

**WALLACE COMMUNITY SERVICES DISTRICT  
RESOLUTION NO. 2023-0001**

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
WALLACE COMMUNITY SERVICES DISTRICT ADOPTING A  
PURCHASE POLICY AND PROCEDURES**

**WHEREAS**, following best practices as a public entity, WCSD has a purchase policy and procedures for obtaining goods and services; and

**WHEREAS**, WCSD's purchase policy and procedures ensure that WCSD obtains goods and services on the open market, where possible, pursuant to rules that ensure transparency, fairness to all bidders and suppliers, and decisions that are made free from conflicts of interest; and

**WHEREAS**, in the interest of efficiency and accountability, the Board of Directors of WCSD has reviewed and intends to update WCSD's purchase policy and procedures, last updated in 2010.

**NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED** by the Board of Directors of the Wallace Community Services District, as follows:

1. The facts and findings stated above are true and correct and incorporated herein.
2. The Purchase Policy and Procedures attached hereto as Exhibit "A" and incorporated herein by reference, is hereby adopted.

Upon motion by Director Jones, seconded by Director Baysinger, on the following roll call vote, to wit:

**AYES:** Jones, Baysinger, Martin  
**NOES:** 0  
**ABSENT:** 0  
**ABSTAIN:** 0

the foregoing resolution is hereby passed and adopted this 22<sup>nd</sup> day of February 2023.

  
**STEVE MARTIN**  
President of the Board

ATTEST:

  
**BARBARA KASCHT**  
General Manager

# **WALLACE COMMUNITY SERVICES DISTRICT**

## **PURCHASE POLICY AND PROCEDURES**



**RESOLUTION NO. 2023-0001**

**February 22, 2023**

# WALLACE COMMUNITY SERVICES DISTRICT PURCHASING POLICY AND PROCEDURES

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# **CHAPTER 1 - POLICY**

## **1.1 PURPOSE**

It is in the interest of the Wallace Community Services District (“WCSD”) to establish administrative procurement practices that facilitate efficient business operations and provide fair compensation and local workforce opportunities whenever possible within a framework of high quality, competitive service offerings.

## **1.2 PROCEDURES**

This Purchase Policy provides the authority, approval requirements and procedures for the procurement of materials, supplies, equipment, services, and Public Works referenced in the approved fiscal year budget.

## **1.3 FISCAL YEAR BUDGET**

The fiscal year budget approved by the Board provides the authority to WCSD staff to procure materials, supplies, equipment, services, and Public Works referenced in the approved budget for the upcoming fiscal year.

## **1.4 CONFLICTS WITH LAWS**

To the extent any provision herein conflicts or is inconsistent with State or Federal law, then said State or Federal law shall control, but only to the extent of the inconsistency, and no other provisions herein shall be affected.

## **1.5 SEVERABILITY**

If any one or more of the provisions/sections contained in this Purchase Policy shall for any reason be held to be invalid, illegal or unenforceable in any respect, then such provision or provisions shall be deemed severable from the remaining provisions hereof, and such invalidity, illegality or unenforceability shall not affect any other provision hereof, and this Purchase Policy shall be construed as if such invalid, illegal or unenforceable provision had not been contained herein.

## **1.6 MONITORING**

**A.** It is important for the WCSD to evaluate materials, equipment, and services of all current suppliers. Suppliers with a low rating can be viewed as costing the WCSD time and money, and, therefore, should be terminated upon documentation.

**B.** In an effort to obtain the best prices possible, vendors contacted for quotes and/or bids shall be regularly reviewed to ensure competitive pricing and maintenance of vendor lists.

**C.** This Purchase Policy should be reviewed on a periodic basis and updated where deemed appropriate to reflect changes in the WCSD's operations. The General Manager, acting with the Board, may at any time make changes to this Purchase Policy to facilitate a more efficient and accountable purchasing process for the WCSD.

## **1.7 LIMITATIONS**

Except for Section 6.1(B), this Purchase Policy does not apply to payment of Recurring Expenditures as defined herein.

## **1.8 CONFLICTING PROCEDURES**

When contracting for services that include the installation of equipment such as computers and electronic devices, the determination of whether the purchase should be as a procurement of material, supplies, and equipment or the procurement of services shall be made at the General Manager's discretion after giving consideration to the costs of the equipment, whether or not the equipment is unique to the person or firm providing the services and the cost of the services.

