SOUTH PLACER MUNICIPAL UTILITY DISTRICT

ORDINANCE NO. 25-01

AN ORDINANCE ADOPTING INFORMAL BIDDING PROCEDURES UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (UPCCAA)

THE BOARD OF DIRECTORS OF THE SOUTH PLACER MUNICIPAL UTILITY DISTRICT (THE "DISTRICT") HEREBY FINDS AND DECLARES AS FOLLOWS:

SECTION 1: INTRODUCTION

WHEREAS, the South Placer Municipal Utility District (District) was formed and organized under the Municipal Utility District Act (the "MUD Act") of the State of California (California Public Utilities Code Section 11501 et seq.), and is responsible for the collection and treatment of wastewater within its service area; and

WHEREAS, Section 20800 of the California Public Contract Code requires Sanitary Districts to formally solicit public bids when the valuation of the project reaches a certain threshold; and

WHEREAS, the Uniform Public Construction Cost Account Act (UPCCAA), adopted in 1983, allows agencies to elect to become subject to the uniform construction cost accounting procedures, which provide alternative bidding procedures for public work; and

WHEREAS, the Policy and Ordinance Advisory Committee met on June 13, 2025, to discuss the District's adoption of the UPCCAA informal bidding procedures; and

WHEREAS, this Ordinance was introduced at a meeting of the Board of Directors on July 3, 2025; and

WHEREAS, on July 3, 2025, and August 7, 2025, the Board conducted hearings on this ordinance to consider public testimony prior to its adoption.

NOW, THEREFORE, BE IT ENACTED BY THE BOARD OF DIRECTORS OF THE SOUTH PLACER MUNICIPAL UTILITY DISTRICT AS FOLLOWS:

SECTION 2: INFORMAL BIDDING PROCEDURES

A. Informal Bidding 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.

B. Contractors List. The District shall comply with the requirements of Public Contract Code Section 22034.

C. 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 shall be circulated using one or both of the following alternatives:

1. Notices inviting informal bids may be mailed, faxed, or emailed to all contractors for the category of work to be bid, as shown on the list developed in accordance with this Section.
2. Notices inviting informal bids may 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:
    a. 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.

D. Award Of Contracts. Award of contracts will be in compliance with the purchasing authority established in District Policy 3150 – Purchasing Policy.

SECTION 3: FINAL PASSAGE

Upon final passage, this Ordinance, or a summary of this Ordinance, shall be published once a week for two successive weeks in a newspaper of general circulation within the District, pursuant to the provisions of Sections 11534 and 11910 of the California Public Utilities Code.

This Ordinance shall take effect and be in force thirty (30) days from the date of its passage.

PASSED and ADOPTED at a regular meeting of the Board of Directors of the South Placer Municipal District on August 7, 2025, by the following vote:

AYES: 5
NOES: Ø
ABSTAIN: Ø
ABSENT: Ø

SOUTH PLACER MUNICIPAL UTILITY DISTRICT

Christy Jewell, President of the Board of Directors

ATTEST

Emilie Costan, Board Secretary