

SAUSALITO – MARIN CITY SANITARY DISTRICT

Ordinance No. 100

AN ORDINANCE ADDING CHAPTER 1.20 TO THE SAUSALITO – MARIN CITY SANITARY DISTRICT CODE TO PROVIDE INFORMAL BIDDING PROCEDURES UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (Section 22000, et seq. of the Public Contract Code)

The District Board of Sausalito-Marin City Sanitary District, Marin County, California does ordain as follows:

SECTION 1

The District Board of Sausalito-Marin City Sanitary District intends, by adopting this Ordinance, to govern the selection of contractors to perform public projects pursuant to Uniform Public Construction Cost Accounting Act set forth in California Public Contract Code section 22000 *et seq* (“the Act”). This Ordinance is being adopted in conjunction with a resolution by the District Board of Sausalito-Marin City Sanitary District electing to become subject to the uniform cost accounting procedures set forth in Chapter 2 of the Act.

SECTION 2

Chapter 1.20 is hereby added to the District Code of the Sausalito-Marin City Sanitary District to provide as follows:

Chapter 1.20 INFORMAL BID PROCEDURES

Sections:

- 1.20.010 Authority and purpose of Chapter
- 1.20.020 Informal Bid Procedures.
- 1.20.030 Contractors List.
- 1.20.040 Notice Inviting Informal Bids.
- 1.20.050 Award of Contracts.

1.20.010 Authority and purpose of Chapter.

This Chapter is adopted pursuant to Article 3 of Chapter 2 of Part 3, Division 2 of the Public Contract Code (commencing with Section 22030) and constitutes “an informal bidding ordinance” as described in Section 22034 of said Code. The purpose of this Chapter is to establish an informal bidding procedure applicable to certain contracts for public projects as a result of the District having elected, by resolution of the District Board, to become subject to the uniform construction cost accounting procedures promulgated by the State Controller. In the event that the District Board adopts a resolution withdrawing its election to be subject to

said procedures, this Chapter shall not apply to any public commenced after the date of such resolution.

1.20.020 Informal Bid Procedures.

Public projects, as defined by the Act and in accordance with the limits listed in Section 22032 of the Public Contract Code, may be let to contract by informal procedures as set forth in Section 22032, *et seq.*, of the Public Contract Code.

1.20.030 Contractors List.

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.

1.20.040 Notice Inviting Informal Bids.

Where a public project is to be performed which is subject to the provisions of this Ordinance, a notice inviting informal bids may be mailed to all contractors for the category of work to be bid, as shown on the list developed in accordance with Section 4.05.030, and shall be mailed 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 and/or construction trade journals may be notified at the discretion of the department/agency soliciting bids, 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.

(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.

1.20.050 Award of Contracts

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

SECTION 3

In accordance with the California Environmental Quality Act ("CEQA," Public Resources Code §§21000 *et seq.*) and the regulations promulgated by the State of California pursuant to CEQA ("CEQA Guidelines"), the District's Board of Directors finds and determines that this Ordinance is exempt from the requirements of CEQA pursuant to CEQA Guidelines Section 15378 in that adoption of the Ordinance is not a "project".

SECTION 4

If any part of this Ordinance or the application thereof to any person is held invalid, the remainder of the Ordinance and the application of such provisions to other persons shall not be affected thereby.

SECTION 5

This Ordinance shall take effect and be in force 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 the Marin Independent Journal, a newspaper of general circulation published in the County of Marin.

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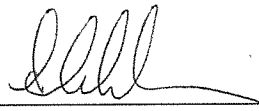
I certify that the foregoing Ordinance was duly passed and adopted by the Board of Directors of the Sausalito-Marín City Sanitary District, Marin County, California, at a regular meeting held on the 6th day of September 2016, by the following vote:

AYES, and in favor thereof, Directors: Arnott, Beers, DeLano, Rheiner, Ring

NOES, Directors:

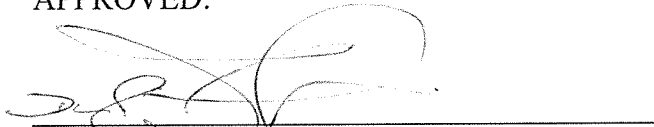
ABSTAIN, Directors:

ABSENT, Directors:

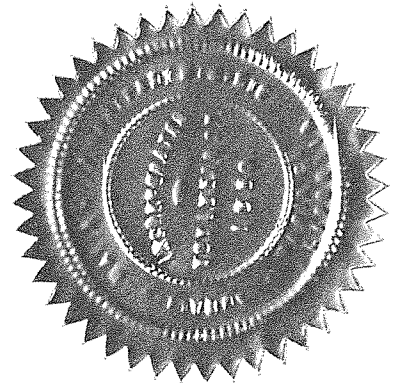


Helen Lei, Secretary
Sausalito-Marín City Sanitary District

APPROVED:



Dan Rheiner, Board President
Sausalito-Marín City Sanitary District



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NOES, Directors:

ABSTAIN, Directors:

ABSENT, Directors:



Helen Lei, Secretary
Sausalito-Marin City Sanitary District

APPROVED:



Dan Rheiner, Board President
Sausalito-Marin City Sanitary District