## **1.9 EMPLOYEE CONFLICTS**

**A.** WCSD employees, officers, and Directors are prohibited from using the following practices in conducting business activities:

1. Practices which might result in unlawful activity including, but not limited to, rebates, kickbacks, commissions, or other unlawful consideration.
2. Participating in the selection process when the employee, officer, or Director has a relationship with a person or business entity seeking a contract which would subject the employee to the same prohibition as in Government Code Section 87100 related to Conflicts of Interest, which provides:  
"No public official at any level of state or local government shall make, participate in making or in any way attempt to use his official position to influence a governmental decision in which he knows or has reason to know he has a financial interest."
3. Purchasing or otherwise acquiring WCSD property and equipment, including surplus property and equipment, for personal use or profit.

**B.** No WCSD employee, officer, or Director shall accept, directly or indirectly, any gift, rebate, money or anything else of value from any person or entity if such gift, rebate, money or

anything of value is intended to reward or be inducement for conducting business, placing orders with, or otherwise using the recipient's position with WCSD to secure an agreement with the WCSD.

## **1.10 ETHICAL CONDUCT IN PURCHASING**

**A.** Ethical conduct in managing the WCSD's purchasing activities is absolutely essential. Staff must always be mindful that they represent the District and the Board of Directors and share a professional trust with other staff and the general public. Therefore, when making a purchase, keep in mind the following factors:

- 1.** Is this purchase necessary for the job at hand or for the WCSD to carry on its normal business activities?
  
- 2.** Is this a reasonable and lowest possible cost for this type of purchase?

**B.** This Policy explicitly prohibits splitting purchase orders in a fiscal year for the purpose of evading the specified dollar limits and avoiding its procurement requirements.

Splitting purchases does not allow for a competitive marketplace, increases administrative workflow, and may create ethical issues.

## CHAPTER 2 - GENERAL

### 2.1 DEFINITIONS

- A. General Manager. The WCSD General Manager and Treasurer or, in his/her absence, the Assistant General Manager.
- B. Assistant General Manager. The WCSD Finance Director and Assistant General Manager.
- C. Board of Directors or Board. The Board of Directors of the WCSD that establishes policies for the operation of the WCSD.
- D. Capital Equipment. Equipment with a purchase price of five thousand dollars (\$5,000) or more as designated by the General Manager.
- E. Contract. A written agreement covering the performance of work or services including the furnishing of labor, materials, tools and equipment in performing services to the WCSD. The term Contract includes Purchase Orders.
- F. WCSD. Wallace Community Services District.
- G. Department Manager. The General Manager, Assistant General Manager, and Director of Engineering and Operations.
- H. Change Order or Contract Amendment. Alterations, deviations, additions to or deletions from the plan, specifications and/or scope of services, including the right to increase or decrease the quantity of any item or portion of the work or services or to delete any item or portion of the work or services as may be deemed to be necessary, as determined by the WCSD, for the proper completion, construction of the work or services contemplated.
- I. Task Order Contract. Contract with pre-qualified consultant or contractor where specific services are contracted for by Task Orders.
- J. Emergency. "Emergency" means a sudden, unexpected occurrence, involving a clear and imminent danger, demanding immediate action to prevent or mitigate loss of, or damage to, life, health, property, or essential public services.
- K. Purchasing Agent. Department Manager.
- L. Purchase Order. A form designed to contain all necessary information and signatures relevant to purchases by the WCSD and is used as a written order to a vendor and may be either an original order or may confirm a verbal order. The current Purchase Order forms may be developed and/or modified from time to time at the discretion of the General Manager.

**M. Recurring Expenditures.** Administrative expenditures that occur from time to time in the normal course of WCSD business, including, but not limited to, the following: Utilities (electricity, natural gas, telephone service, etc.), servicing of WCSD equipment pursuant to contract, fuel for operation of WCSD vehicles and equipment, debt service payments, payroll, payroll taxes and benefits, insurance, postage, postage meter rental and on-going rental payments.

