



## Folsom City Council Staff Report

MEETING DATE:	2/10/2026
AGENDA SECTION:	Consent Calendar
SUBJECT:	Resolution No. 11547 – A Resolution Electing to Participate in and Authorizing the City Manager to Implement the California Uniform Public Construction Cost Accounting Act in Conformance with Public Contract Code 22010
FROM:	Public Works Department

### **RECOMMENDATION / CITY COUNCIL ACTION**

The Public Works Department recommends that the City Council pass and adopt Resolution No. 11547 - A Resolution Electing to Participate in and Authorizing the City Manager to Implement the California Uniform Public Construction Cost Accounting Act in Conformance with Public Contract Code 22010.

### **BACKGROUND / ISSUE**

The California Uniform Public Construction Cost Accounting Act (CUPCCAA) is a voluntary statutory program that provides alternative bidding procedures for public works projects under specified dollar thresholds identified in Public Contract Code 22032 and 22034. By adopting CUPCCAA, the City of Folsom will be authorized to use informal bidding procedures for public works projects up to the statutory limit (currently \$220,000 as adjusted every five years by the State Controller), improving efficiency, reducing administrative burden, and increasing flexibility in delivering routine infrastructure maintenance and repair projects such as concrete and asphalt work.

Currently, the City of Folsom is not subject to CUPCCAA and must follow the standard competitive formal bidding procedures for public works projects under the Folsom Municipal Code. These procedures generally require formal bidding for most public works projects, regardless of size, unless another statutory exception applies.

CUPCCAA was enacted to provide local agencies with a uniform and streamlined accounting and bidding framework for smaller public works projects, while maintaining competitive

pricing and transparency. Participation in CUPCCAA is voluntary and requires adoption by City Council resolution and notification to the State Controller's Office. Currently, 303 of the 483 incorporated cities in the state are participating in this voluntary adoption.

## **POLICY / RULE**

Public works contracting and procurement by the City of Folsom is governed by the Folsom Municipal Code Chapters 2.36 and 2.37 and the City's adopted purchasing and contracting policies, which require compliance with the California Public Contract Code and established approval thresholds for the City Council and City Manager. Adoption of CUPCCAA does not alter these local authority limits but provides an alternative bidding framework that may be used within existing City approval authority.

The California Uniform Public Construction Cost Accounting Act (Public Contract Code §§22000–22045) authorizes local agencies to use alternative bidding and accounting procedures for public works projects upon election by resolution of the governing body.

Key provisions include:

- PCC §22030 – Election to participate in CUPCCAA and notice to the State Controller;
- PCC §22032 – Establishment of dollar thresholds for force account, informal bidding, and formal bidding, as adjusted annually by the State Controller;
- PCC §22034 – Informal bidding procedures and award to the lowest responsible bidder;
- PCC §22033 – Prohibition on splitting projects to evade bidding requirements.

Once adopted, CUPCCAA will allow the City to use informal bidding procedures for eligible public works projects up to the statutory limit (currently \$220,000), while projects exceeding that amount will continue to require formal competitive bidding.

Requests for Qualifications (RFQs) may be used to establish or update lists of qualified contractors for informal bidding under CUPCCAA. Final award of any public works project shall be based on price competition and awarded to the lowest responsible bidder in accordance with the Public Contract Code.

Recently, the City advertised a Request for Qualifications (RFQ) in accordance with CUPCCAA requirements to establish on-call construction contractor lists by trade. As a result of this outreach, the City received nine Statements of Qualifications (SOQs) from interested contractors. City staff are currently reviewing and evaluating the submitted SOQs to determine qualified contractors for inclusion on the on-call lists. Upon completion of this review, staff will bring an item to City Council in the near future recommending award of on-call construction contracts to the selected contractors, with individual projects to be bid and awarded based on price competition consistent with CUPCCAA informal bidding procedures.

## **ANALYSIS**

Once adopted, CUPCCAA authorizes the City to use the following procedures (based on current Public Contract Code 22032 thresholds:

- a) **Public projects up to \$75,000:** May be performed by City employees (force account), negotiated contract, or purchase order.
- b) **Public projects up to \$220,000:** May be awarded using informal bidding procedures, which include solicitation of written bids from a list of qualified contractors.
- c) **Public projects exceeding \$220,000:** Must be awarded using formal competitive bidding procedures.

