

DEPARTMENT: Public Works BY: David A. Randall PHONE: 966-5356
Public Works Administrator

RECOMMENDED ACTION AND JUSTIFICATION:

RECOMMENDATION: The Public Works Department requests that the Board of Supervisors in accordance with Mariposa County Code, Section 3.08.070, make the following finding and direct the following:

Whereas using the formal bid process for repair parts and services of vehicles and equipment takes approximately Six (6) weeks, and would result in operational delays. Costs that can be incurred due to these delays are likely to be greater than the potential savings from the competitive nature of formal bidding.

Whereas use of formal bidding would also mean reduction or limitation of public services for a longer length of time.

Therefore the Board of Supervisors finds that formal competitive bidding would not be in the public interest for repair parts and services of vehicles and equipment when it causes significant operational delays.

The Board of Supervisors directs that the acquisition of any services or parts for the repair of vehicles and equipment be made on the open market at the lowest available price when the Director of Public Works determines that it will have an adverse economic effect or significantly reduce the ability to continue to provide services.

SITUATION: In the past we have made repairs to vehicles or equipment in excess of \$3,000 without going through the formal bid process. The Auditor's office has refused to continue to pay any invoice over \$3,000 without board action as required by the current purchasing policy. We currently have a bill pending for \$10,803 for a replacement engine that was put in one of the dump trucks.

AUTHORITY: Current Purchasing policy, Mariposa County Code Section 3.08.070, states that items in excess of \$3,000 shall be submitted to the Board of Supervisors for approval and solicited by public notice and awarded by the Board. The Board has the authority through Mariposa County Code Section 3.08.070 to waive this formal bid process when the Board finds it is in the public interest to do so.

BACKGROUND AND HISTORY OF BOARD ACTIONS:

N/A

LIST ALTERNATIVES AND CONSEQUENCES OF NEGATIVE ACTION:

1. Take no action and continue with present purchasing procedures. This would result in prolonged down time of equipment and reduced services. Also the Auditor will refuse to pay the pending bill.
2. Direct the Auditor to pay the current bill and direct staff to abide by the current policy. This would result in prolonged down time of equipment and reduced services.
3. Direct the Auditor to pay the current bill and direct staff to return to the board for a separate approval of a waiver each time an

operational delay is considered detrimental. This would result in a one to three week delay in each case.

COSTS: (X) Not Applicable
A. Budgeted current FY \$ _____
B. Total anticipated costs \$ _____
C. Required Addnl funding \$ _____
D. Source: » _____

SPECIAL INSTRUCTIONS:
List the attachments and number the pages consecutively:

SOURCE: () 4/5ths Vote Required
A. Internal transfers \$ _____
B. Unanticipated revenues \$ _____
C. Reserve for contingency \$ _____
D. Description: _____
Balance in Reserve for Contingencies, if approved: \$ _____

CLERK'S USE ONLY:
Res. No.: 91-445
Ord. No.: _____
Vote - Ayes: 5 Noes: _____
Absent: _____ Abstained: _____
(MWS) Approved () Denied
() Minute Order Attached

ADMINISTRATIVE OFFICER'S RECOMMENDATION:
This item on agenda as:
 Recommended
 Not Recommended
 For Policy Determination
 Submitted with Comment
 Returned for Further Action

The foregoing instrument is a correct copy of the original on file in this office.

Date: _____
ATTEST: MARGIE WILLIAMS
Clerk of the Board of Supervisors
County of Mariposa, State of CA
By: _____
Deputy

Comment: _____

A.O. Initials: AW