**N. Warrants.** Checks for payment of materials, supplies, equipment, Public Works and services received by the WCSD.

**O. Purchase Policy and Procedures or Purchase Policy(ies).** Chapter 2.37 of the WCSD Code.

## **2.2 SIGNING AUTHORITY**

The General Manager, or in his/her absence the Assistant General Manager, is hereby authorized to sign on behalf of the WCSD the following documents:

**A.** Any documents necessary to conduct the general business of the WCSD that does not require prior approval of the Board.

**B.** Any documents necessary to conduct the general business of the WCSD requiring approval of the Board, after said documents have received approval of the Board, unless the Board specifies that the document be signed by the Board President.

## **2.3 BUDGETED PROCUREMENTS**

**A. Budget.** At the beginning of each fiscal year the Finance Director or Board Officer shall issue a complete WCSD Budget approved by the Board. This budget will contain the purchasing account titles, description of line items, and numbers corresponding with budgeted funds for each item. Each WCSD department will receive its own budget for conducting purchasing transactions. It is the responsibility of each Department Manager to control spending and monitor the funds in the account line items that they are authorized to use. A monthly or quarterly status report will be issued showing a comparison between budgeted amounts and the department purchasing activity.

**B. General Manager Approval.** Subject to Section C, below, the General Manager or, in his/her absence, the Assistant General Manager shall approve all Contracts, Contract Amendments, Change Orders, Task Order Contracts (and related Task Orders) and Purchase Orders. "Absence" means the General Manager's inability to exercise his or her authority at the time when the WCSD needs to take necessary steps to procure goods or services.

**C. Board Approval Required.** Board approval is required for the following:

1. Contracts, Contract Amendments and Purchase Orders for the purchase of



supplies, equipment or materials where the estimated cumulative cost is twenty-five thousand dollars (\$25,000) or more.

2. Professional service contracts and Amendments where the estimated cumulative cost is twenty-five thousand dollars (\$25,000) or more.

3. Public Works contracts where the estimated cumulative cost is two hundred thousand dollars (\$200,000) or more.

4. Task Orders or Task Order Amendments where the original scope of service or work is exceed by ten thousand dollars (\$10,000).

5. Any procurement referred to the Board by the General Manager or Assistant General Manager.

## 2.4 UNBUDGETED PROCUREMENTS

The Board shall approve all unbudgeted expenditures except for the following:

A. The General Manager or, in his/her absence, the Assistant General Manager is authorized to approve unbudgeted expenditures up to five thousand dollars (\$5,000) for any single purchase.

B. Upon written finding of the General Manager that an emergency situation exists, the General Manager is authorized to approve unbudgeted expenditures up twenty-five thousand dollars (\$25,000).

C. The General Manager shall account to the Board within thirty (30) days of the expenditures authorized by subparagraphs A & B, above and request the appropriate budget amendments and/or transfers.

## 2.5 METHODS OF PROCUREMENTS.

The following chart summarizes methods of procurement by category.

A. **Materials, Supplies and Equipment.** See Chapter 3, below, for procedures and limitations.

DOLLAR AMOUNT	PROCUREMENT METHOD
\$0-\$5,000	No Purchase Order Required
\$5,001-\$10,000	Written Quote (minimum 1 quote) Purchase Order or Contract Required
\$10,001-\$24,999	Written Quote (minimum 2 quotes) Purchase Order or Contract Required

\$25,000 +	Prepare Notice of Inviting Proposals for Board Approval - Board Approval Required for Contract or Purchase Order
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**B. Professional Services.** See Chapter 4, below, for procedures and limitations.

DOLLAR AMOUNT	PROCUREMENT METHOD
\$0-\$24,999	Solicit Proposals From a Qualified Consultant/Professional By Whatever Method The Purchasing Agent Deems Appropriate Under The Circumstances.
\$25,000 +	Prepare Request For Proposals for Board Approval - Board Approval of Contract Required.

