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AB-1592 Fresno Metropolitan Flood Control District: contracts. (2021-2022)

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Assembly Bill No. 1592

CHAPTER 32

An act to amend Section 13 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to local government.

[Approved by Governor June 28, 2021. Filed with Secretary of State June 28, 2021.]

LEGISLATIVE COUNSEL'S DIGEST

AB 1592, Committee on Local Government. Fresno Metropolitan Flood Control District: contracts.

The Fresno Metropolitan Flood Control Act establishes the Fresno Metropolitan Flood Control District and grants the district authority relating to flood control. The act requires that a contract entered into by the district for materials, supplies, or for the construction or repair of works or improvements that has a contract price exceeding \$10,000 be let to the lowest responsible bidder in accordance with specified public bidding requirements, except as provided. The act authorizes the district to enter into a contract without public bidding if the contract price does not exceed \$10,000, and specified conditions are met.

This bill would increase the contract price amount set forth in those provisions for a contract for materials or supplies from \$10,000 to \$16,000.

Vote: majority Appropriation: no Fiscal Committee: no Local Program: no

THE PEOPLE OF THE STATE OF CALIFORNIA DO ENACT AS FOLLOWS:

SECTION 1. Section 13 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), as amended by Section 18 of Chapter 142 of the Statutes of 1998, is amended to read:

Sec.13. (a) A contract for materials or supplies that has a contract price exceeding sixteen thousand dollars (\$16,000) or a contract for the construction or repair of works or improvements that has a contract price exceeding ten thousand dollars (\$10,000) shall be let to the lowest responsible bidder after notice inviting bids is published in the district pursuant to Section 6061 of the Government Code. The publication shall not be less than 10 days before the date set for the opening of bids.

(b) The contract may be let by the board without public bidding if one or more of the following applies:

- (1) The contract is entered into with any other public agency or governmental entity.
- (2) The contract price does not exceed sixteen thousand dollars (\$16,000) for a contract for materials or supplies or ten thousand dollars (\$10,000) for a contract for the construction or repair of works or improvements.
- (3) An emergency threatening the public health, safety, and welfare has been declared by the board.

(c) A contract for the maintenance or operation of district works or improvements may be negotiated when determined by the board to be in the public interest.