

# Adopting CUPCCAA

JPB Finance Committee Meeting

February 26, 2024



# Project Purpose and Need

- Current dollar threshold for formal procurement process for public works projects is \$10,000.
- Current dollar threshold for formal procurement process for all other purchases is \$250,000.
- Staff expects the JPB will have greater need for a higher dollar threshold for public works projects along the Caltrain corridor when the JPB starts electrified revenue service.

# Solution

California Uniform Public Construction Cost Accounting Act under Public Contract Code § 22000 et seq., allows local agencies to replace their statutory public works bidding thresholds with higher thresholds under the following conditions:

1. Opt-in to the requirements of the Act and become subject to the policy and procedures adopted by the California Uniform Construction Cost Accounting Commission;
2. Inform the State Controller's Office of such election; and
3. Establish informal bidding procedures for public works contracts below CUPCCAA's formal bidding threshold (currently at \$200,000 or less).

# Next Steps After Board Adoption of CUPCCAA

1. Inform the CA State Controller Office of the JPB's election to be subjected to the CUPCCAA policy and procedures as established by the Uniform Construction Cost Accounting Commission.
2. Update the Agency's Procurement Manual based on the CUPCCAA policy and procedures, and the Board adopted Ordinance, which established informal bidding procedures for public works contracting process.
3. Return in the Spring for Board consideration of revision to the Small Business Enterprise Preference Policy

# Budget Impact

- No direct fiscal impact

# Staff Recommendation

- 1. Adopt a resolution** pursuant to the provisions of the Public Contract Code § 22030, voluntarily **making the JPB subject to the CUPCCAA**, and to the California Uniform Construction Cost Accounting Commission's policies and procedures
- 2. Direct the Executive Director** or designee to **notify the State Controller's Office** of this election.
- 3. Adopt a resolution** directing staff **to revise the JPB Procurement Policy** to incorporate the requirements of CUPCCAA, and delegates authority to the Executive Director or designee to implement the Policy in accordance with applicable law and in furtherance of the Policy.
- 4. Adopt an Ordinance establishing informal bidding procedures** for public works projects, as required by CUPCCAA.

# Questions



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