**C. Public Works.** See Chapter 5, below, for procedures and limitations.

DOLLAR AMOUNT	PROCUREMENT METHOD
(Dollar limits are provided in the Uniform Public Construction Cost Accounting Act and may subsequently be amended)	(Informal bidding procedures are provided in the Uniform Public Construction Cost Accounting Act and may subsequently be amended)
\$0-\$60,000	May be performed by WCSD employees by force account, by negotiated contract, or by purchase order
\$60,001-\$200,000	Contract by informal procedures as set forth in the Uniform Public Construction Cost Accounting Act
\$200,001 +	Contract by formal procedures as set forth in the Uniform Public Construction Cost Accounting Act

## **CHAPTER 3 - PURCHASE OF MATERIALS, SUPPLIES AND EQUIPMENT**

### **3.1 INTRODUCTION**

**A.** The following procedures are established for the purchase of materials, supplies and equipment, as referenced in Government Code Section 54202.

**B.** In addition to the procedures of this Chapter:

1. The WCSD may request the State Department of General Services to make purchases of materials, equipment, or supplies on its behalf pursuant to Public Contract Code Section 10298; and

2. The WCSD may request the Purchasing Agent of the County of Calaveras to make purchases of materials, equipment, or supplies on its behalf pursuant to Article 7 (commencing with Section 25500) of Chapter 5 of Division 2 of Title 3 of the Government Code.

3. The WCSD may rely on a legally compliant solicitation conducted by another local, regional, state, or national public agency provided that the materials, supplies, and equipment are provided to the WCSD at the same price, and on the same terms and conditions as in that solicitation.

**C. Methods of Procurement.**

1. Purchases of materials, supplies and equipment are normally made pursuant to Purchase Orders as described in this Chapter.

2. In the discretion of the Purchasing Agent and with the approval of the General Manager and WCSD Legal Counsel a contract may be substituted for a Purchase Order.

### **3.2 PURCHASES OF MATERIALS, SUPPLIES AND EQUIPMENT WITH AN ESTIMATED COST OF LESS THAN TWENTY-FIVE THOUSAND DOLLARS (\$25,000).**

For purchases of materials, supplies and equipment with an estimated cost of less than \$25,000 the following shall apply:

**A. Types of Quotations.**

1. No purchase order is required for standard or non-complex materials with an estimated price of 5,000 or less.

2. Verbal. Verbal requests for quotations will be provided to a minimum of two (2) vendors for purchases of standard or non-complex materials with an estimated price of \$5,001 to

\$10,000 and not covered by a contractual agreement.

3. Written. Written requests for quotations (RFQ) will be sent to a minimum of two (2) vendors under the following conditions:

- a. Purchases estimated to exceed \$10,000, but less than a total of \$25,000.
- b. All Capital Equipment purchases exceeding \$10,000, but less than a total of \$25,000.
- c. Non-standard conditions, requirements, instructions, etc.
- d. Any occasion where more permanent documentation is advisable.
- e. Any purchase based on best value rather than lowest price.

**B. Award of Purchase Orders.** The Department Manager will examine the quotations for completion and thereon determine the most responsive bidder with consideration of price and date of delivery. The quotation will be attached to the Purchase Order. The purchase order and the award will be made by the Department Manager after review by the General Manager. The Department Manager or his/her designee will notify the successful and unsuccessful vendors.

### **3.3 PURCHASES OF MATERIALS, SUPPLIES AND EQUIPMENT EQUAL TO OR GREATER THAN TWENTY-FIVE THOUSAND DOLLARS (\$25,000).**

**A.** Purchases of material, supplies and equipment equaling to or greater than twenty- five thousand dollars (\$25,000) shall be approved by the Board with the vendor who, in response to the Notice of Inviting Proposals, submits a proposal that most closely meets the WCSD's specifications with the consideration of price and delivery dates.

**B.** The Notice of Inviting Proposals shall be published and distributed by the Department Manager in a manner to reasonably assure that the proposed purchase is made to a vendor that most closely meets the WCSD's specification with consideration of price, availability of service and delivery dates.

