

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
BOARD ACTION SUMMARY**

DEPT: General Services Agency

BOARD AGENDA: 5.B.13
AGENDA DATE: June 10, 2025

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 2.24.060 of the Stanislaus County Code to Clarify Competitive Procurement Requirements for the Purchase of Personal Property; Amending Section 2.24.065 of the Stanislaus County Code to Increase the Authority of the Purchasing Agent to Dispose of Surplus County Personal Property from \$1,000 to \$5,000; and Repealing Section 2.24.100 of the Stanislaus County Code Relating to Stores Accounts

BOARD ACTION AS FOLLOWS:

RESOLUTION NO. 2025-0307

On motion of Supervisor Grewal Seconded by Supervisor C. Condit
and approved by the following vote,
Ayes: Supervisors: Chiesa, Withrow, Grewal, C. Condit, and Chairman B. Condit
Noes: Supervisors: None
Excused or Absent: Supervisors: None
Abstaining: Supervisor: None

- 1) X Approved as recommended
2) _____ Denied
3) _____ Approved as amended
4) _____ Other:

MOTION:

INTRODUCED AND WAIVED THE FIRST READING OF ORDINANCE C.S. 1398


ATTEST: KELLY RODRIGUEZ, Assistant Clerk of the Board of Supervisors

File No. ORD-58-Y-1

**THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
AGENDA ITEM**

DEPT: General Services Agency

BOARD AGENDA:5.B.13
AGENDA DATE: June 10, 2025

CONSENT: ☒

CEO CONCURRENCE: YES

4/5 Vote Required: No

SUBJECT:

Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 2.24.060 of the Stanislaus County Code to Clarify Competitive Procurement Requirements for the Purchase of Personal Property; Amending Section 2.24.065 of the Stanislaus County Code to Increase the Authority of the Purchasing Agent to Dispose of Surplus County Personal Property from \$1,000 to \$5,000; and Repealing Section 2.24.100 of the Stanislaus County Code Relating to Stores Accounts

STAFF RECOMMENDATION:

1. Approval to introduce and waive the First Reading of an Ordinance amending Section 2.24.060 of the Stanislaus County Code to clarify competitive procurement requirements for the purchase of personal property.
2. Approval to introduce and waive the First Reading of an Ordinance amending Section 2.24.065 of the Stanislaus County Code to increase the authority of the Purchasing Agent to dispose of surplus County personal property from \$1,000 to \$5,000.
3. Approval to introduce and waive the First Reading to repeal Section 2.24.100 of the Stanislaus County Code relating to Stores Accounts.

DISCUSSION:

The County's Purchasing and Salvage Policy is based upon state laws and County Ordinances. Occasionally, practices evolve, and to update County policies, some underlying Ordinances must be modified. As part of the review process for the upcoming 2025 revisions to the County's Purchasing and Salvage Policy, and in coordination with County leadership and both County Counsel and external legal counsel, General Services Agency (GSA) is recommending the following changes be made to the existing Ordinance.

2.24.060 Bidding Not Required

Staff recommends two changes to this Ordinance:

1. Re-titling this Ordinance to "Competitive Bids or Quotations Not Required" for improved clarity regarding the nature of applicability of the Ordinance.
2. Removal of the latter portion of the Ordinance related to the reporting to the Board all awards not issued to the lowest-priced bidder for competitive

solicitations above the existing \$15,000 micro-purchase threshold. In reality, there are often times when the lowest-priced proposal does not represent the best overall value for the County, and the requirement for Board reporting at such low dollar values is inconsistent with other existing policy and practices that require reporting above \$200,000.

2.24.065 Sale of Personal Property

Staff recommends increasing the threshold requiring Board approval for disposal of an asset from \$1,000 to \$5,000. The existing dollar threshold has not been adjusted for inflation in the 33 years since it was adopted, and currently presents an unreasonable obstacle to disposing of items which are of no further use but whose scrap value can exceed \$1,000, such as often occurs with County vehicles totaled in an accident.