The \$220,000 threshold is adjusted every five years by the State Controller pursuant to Public Contract Code section 22020.

### Informal Bidding Procedures

Under CUPCCAA, informal bidding requires the City to:

- Maintain a list of qualified contractors by trade category.
- Provide notice inviting informal bids to all contractors on the applicable list.
- Award contracts to the lowest responsible bidder.
- Avoid splitting projects to circumvent bidding thresholds.

The City may use a Request for Qualifications (RFQ) process to establish or refresh its contractor lists, provided that final award of each project is based on price competition consistent with CUPCCAA requirements.

### Benefits to the City

Adoption of CUPCCAA will:

- Reduce procurement timelines for small and mid-sized public works projects.
- Enhance flexibility in delivering routine infrastructure maintenance.
- Maintain transparency and competition.
- Align the City with common best practices used by peer agencies statewide.

### **FINANCIAL IMPACT**

There is no direct financial impact associated with the adoption of CUPCCAA. The Act provides alternative procurement procedures but does not increase project costs or obligate the City to expend funds beyond those already budgeted for public works projects.

### **ENVIRONMENTAL REVIEW**

The recommended action is not a project as defined by the California Environmental Quality Act (CEQA) pursuant to CEQA Guidelines section 15378(b)(5), as it is an administrative action that does not result in a direct or indirect physical change in the environment.

**ATTACHMENT**

Resolution No. 11547 - A Resolution Electing to Participate in and Authorizing the City Manager to Implement the California Uniform Public Construction Cost Accounting Act in Conformance with Public Contract Code 22010

Submitted,

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Rebecca Neves, PUBLIC WORKS DIRECTOR

## **RESOLUTION NO. 11547**

### **A RESOLUTION ELECTING TO PARTICIPATE IN AND AUTHORIZING THE CITY MANAGER TO IMPLEMENT THE CALIFORNIA UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT IN CONFORMANCE WITH PUBLIC CONTRACT CODE 22010**

**WHEREAS**, the California Uniform Public Construction Cost Accounting Act (CUPCCAA), Public Contract Code sections 22000 et seq., establishes alternative accounting and bidding procedures for public works projects under specified dollar thresholds; and

**WHEREAS**, CUPCCAA authorizes public agencies to use informal bidding procedures for qualifying public works projects, thereby improving efficiency while maintaining competition and transparency; and

**WHEREAS**, participation in CUPCCAA is voluntary and requires adoption of a resolution by the governing body and notification to the State Controller's Office pursuant to Public Contract Code section 22030; and

**WHEREAS**, adoption of CUPCCAA will allow the City of Folsom to utilize informal bidding procedures for eligible public works projects up to the statutory threshold, as adjusted every five years by the State Controller, while projects exceeding that threshold will continue to require formal competitive bidding; and

**WHEREAS**, CUPCCAA requires the City to maintain lists of qualified contractors by trade category, provide notice inviting informal bids to contractors on the applicable list, award contracts to the lowest responsible bidder, and avoid splitting projects to circumvent bidding requirements; and

**WHEREAS**, the City may use a Request for Qualifications (RFQ) process to establish or update contractor lists for informal bidding purposes, provided that final award of individual projects is based on price competition consistent with CUPCCAA; and

**WHEREAS**, the City Attorney has reviewed the City's proposed participation in the California Uniform Public Construction Cost Accounting Act and has determined that implementation of the Act presents no known legal issues or conflicts with existing law.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Folsom elects to participate in and authorizes the City Manager to implement the California Uniform Public Construction Cost Accounting Act.

**PASSED AND ADOPTED** this 10<sup>th</sup> day of February 2026, by the following roll-call vote:

**AYES:**            Councilmember(s):  
**NOES:**            Councilmember(s):

**ABSENT:** Councilmember(s):

**ABSTAIN:** Councilmember(s):

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Justin Raithel, MAYOR

ATTEST:

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Christa Freemantle, CITY CLERK