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02/28/12



**S U M M A R Y**

**ORDINANCE NO. \_\_\_\_\_**

**THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES  
ORDAIN AS FOLLOWS:**

Assembly Bill 720 increased bidding thresholds for public projects as defined in Public Contract Code. This Ordinance incorporates those changes in County Ordinance Code Chapter 3.14, Sections 3.14.040, 3.14.050, and 3.14.070.

A full and complete copy of the full text of the proposed ordinance is available for viewing in the office of the Clerk of the Board of Supervisors at 330 Fair Lane, Placerville, California.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the \_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote of said Board:

Ayes:

**ATTEST**  
**SUZANNE ALLEN DE SANCHEZ**  
Clerk of the Board of Supervisors

Noes:  
Absent:

By \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Chairman, Board of Supervisors

**I CERTIFY THAT:**  
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

**Date** \_\_\_\_\_  
**ATTEST:** SUZANNE ALLEN DE SANCHEZ, Clerk of the Board of Supervisors  
of the County of El Dorado, State of California.

By \_\_\_\_\_  
Deputy Clerk

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**ORDINANCE NO. \_\_\_\_\_**

**THE BOARD OF SUPERVISORS OF THE COUNTY OF EL DORADO DOES ORDAIN AS FOLLOWS:**

Section 1. Section 3.14.040 of Chapter 3.14 of Title 3 of the El Dorado County Ordinance Code is hereby amended to read as follows:

3.14.040 Dollar Amount Limitation.

- A. Public projects up to forty-five thousand dollars (\$45,000), or that amount set forth by Public Contract Code 22032, if greater, may be performed by the employees of a public agency by force account, by negotiated contract, or by purchase order.
- B. Public projects up to one hundred seventy-five thousand dollars (\$175,000) or that amount set forth by Public Contract Code 22032, if greater, may be let for contract by informal procedures as set forth in this chapter.
- C. Public projects of more than one hundred seventy-five thousand dollars (\$175,000) or set forth by Public Contract Code 22032, if greater, except as otherwise provided in this chapter, shall be let to contract by formal bidding procedure.
- D. It is unlawful to split or separate into smaller work orders or projects any public project for the purposes of evading the provisions of this chapter. (Ord. 4704, 10-17-2006)

Section 2. Section 3.14.050 of Chapter 3.14 of Title 3 of the El Dorado County Ordinance Code is hereby amended to read as follows:

3.14.050 Informal Bidding Procedures.

- A. The county shall maintain a list of qualified contractors, identified according to categories of work. Minimum criteria for development and maintenance of the contractor list shall be as determined by the commission.

B. All contractors on the list for the category of work being bid, or all construction trade journals which the commission determines are appropriate for the county, or both all contractors on the list for the category of work being bid and all such construction trade journals, shall be mailed a notice inviting written informal bids unless the product or service is proprietary.

C. If there is no list of qualified contractors for the particular category of work to be performed, the notice inviting bids shall be sent to the construction trade journals specified by the commission.

D. Mailing of notices to contractors and construction trade journals pursuant to subdivision B or C shall be completed not less than ten calendar days before bids are due.

E. Notices inviting informal bids shall describe the public project in general terms, how to obtain more detailed information about the public project, and state the time and place for submission of written bids.

F. The chief administrative officer, director of general services, county purchasing agent, the director of environmental management and the director of transportation are each authorized to award informal contracts pursuant to this chapter.

G. If all bids received are in excess of one hundred seventy-five thousand dollars (\$175,000) or that amount set forth in Public Contract Code 22034, if greater, the board of supervisors may, by passage of a resolution by a four-fifths (4/5) vote, award the contract up to one hundred eighty seven thousand five hundred dollars (\$187,500), or up to that amount set forth by Public Contract Code 22034, if greater, to the lowest responsible bidder, if it determines the cost estimate of the county was reasonable. (Ord. 4704, 10-17-2006)

Section 3. Section 3.14.070 of Chapter 3.14 of Title 3 of the El Dorado County Ordinance Code is hereby amended to read as follows:

3.14.070 Notice Inviting Formal Bids.

Notice inviting formal bids shall state the time and place for the receiving and opening of sealed bids and distinctly describe the public project. The notice shall be published at least fourteen (14) calendar days before the date of opening bids in a newspaper of general circulation, printed and published in El Dorado County, or as set forth in Public Contract Code 22037. The notice inviting formal bids shall also be mailed to all construction trade journals specified in section 3.14.050(B). The notice shall be mailed at least fifteen (15) calendar days before the date of opening of bids, or as set forth in Public Contract Code 22037. In addition to the notice required by this chapter, the county may give such other notice as it, in its sole option, deems proper under the circumstances. (Ord. 4159 §7, 1991)

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Section 4. This ordinance shall become effective thirty (30) days following adoption hereof.

PASSED AND ADOPTED by the Board of Supervisors of the County of El Dorado at a regular meeting of said Board, held on the \_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote of said Board:

Ayes:

**ATTEST**  
**SUZANNE ALLEN DE SANCHEZ**  
Clerk of the Board of Supervisors

Noes:  
Absent:

By \_\_\_\_\_  
Deputy Clerk

\_\_\_\_\_  
Chairman, Board of Supervisors

**APPROVED AS TO FORM**  
**LOUIS B. GREEN**  
**COUNTY COUNSEL**

By \_\_\_\_\_  
Patricia E. Beck  
Principal Ass't. County Counsel

**I CERTIFY THAT:**  
THE FOREGOING INSTRUMENT IS A CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE

**Date** \_\_\_\_\_  
**ATTEST:** SUZANNE ALLEN DE SANCHEZ, Clerk of the Board of Supervisors  
of the County of El Dorado, State of California.

By \_\_\_\_\_  
Deputy Clerk