



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: General Services
Department No.: 063
For Agenda Of: January 29, 2019
Placement: Administrative
Estimated Time: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: General Services Janette D. Pell, Director, (805) 560-1011
Contact Info: Joseph D. Toney, Assistant Director, (805) 568-2678
Brandon Davis, Chief Procurement Officer, (805) 568-2693
SUBJECT: Update on Government Code Section 25502.5, Service Contract Aggregate Spend Not to Exceed \$200,000

County Counsel Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a) Receive and file update on revised California Government Code Section §25502.5; and
- b) Determine the above actions are not a “Project” within the meaning of the California Environmental Quality Act (CEQA), pursuant to Section 15378(b)(5) of the CEQA Guidelines, because the actions consist of organizational or administrative activities of the government that will not result in direct or indirect physical changes in the environment.

Summary Text:

County Code §2-42 authorizes the County purchasing agent to engage independent contractors to perform services, with or without the furnishing of materials, within the limits provided by state law. Contracts that cannot be executed pursuant to County Code §2-42 are approved and executed by the Board of Supervisors (Board). California Government Code §25502.5 limits the purchasing agent’s authority to executing contract(s) with a vendor where the annual aggregate cost does not exceed a certain amount. Per the code, the Board of Supervisors (Board) may establish rules and regulations to effectuate the purposes of the section. The State Legislature enacted an update to Government Code Section §25502.5 that increased the aggregate spend on service contracts from \$100,000 to \$200,000 effective January 1, 2019. Unless the Board directs otherwise, the purchasing agent will exercise authority under County Code §2-42 using the new \$200,000 limit.

Background:

The County purchasing agent executes services contracts pursuant to authority set forth in County Code §2-42. Cal. Gov. Code §25502.5 limits this authority to contracts where the annual aggregate cost does not exceed a certain amount. Recent legislation, effective January 1, 2019, increased the limit from \$100,000 to \$200,000. The County's Chief Procurement Officer, of the Purchasing Division, serves as the Purchasing Agent. The code change will allow Purchasing to approve service agreements below \$200,000. Any service contracts, either individual or an aggregate with one vendor, that exceed \$200,000 will be brought to the Board for approval before execution.

Fiscal and Facilities Impacts:

Budgeted: Yes

Narrative: No direct budget impacts due to the legislative change and budgetary spend is contingent on Departmental budget appropriations.

Attachments:

1. Government Code Section §25502.5

Authored by:

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