**C.** Notice of Inviting Proposals shall include the following:

1. A statement of specifications of equipment and/or supplies to be purchased;
2. The location and deadline for submission of proposals;
3. The location where the specifications and proposal blanks forms, if required, may be secured;
4. The proposed delivery date and place of delivery;
5. The date, time and place assigned for the opening of sealed proposals;

6. The type and character of proposal security required, if any;

7. A statement that the WCSD intends to award the Contract to the vendor who submits a proposal that most closely meets the WCSD specifications with the consideration of price and delivery dates;

8. That the WCSD reserves the right to reject all proposals; and

9. Notice that no vendor can withdraw its proposal for a period of sixty (60) days from the date of opening proposals.

**D. Alternative Procedure.** As an alternative to the procedures described in Paragraphs A, B and C, above, the Board may approve the purchase of supplies and equipment by accepting a proposal submitted by a vendor to another public agency for similar equipment and/or supplies upon the Board approving the purchase by Resolution making the following findings:

1. The other agency's procedures for the purchase were substantially similar to the WCSD's procedures as stated in Paragraphs A, B and C, above.

2. The equipment and/or supplies to be purchased by WCSD is substantially similar to the supplies and equipment purchased by the other agency, so that the submitted proposals would be responsive to the WCSD's specifications.

3. The negotiations regarding the purchase are minor and the proposed purchase is consistent with the policy of awarding the contract to the most responsive vendor with the consideration of price and delivery date.

### **3.4 NON-COMPETITIVE NEGOTIATIONS.**

**A.** Under some circumstances, the WCSD competitive solicitation requirements may be dispensed with when the services, materials, supplies and equipment are only available from one source either because the brand or trade name article, goods, or product is the only one which will properly meet the needs of the WCSD or the item is unique and available only from a sole source.

**B.** This approach involves procurement of materials, supplies and equipment through solicitation of a proposal from only one source. Such negotiations may be used in limited situations when the award of a contract or purchase order is not feasible under other methods upon the following findings:

1. The purchase price is reasonable; and

2. One or more of the following exists:

a. The product is the only one that will properly meet the needs of the WCSD because:

i The item is unique and is available only from a sole source; or

- ii The item is unique and is designed to match others used in or furnished to a particular installation, program, facility or location.
  - b. The product will be used in a field test or experiment to determine the products suitability for future use.
  - c. The procurement is for the renewal or extension of a contract for continuing professional services to the WCSD.
  - d. Public exigency or emergency will not permit delay.
  - e. A Federal Grantor authorized non-competitive negotiations.

C. Findings

1. The Department Manager shall make written findings referenced in subparagraph B2 above to be approved by the General Manager for purchases less than twenty-five thousand dollars (\$25,000) that are not otherwise approved by the Board.

2. The Board by Resolutions shall adopt findings for purchases referenced in subparagraph B2 above for purchases of twenty-five thousand dollars (\$25,000) or more.

### **3.5 PURCHASE ORDER PREPARATION.**

**A.** Purchase orders shall be prepared from a properly completed purchase order form. The form is designed to contain all the necessary information and signatures relevant to the purchase within the WCSD.

**B.** The purchase order form is used as a written order to a vendor and shall include a Purchase Order number. A Purchase Order may also serve as a written change order. Purchase Orders must be approved as referenced in Section 3.2 above.

**C.** Each purchase order form shall be filled out by the WCSD employee prior to WCSD funds being obligated for a purchase and shall contain the following information:

1. Purchase order number, date, department, and who wrote it.
2. To whom the purchase order is issued, together with a complete address.
3. Quantity/unit and description of item(s) to be purchased.
4. Account number to be charged.
5. Unit price and extended amount (depending upon quantity).
6. If applicable, the words "OPEN PO" and "EXPIRATION DATE," not to exceed past the end of the current fiscal year, at the top of the purchase order form.
7. The words "NOT TO EXCEED" if it is for a repetitive purchase or a contract

amount.

8. The total amount of the purchase order shall include charges for freight and tax, if applicable.

9. The initial purchase order MUST have attached to it the following: the written quote or estimate or a copy of the contract, or other backup supporting documentation.

**D.** The completed purchase order shall be distributed as follows:

1. Vendor Copy (white original) - to be delivered to the vendor, if desired and or/required.

2. Accounts Payable (yellow carbon) - to be delivered to Accounts Payable and attached to the approved invoice.

3. Department Copy (pink carbon) - shall be maintained by the Department in chronological order for accountability purposes.

**E.** The purchase order must be submitted immediately to the General Manager or his/her designee. The purchase order date must precede the order date.

**F.** Any incomplete purchase orders will be returned to the Department Manager for completion.

**G.** Insofar that it does not conflict with any other Purchasing Policy limitations, a purchase order may be exceeded by up to 10% of the original purchase order amount. No increase may be given for quoted prices.

