hereby elects to become subject to the alternative bidding procedures set forth in the Act and hereby adopts the following informal bidding procedures:

INFORMAL BIDDING PROCEDURES:

Public projects, as defined in the Act, of Two Hundred Thousand Dollars (\$200,000) or less may be let to contract by informal procedures as set forth in California Public Contract Code §22032, et. seq., and these resolutions.

LIST OF CONTRACTORS:

A list of contractors shall be developed and maintained in accordance with the provisions of Public Contract Code §22034 of the California Public Contract Code and criteria promulgated from time to time by the California Uniform Cost Accounting Commission. The list shall set forth the different categories of trade work that each listed contractor is qualified to perform on behalf of the District.

NOTICE INVITING INFORMAL BIDS:

Where a public project is to be performed which is subject to the provisions of this policy, a notice inviting formal bids (which shall describe the project in general terms; how to obtain more detailed information about the project; and, state the time and place for submissions of bids) shall be mailed to: 1) all contractors for the category of work to be bid as shown in the list of contractors developed pursuant to these Resolutions; 2) all trade journals specified by the California Uniform Cost Accounting Commission for Merced County in accordance with §22036 of the California Public Contract Code; or, 3) both contractors and such trade journals. All mailing of notices to the contractors

and/or trade journals described above shall be completed not less than ten (10) calendar days prior to the date that the bids are due. Additional contractors and/or construction trade journals may be notified at the discretion of the Chief Business Official, or designee that:

If there is not list of qualified contractors maintained by the District for the particular category of work to be performed, then the notice inviting bids shall be sent to the construction trade journals specified by the Commission and such other contractors and trade journals as the Chief Business Official or designee may determine; and, if the product or service is proprietary in nature such that it can be obtained only from a certain contractor or contractors, then the notice inviting informal bids may be sent exclusively to such contractor or contractors.

AWARD OF CONTRACTS:

The District will award contracts pursuant to these Informal Bidding Resolutions in accordance with the policies set forth herein.

If the lowest bid submitted by a responsible bidder exceeds \$200,000, but does not exceed \$212,500, the Board may nevertheless award the contract to such lowest, responsible bidder if it determines by at least a 4/5th vote that the cost estimate of the public agency was reasonable. The foregoing dollar limits shall be deemed adjusted in the event of action by the State Controller under Public Contract Code §22020 adjusting the monetary limits for bidding contracts under the informal bidding procedures.

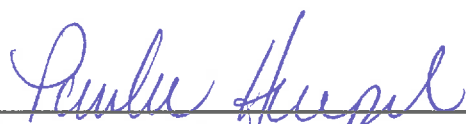
The Chief Business Official is authorized, without further action or authorization of the Governing Board of the El Nido Elementary School District, to award contracts pursuant to the informal bidding procedures adopted by these Resolutions (Public Contract Code §22034(e), allows the governing body of the public agency to delegate the authority to award informal contracts).

Passed and Adopted, by the El Nido Elementary School District on June 13, 2023, by the following vote:

AYES: 3 NOES: 0 ABSENT: 2 ABSTAIN: 0



Liliana Rojas, Board Clerk



Paula Heupel, Superintendent