

Kelseyville Fire Protection District

ORDINANCE ESTABLISHING INFORMAL BIDDING PROCEDURES IN ACCORDANCE WITH THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (PUBLIC CONTRACT CODE SECTION 22000 ET SEQ.)

ORDINANCE NO. 2025-01

WHEREAS, on August 21, 2024, the Board of Directors (“Board”) of the Kelseyville Fire Protection District (“District”) elected to become subject to the Uniform Public Construction Cost Accounting Act (“Act”); and

WHEREAS, the Act requires participating agencies to adopt an informal bidding ordinance consistent with the bidding requirements under the Act.

NOW, THEREFORE, THE BOARD OF DIRECTORS OF THE KELSEYVILLE FIRE PROTECTION DISTRICT ORDAINS AS FOLLOWS:

1. **Section 1. Recitals.** The above recitals are true and correct and are hereby incorporated into this Ordinance.
2. **Section 2. Informal Bidding Procedures.** The procedures set forth in Exhibit A attached hereto and incorporated herein by this reference shall govern the District’s selection of contractors to perform public projects pursuant to subdivision (b) of Section 22032 of the Public Contract Code, as well as any maintenance work or other work for which the District may elect pursuant to Section 22003 of the Public Contract Code.
3. **Section 3. Severability.** If any provision of this Ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the Ordinance which can be given effect without the invalid provision or application, and to this end the provisions of this Ordinance are severable. This Board of Directors hereby declares that it would have adopted this Ordinance irrespective of the invalidity of any particular portion thereof and intends that the invalid portions should be severed, and the balance of the Ordinance be enforced.
4. **Section 4. Effective Date.** This Ordinance shall take effect thirty days after its adoption.

PASSED AND ADOPTED by the Board of Directors of the Kelseyville Fire Protection District at a regular meeting this 21st day of August 2024, by the following vote:

AYES:

NOES:

ABSTAIN:

ABSENT:

BEAU MADDOX
BOARD CHAIRPERSON

ATTEST:

By: _____
KRISTINA NAVARRO
CLERK OF THE BOARD OF DIRECTORS

Exhibit “A”

to

Kelseyville Fire Protection District ORDINANCE ESTABLISHING INFORMAL BIDDING PROCEDURES IN ACCORDANCE WITH THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (PUBLIC CONTRACT CODE SECTION 22000 ET SEQ.) ORDINANCE NO. 2025-01

Section 1. Informal Bid Procedures

Public projects, as defined by the Uniform Public Construction Cost Accounting Act, and in accordance with the limits listed in Section 22032 of the Public Contract Code, may let to contract by informal procedures as set forth in Section 22032 et seq. of the Public Contract Code. In addition, maintenance work and other work may be let to contract by informal procedures as set forth in Section 22032 et seq. of the Public Contract Code when the District so elects.

Section 2. Notice Inviting Informal Bids

Where a project is to be performed which is subject to the provisions of this Ordinance, a notice inviting informal bids shall be mailed, faxed, or emailed to all construction trade journals as specified by the 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 Fire Chief or his or her designee soliciting bids. 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.

The notice inviting informal bids shall describe the project in general terms and how to obtain more detailed information about the project and state the time and place for the submission of bids.

If all bids received are in excess of two hundred thousand dollars (\$200,000), as such limit may be amended from time to time, the governing body of the public agency may, by adoption of a resolution by a four-fifths vote, award the contract, at two hundred twelve thousand five hundred dollars (\$212,500) or less, as such limit may be amended from time to time, to the lowest responsible bidder, if it determines the cost estimate of the public agency was reasonable.

Section 3. Delegation of Awarding Authority

Pursuant to subd. (c) of section 22034 of the Public Contract Code, the District Board of Directors hereby delegates authority to award contracts for public projects, maintenance work, and other work that do not exceed the limit set forth in subd. (b) of section 22032 of the Public Contract Code, currently \$200,000 as of August 21, 2024, as such limit may be amended from time to time, to the District Fire Chief or his or her designee.