**H.** When a purchase order is intended to be used to issue a check, write "Check Request" on the purchase order.

### **3.6 OPEN PURCHASE ORDERS.**

A. A blanket or open purchase order can be used to reduce the time-consuming process of filling out a purchase order form for each purchase when it is with the same vendor and for repeat materials.

B. Open purchase orders are to be used when the WCSD will:

1. Purchase repetitive, specified services or items, or categories of items from the same vendor over a period of less than one year, or on a monthly basis.

2. Order standard materials or maintenance supplies, which require numerous shipments.

3. Obtain more favorable pricing through volume commitments.

C. An employee making a purchase with an open purchase order vendor shall

immediately transmit the invoice to his/her Department Manager for processing. The Department Manager shall sign the invoice and indicate the budgetary account upon the face of the invoice and promptly route the invoice to Accounts Payable for payment.

D. Open purchase orders generally should NOT be used when:

1. No benefit will be derived over and above a regular purchase.
2. Prices are unknown at ordering time, or subject to change later without notice.
3. Quality of vendor or service is questionable.
4. Control over WCSD expenditures would be weakened significantly.

E. An open purchase order differs from the normal purchase order only in the date entry block that now has a date range not to exceed past the end of the current fiscal year.

F. Each year during the month of June, each Department Manager will review all department blanket purchase orders and reissue all necessary blanket purchase orders effective July 1.



## **CHAPTER 4 - PROCUREMENT OF PROFESSIONAL SERVICES**

### **4.1 APPLICABILITY.**

**A.** The procedures established herein are for the procurement of professional and consulting services including, but not limited to, auditors, electricians, financial advisors, technology advisors, rate consultants, plumbers, private architects, landscape architect, engineers, environmental consultants, land surveyors, and/or construction project managers, or other individuals or organizations possessing a high degree of professional, unique specialized technical skill or expertise, not always adaptable to competitive bidding.

**B.** It is the policy of the WCSD to employ professional and other consultant services whenever it is in the WCSD's best interest.

**C.** The requirements to solicit proposals referenced in Sections 4.4 & 4.5, below, do not apply to:

1. Contract Amendments so long as the amendment is related to the completion of the contemplated work or services of the original Contract.

2. Contracts for the continuation of professional service where the key personnel providing services have relocated to a different firm or company.

3. Contracts for services related to litigation.

### **4.2 METHOD OF PROCUREMENT.**

Procurement of Professional Services is normally made pursuant to a Contract or Task Order Contract.

### **4.3 QUALIFICATIONS.**

Professional service contracts shall be awarded on the basis of demonstrated competence and qualifications for the type of service to be performed and at a fair and reasonable price to the WCSD.

### **4.4 PROFESSIONAL SERVICES WITH AN ESTIMATED COST OF LESS THAN TWENTY-FIVE THOUSAND DOLLARS (\$25,000).**

**A.** For contracts estimated to be less than \$25,000 the Purchasing Agent will solicit proposals from the qualified consultants and professionals by whatever method the Purchasing

Agent deems most appropriate under the circumstances.

**B.** Professional services will only be procured by a contract that is approved by the General Manager and WCSD legal counsel.

#### **4.5 PROFESSIONAL SERVICES WITH AN ESTIMATED COST OF TWENTY-FIVE THOUSAND DOLLARS (\$25,000) OR MORE.**

The following procedures shall apply the procurement of professional services with an estimated cost of twenty-five thousand dollars (\$25,000) or greater.

**A.** The Board of Directors shall approve the request for proposals and the award of professional service contracts.

**B.** The written contract shall be awarded to the professional service provider who, in response to a request for proposals, submits a statement of qualifications and proposal for services that most closely meets the WCSD's requirements at a fair and reasonable cost.

#### **4.6 NON-COMPETITIVE NEGOTIATIONS.**

**A.** Under some circumstances, the WCSD competitive solicitation requirements may be dispensed with when the professional service is only available from one source either because the professional service provider is the only provider which will properly meet the needs of the WCSD or the professional service is unique and available only from a sole source.

