ORDINANCE NO. 807

AN ORDINANCE AMENDING SOLANO COUNTY CODE, CHAPTER 22, SECTION 22-4(g), CONCERNING POWERS AND DUTIES OF PURCHASING AGENT, AND SECTION 22-6, CONCERNING COMPETITIVE BIDDING

The Board of Supervisors of Solano County, State of California, does ordain as follows:

SECTION I.

Solano County Code, Chapter 22, Section 22-4(g) is amended to read:

(g) Engage independent contractors to perform contractual services for the county and the offices thereof, with or without the furnishing of material, provided contracts to print legal briefs or legal notices, contracts for reporters’ services or transcripts, contracts for expert services to be rendered the offices of the district attorney, county counsel or sheriff, contracts for appraisers’ services, contracts for consultants and other experts employed directly by the board of supervisors, contracts for other services which by law some other officer or body is specifically charged with obtaining or contracts for personal services by attorneys, physicians, architects, engineers, consultants or other individuals or organizations possessing a high degree of technical skill.

SECTION II.

Solano County Code, Chapter 22, Section 22-6 is amended to read:

(a) Construction work on public buildings not exceeding four thousand dollars need not be done by contract, and the purchase of supplies and materials and employment of independent contractors relating thereto, may be made by the purchasing agent and need not be based on the competitive basis or quotations. If the amount involved exceeds four thousand dollars, then a competitive basis must be used.

(b) On public projects between four thousand dollars and ten thousand dollars, contracts shall be let by informal bidding procedures unless the board of supervisors finds in a particular project that the best interest of the county would be served by requiring formal bidding procedures. Public projects of ten thousand dollars and more shall, in all instances, be let by contract by formal bidding procedures.

(1) Public project is defined as:

a. A project for the erection, improvement and repair of public buildings and works;

b. Work in or about streams, bays, waterfronts, embankments or other work for protection against overflow except maintenance, repair or reconstruction work;
Supplies and materials used in maintenance, repair, or reconstruction work in or about streams, bays, waterfronts, embankments, or other maintenance, repair or reconstruction work for protection against overflow.

(2) As soon as practicable after the time for the renewal of contractors' licenses, the county purchasing agent shall notify each contractor in the county of the opportunity to register with the county, to be subsequently notified of informal bidding proceedings.

(3) The purchasing agent shall publish a notice inviting informal bids and may, in addition, at his discretion, mail notices to contractors who have registered as heretofore provided. Notice shall be published in a local newspaper one (1) time and describe in general terms the project and the closing date for submission of bids.

(4) Notices inviting formal bids shall be published by the purchasing agent in a local newspaper at least twice and not less than five days apart. The first publication shall be at least ten days before the date of opening bids, stating the time and place for the receiving and opening of sealed bids describing the project to be done.

(5) In its discretion, the county may reject any bids presented. If after the first invitation for bids all bids are rejected after reevaluating its cost estimates of the project, the county shall abandon the project or shall readvertise for bids in the manner prescribed herein. If after readvertising the county rejects all bids presented, the county may proceed with the project by use of county personnel or may readvertise. If two or more bids are the same, and the lowest, the county may accept the one it chooses. If no bids are received, the county may have the project done without further complying with this article.

(6) Notwithstanding the provisions of the preceding subparagraph (5), if after the first invitation for bids all bids are rejected, the county may, after reevaluating its cost estimates of the project, pass a resolution by a four-fifths vote of its board of supervisors declaring that the project can be performed more economically by county personnel, or that in its opinion a contract to perform the project can be negotiated at a lower price than that in any of the bids, or the materials or supplies furnished at a lower price in the open market. Upon adoption of the resolution, it may have the project done in the manner stated without further complying with this article.

(c) It is the policy of the county that wherever feasible, purchase of any contracts for supplies, equipment and other items of personal property shall be based on competitive bids or quotations.

(1) If the amount of any purchase or term agreement would exceed an estimated three thousand dollars, formal sealed bids shall be solicited which shall be awarded by the board of supervisors.

(2) Purchases or term agreements anticipated to cost less than three thousand dollars may be made on the basis of informal bids or quotations which shall be
solicited from at least three bidders whenever practicable unless in the opinion of the purchasing agent no savings will be effected thereby.

(d) Bids shall be awarded to the lowest responsible bidder; provided, that quality offered, delivered terms and service reputation may be taken into consideration in determining the lowest responsible bid; provided further, that price, quality, service and other criteria being equal, preference shall be given to a responsible local bidder who regularly maintains a place of business and transacts business in, or maintains an inventory of merchandise for sale in the county.

(e) The board of supervisors or the purchasing agent, as the case may be, may reject any or all bids in whole or in part and may waive any irregularities in any bid when the public interest will be served thereby.

(f) Nothing contained in this section shall prevent the board of supervisors from, by resolution, limiting the area from which competitive bids will be sought and accepted when the area so established will offer sufficient competition with regard to the item or items sought to be purchased by the county.

SECTION III.

This Ordinance shall be published once before the expiration of fifteen (15) days after its passage in the , a newspaper of general circulation printed and published in the County of Solano, and shall be in full force and effect thirty (30) days after its passage.

ATTEST:

NEIL CRAWFORD, County Clerk and ex-officio Clerk of said Board of Supervisors

WALLACE L. BRASSELTON, Chairman of the Board of Supervisors of the County of Solano, State of California.

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I, NEIL CRAWFORD, County Clerk and ex-officio Clerk of the Board of Supervisors of the County of Solano, State of California, hereby certify that the above and foregoing Ordinance was regularly introduced, passed and adopted at a regular meeting.
of said Board on the 10th day of Oct., 1972.

AYES: SUPERVISORS

Siegfried Brzezinski

NOES: SUPERVISORS

Moss

ABSENT: SUPERVISORS

WITNESS my hand and official Seal as such Clerk this 10th day of Oct., 1972.

NEIL CRAWFORD, County Clerk

[Signature]