2.24.100 Stores Account

Staff recommends striking this Ordinance completely, because it represents an obsolete centralized warehouse and internal distribution model which the County abandoned long ago, and its presence sometimes creates confusion and conflict with existing County policies and the Purchasing Agent's \$200,000 authority limits established under California Government Code Section 25502.5.

Should the Board approve these recommended policy changes, GSA will implement them in the revised Purchasing and Salvage Policy and continue providing education to County departments to ensure compliance.

POLICY ISSUE:

There is no statutory requirement that the Board of Supervisors establish competitive procurement and reporting thresholds for goods based on price per individual item; however, the Board previously approved Code Section 2.24.060, and therefore any ordinance amending this code must also be approved by the Board. Likewise, the Board previously approved Code Sections 2.24.065 and 2.24.100, and therefore any ordinance amending this code must also be approved by the Board.

FISCAL IMPACT:

Streamlining the procurement process for low-dollar-value individual items and aligning related reporting and salvage requirements will result in increased efficiency in County operations by better utilizing staff time and improve the County's ability to purchase goods in a timely manner.

BOARD OF SUPERVISORS' PRIORITY:

The recommended actions support the Boards' priority of *Delivering Efficient Public Services* by providing improved clarity and flexibility for County procurement and salvage processes.

STAFFING IMPACT:

Existing Purchasing staff will work to educate all County departments of the ordinance changes and to ensure departments update their procurement procedures to reflect these changes.

CONTACT PERSON:

Andrew Johnson, GSA Director/Purchasing Agent
Brad Diemer, Purchasing Manager

(209) 525-4380
(209) 525-6319

ATTACHMENT(S):

1. Ordinance
2. Ordinance, Existing
3. Ordinance, Existing with Redlined Changes
4. Ordinance, Revised

AN ORDINANCE AMENDING SECTION 2.24.060 OF THE STANISLAUS COUNTY CODE; AMENDING SECTION 2.24.065 OF THE STANISLAUS COUNTY CODE; AND REPEALING SECTION 2.24.100 OF THE STANISLAUS COUNTY CODE

The Board of Supervisors of the County of Stanislaus, State of California, do ordain as follows:

Section 1. Chapter 2, Section 2.24.060 of the Stanislaus County Code is hereby amended to read as follows:

“2.24.060. Competitive bids or quotations not required.

Except as otherwise provided by ordinance or general law, the purchasing agent may without notice, advertisement, or the securing of competitive bids or quotations, make any purchase of personal property, or do any other thing which he or she is authorized to do in this chapter.”

Section 2. Chapter 2, Section 2.24.060 of the Stanislaus County Code is hereby amended to read as follows:

“2.24.065. Sale of personal property.

The purchasing agent is authorized to sell, trade, trade in, lease, exchange, or otherwise dispose of any personal property belonging to the county which is deemed to be surplus and not required for public use by the county and which has a value of less than five thousand dollars per individual item without prior approval by the board of supervisors. Notwithstanding any other provision of this code, such disposition of surplus property may be made without securing bids or advertising. For disposition of personal property exceeding five thousand dollars per individual item, prior approval from the board of supervisors must be obtained. All proceeds from such sales shall be paid into the county treasury for the use of the county.”

Section 3. Chapter 2, Section 2.24.100 of the Stanislaus County Code is repealed entirely.

Section 4. This ordinance shall take effect thirty (30) days from and after the date of its passage and before the expiration of fifteen (15) days after its passage it shall be published once, with the names of the members voting for and against the same, in the Modesto Bee, a newspaper published in the County of Stanislaus, State of California.