**B.** This approach involves procurement of professional services through solicitation of proposals from only one source. Such negotiations may be used in limited situations based on the following findings:

1. The service provider is qualified pursuant to Section 4.3.
2. The cost of the services is reasonable; and
3. One or more of the following exists:
  - a. The proposed service provider is uniquely knowledgeable and qualified because similar/related services have been previously provided to the WCSD; or
  - b. An Emergency will not permit delay.

**C.** Findings

1. The Department Manager shall make written findings referenced in subparagraph A, above, to be approved by the General Manager for Professional Services Contracts where the cumulative costs are estimated at less than twenty-five thousand dollars (\$25,000) that are not otherwise approved by the Board.

2. The Board by Resolutions shall adopt findings references in subparagraph A, above, for Professional Services Contracts where the cumulative costs are estimated at twenty- five thousand dollars (\$25,000) or more.

## **CHAPTER 5 - PROCUREMENT OF PUBLIC WORKS**

### **5.1 UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING ACT (UPCCAA).**

Pursuant to Public Contract Code Section 20682(g), the WCSD has elected to become subject to the Uniform Public Construction Cost Accounting Act ("UPCCAA"), Public Contract Code Sections 22000 *et seq.*, when contracting for the construction of public projects, as defined by Public Contract Code Section 22002. Where applicable, the WCSD will adhere to the alternative bidding procedures provided by the UPCCAA. Public projects (as defined in Public Contract Code Section 22002) that do not exceed the dollar limits in Public Contract Code Section 22032(b) (as such limits currently exist or may subsequently be amended) may be let to contract by informal procedures as set forth in the UPCCAA.

### **5.2 UPCCAA CONTRACTING PROCEDURES AND DOLLAR AMOUNT LIMITATIONS.**

Contracts for public projects shall be awarded pursuant to the dollar limitations established by the UPCCAA (Public Contract Code Section 22032(b)), which as of the time of the adoption of this Policy are as follows:

- A.** Public projects of sixty thousand dollars (\$60,000) or less may be performed by the employees of a public agency by force account, by negotiated contract, or by purchase order.
- B.** Public projects of two hundred thousand dollars (\$200,000) or less may be let to contract by informal procedures as set forth in the UPCCAA.
- C.** Public projects of more than two hundred thousand dollars (\$200,000) shall, except as otherwise provided in the UPCCAA, be let to contract by formal bidding procedures.

Pursuant to Public Contract Code Section 22033, it shall be unlawful to split or separate into smaller work orders or projects any public project for the purpose of evading the requirements of the UPCCAA.

### **5.3 INFORMAL BIDDING PROCEDURES.**

Pursuant to the UPCCAA (Public Contract Code Section 22034), the WCSD enacted an informal bidding ordinance to govern the selection of contractors to perform public projects subject to informal bidding procedures under Public Contract Code Section 22032(b). The WCSD's informal bidding ordinance is codified in Chapter 2.43 of the WCSD Code.

Pursuant to Public Contract Code Section 22034(d), if all bids received pursuant to the WCSD's informal bidding procedures are in excess of two hundred thousand dollars (\$200,000), the Board may, by adoption of a resolution by a four-fifths vote, award the contract, at two hundred

twelve thousand five hundred dollars (\$212,500) or less, to the lowest responsible bidder, if it determines the cost estimate of the WCSD was reasonable.

#### **5.4 FORMAL BIDDING PROCEDURES.**

The formal bidding procedures provided by the UPCCAA (Public Contract Code Sections 22037 *et seq.*) will govern the selection of contractors to perform public projects subject to formal bidding procedures under Public Contract Code Section 22032(b).

#### **5.5 EMERGENCIES.**

**A.** Pursuant to Public Contract Code Section 22035, in cases of emergency when repair or replacements are necessary, the Board may proceed at once to replace or repair any public facility without giving notice for bids to let contracts. The work may be done by day labor under the direction of the Board, by contractor, or by a combination of the two.

**B.** In case of an emergency, if notice for bids to let contracts will not be given, the public agency shall comply with Chapter 2.5 of the Public Contract Code (commencing with Section 22050).

