

ORDINANCE NO. 2026-1

AN ORDINANCE OF THE BOARD OF DIRECTORS OF THE SAN LUIS OBISPO COUNTY INTEGRATED WASTE MANAGEMENT AUTHORITY TO PROVIDE INFORMAL BIDDING PROCEDURES UNDER THE UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (Section 22000, et seq. of the Public Contract Code)

WHEREAS, the Uniform Public Construction Cost Accounting Act (Public Contracting Code Section 22000 et seq., the “Act”), establishes a uniform cost accounting standard for public project construction work performed or contracted by local public agencies; and

WHEREAS, the San Luis Obispo County Integrated Waste Management Authority (“IWMA”) adopted Resolution No. 2026-03-02, on March 11, 2026, subjecting itself to the Uniform Public Construction Cost Accounting Procedures and desires to now adopt the necessary informal bidding procedures by ordinance as required by Public Contract Code Section 22034;

The Board of Directors of San Luis Obispo County Integrated Waste Management Authority (“IWMA”) ordains as follows:

SECTION 1. 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.

SECTION 2. Contractors List.

The Executive Director shall comply with the requirements of Public Contract Code Section 22034 and is authorized to develop and maintain a list of contractors in accordance with the provisions of Section 22034 and criteria promulgated from time to time by the California Uniform Construction Cost Accounting Commission. Where it is appropriate to provide for pre-qualification, the Executive Director may develop and maintain appropriate pre-qualification packets for different levels and/or categories of work.

SECTION 3. 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:

- A. 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 Section 2.
- B. Notices inviting informal bids may be mailed, faxed, or emailed 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 IWMA, provided however:

- i. 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.

The notice inviting informal bids shall describe the project in general terms and how to obtain more detailed information about the project, and state the time and place for the submission of bids. All notices to contractors and construction trade journals pursuant to this section shall be completed not less than 10 calendar days before bids are due.

SECTION 4. Award of Contracts.

- A. The IWMA Board of Directors will award informal contracts in the amount not to exceed the amount set forth in Section 22032(b) of the Public Contract Code, as amended from time to time.
- B. The Board of Directors may, by adoption of a resolution by a four-fifths vote, award the contract, at the amount set forth in Section 22034(d) of the Public Contract Code, as amended from time to time, to the lowest responsible bidder, if it determines the cost estimate of the IWMA was reasonable.
- C. Award of contracts without the necessity of informal bidding pursuant to the amounts and mechanisms set forth under section 22032(a) of the Public Contract Code, as amended from time to time, are authorized consistent with the "Approving Authority" section of the IWMA Policy F-1 Authority to Enter into Contracts and Expend Approved Funds, as it may be amended.

SECTION 5. Severability.

If any section, subsection, sentence, clause, phrase or word of this Ordinance is for any reason held to be invalid by a court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of this Ordinance. The Board of Directors of the San Luis Obispo County Integrated Waste Management Authority hereby declares it would have passed and adopted this Ordinance and each and all provisions hereof irrespective of the fact that any one or more of said provisions be declared invalid.

SECTION 6. Effective Date.

This Ordinance shall be effective 30 days from and after the date of its passage.

SECTION 7. Publication Process.

This ordinance, or a summary of it, shall be published at least once 5 days before adoption and at least once before the expiration of 15 days after its passage in a newspaper of general circulation published in the County of San Luis Obispo, together with the names of members voting for and against the same.

The foregoing Ordinance was introduced, and the title thereof read, at the regular meeting of the Board of Directors of the San Luis Obispo County Integrated Waste Management Authority held on May 13, 2026, and further reading was waived by a majority vote of those directors present.

On a motion by **Director Guthrie**, seconded by **Director Fardanesh**, the foregoing Ordinance was **APPROVED and ADOPTED** by the Board of Directors of the San Luis Obispo County Integrated Waste Management Authority this 10th day of June, 2026, by the following vote:

AYES: Bourbeau, Edwards, Fardanesh, Guthrie, Hamon, Moreno, Newton,
Robert, Shoresman


NOES: None

ABSENT: None

ABSTAIN: None

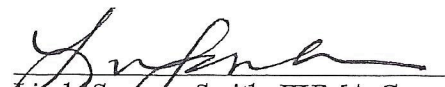


Jim Guthrie, Board President
San Luis Obispo County
Integrated Waste Management Authority

ATTEST: 

Janet Weldon, IWMA Board Clerk

APPROVED AS TO FORM:



Linda Somers Smith, IWMA Counsel.