Upon motion of Supervisor _____, seconded by Supervisor _____, the foregoing ordinance was passed and adopted at a regular meeting of the Board of Supervisors of the County of Stanislaus, State of California, this ____ day of _____ 2025, by the following called vote:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

ABSTAINING: Supervisors:

Matthew W. Condit
CHAIRMAN OF THE BOARD OF
SUPERVISORS
of the County of Stanislaus,
State of California

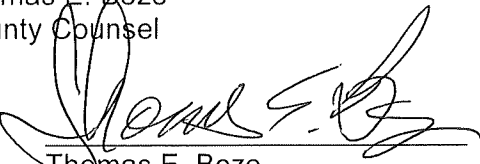
ATTEST: ELIZABETH A. KING, Clerk of
the Board of Supervisors of
the County of Stanislaus,
State of California

BY: _____
Deputy Clerk of the Board

APPROVED AS TO FORM:

Thomas E. Boze
County Counsel

BY:



Thomas E. Boze
County Counsel

Existing Ordinance:

§ 2.24.060 **Bidding not required.**

Except as otherwise provided by ordinance or general law, the purchasing agent may without notice, advertisement, or the securing of competitive bids or quotations, make any purchase of personal property, or do any other thing which he or she is authorized to do in this chapter; provided, however, that in the event he or she purchases any individual item (as distinct from the total contract) costing more than fifteen thousand dollars without securing competitive bids or quotations thereon, he or she shall report such action to the board of supervisors with his or her reasons therefor; and provided further, that if he or she does call for competitive bids or quotations, and accepts any bid or quotation which complies with all terms, conditions and specifications, other than the lowest upon any individual item costing more than fifteen thousand dollars, he or she shall likewise report such fact to the board of supervisors.

(Prior code §2-95; Ord. CS 502 §1, 1992; Ord. CS 1239 §2, 2019)

§ 2.24.065 **Sale of personal property.**

The purchasing agent is authorized to sell, trade, trade in, lease, exchange, or otherwise dispose of any personal property belonging to the county which is deemed to be surplus and not required for public use by the county and which has a value of less than one thousand dollars per individual item without prior approval by the board of supervisors. Notwithstanding any other provision of this code, such disposition of surplus property may be made without securing bids or advertising. For disposition of personal property exceeding one thousand dollars per individual item, prior approval from the board of supervisors must be obtained. All proceeds from such sales shall be paid into the county treasury for the use of the county.

(Ord. CS 475 §3, 1992)

...

§ 2.24.100 **Stores account.**

A fund, designated the purchasing agent's stores account, in the amount of five hundred thousand dollars is created and established. The purchasing agent may purchase supplies, materials and equipment in quantity, to be issued to the various offices and departments of the county as needed, and to make payments therefor out of the purchasing agent's stores account. As such supplies, materials and equipment are issued to a county office or department, the purchasing agent's stores account shall be reimbursed from the budgeted funds of the requisitioning department. The auditor shall certify the availability of funds in the appropriate budget account of the office or department issuing the requisition before any issuance of supplies, materials or equipment is made.

(Prior code §2-99; Ord. 928 §1, 1980; Ord. CS 7 §1, 1983)

Existing Ordinance with Redlined Changes:

§ 2.24.060 **Competitive Bidding or quotations** not required.

Except as otherwise provided by ordinance or general law, the purchasing agent may without notice, advertisement, or the securing of competitive bids or quotations, make any purchase of personal property, or do any other thing which he or she is authorized to do in this chapter; ~~provided, however, that in the event he or she purchases any individual item (as distinct from the total contract) costing more than fifteen thousand dollars without securing competitive bids or quotations thereon, he or she shall report such action to the board of supervisors with his or her reasons therefor; and provided further, that if he or she does call for competitive bids or quotations, and accepts any bid or quotation which complies with all terms, conditions and specifications, other than the lowest upon any individual item costing more than fifteen thousand dollars, he or she shall likewise report such fact to the board of supervisors.~~

(Prior code §2-95; Ord. CS 502 §1, 1992; Ord. CS 1239 §2, 2019)

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(Ord. CS 475 §3, 1992)

§ 2.24.100 **(Stores accountRepealed.)**

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(Prior code §2-99; Ord. 928 §1, 1980; Ord. CS 7 §1, 1983)

Revised Ordinance

§ 2.24.060 **Competitive Bids or quotations not required.**

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(Ord. CS 475 §3, 1992)

§ 2.24.100 **(Repealed.)**