## **CHAPTER 6 - PAYMENT**

### **6.1 WARRANTS**

**A.** All supporting documents including the Purchase Order, Task Order, proof of receipt, packing slip, etc. will be attached to the Invoice and presented to the General Manager for payment pursuant to subparagraph B, below. The Invoices will be reviewed and initialed by the General Manager verifying that the documents are internally consistent, that invoices being paid are original, that receipt of goods or services has been acknowledged by the WCSD Department Manager and that the amounts agree between documents.

**B.** The General Manager is authorized to approve Warrants for Recurring Expenditures that are within 110% of the budget. The Board of Directors shall approve all other Warrants as part of its approval of the Warrant Register.

**C.** A copy of the Warrant shall be made prior to it being mailed. The Invoice and supporting documentation shall be attached to the copy of the Warrant and then filed by vendor/service provider and separated by the fiscal year in which the payment was made.

### **6.2 CHECK SIGNING PROCEDURES**

**A.** The Directors of the WCSD, the General Manager and the Assistant General Manager are authorized to sign checks on behalf of the WCSD.

**B.** All checks issued by the WCSD shall contain two (2) signatures, one of which shall be a Elected Director of the WCSD.

### **6.3 PAYMENT VIA WCSD CREDIT CARDS**

**A.** All purchases using a WCSD credit card are subject to the same requirements and procedures as outlined in of this policy, and the following additional requirements:

**1.** All WCSD credit cards shall be issued on a department basis in the name of each Department Manager. The General Manager shall manage the administration of WCSD credit cards.

**2.** Only the General Manager and the Department Managers are authorized to sign credit card purchases. Department Managers may allow their department employees to use the department credit card; however, the Department Manager is responsible for its care and control.

3. The following travel and meeting expenses are authorized to be paid by WCSD credit cards:

- Telephone calls to the WCSD when out of town;
- Expenses related to travel by car on WCSD business;
- Lodging and meals when out of town on WCSD business; and
- WCSD approved seminars and business meetings.
- Credit card receipts SHALL BE obtained for these expenses and turned in immediately upon return to the WCSD Treasurer or his/her designee. If a credit card receipt is lost or misplaced, the receipt replacement form must be promptly filled out by the responsible person and turned in to the WCSD Treasurer or his/her designee.

4. The credit limit on the WCSD credit cards shall be six thousand dollars (\$6,000) per month for the General Manager and one thousand dollars (\$1,000) per month for each Department Manager.

5. Credit card purchases for orders that are made via telephone or Internet are permitted. A receipt must be obtained and turned in to Accounts Payable.

6. The use of WCSD credit cards for personal purchases or spending is prohibited. Any violation of this policy will result in loss of WCSD credit card privileges and violations are subject to disciplinary action.

7. Cash advances on any WCSD credit card are prohibited. Any violation of this policy will result in disciplinary action.

#### **6.4 PETTY CASH PROCEDURES**

A. The WCSD Treasurer or his/her designee shall maintain a petty cash fund of two hundred dollars (\$200).

B. Signed receipts are required for all withdrawals from petty cash. There are no exceptions to the receipt rule.

#### **6.5 PAYMENT BY ELECTRONIC FUNDS TRANSFER**

A. WCSD may make payments by Electronic Funds Transfer ("EFT") in compliance with the applicable payment provisions of this Chapter 6 and banking rules and regulations.

# PURCHASE ORDER

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

# PURCHASE ORDER

DATE \_\_\_\_\_

ORDER NO. \_\_\_\_\_

**VENDOR:** \_\_\_\_\_

**SHIP TO:** \_\_\_\_\_

CONTACT NAME \_\_\_\_\_

NAME/DEPT \_\_\_\_\_

CLIENT COMPANY NAME \_\_\_\_\_

CLIENT COMPANY NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE \_\_\_\_\_

PHONE \_\_\_\_\_

SHIP VIA	SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE

CODE	PRODUCT NAME/DESCRIPTION	QTY	UNIT PRICE	TOTAL

REMARKS/NOTES

SUBTOTAL \_\_\_\_\_

DISCOUNT \_\_\_\_\_

SUBTOTAL LESS DISCOUNT \_\_\_\_\_

TAX RATE \_\_\_\_\_

TOTAL TAX \_\_\_\_\_

SHIPPING/HANDLING \_\_\_\_\_

**TOTAL**

SIGNATURE