



California Uniform Construction Cost Accounting Commission

State Controller's Office – Division of Accounting & Reporting

3301 C Street, Suite 500, Sacramento, California 95816

http://www.sco.ca.gov/ard_cuccac.html

June 29, 2015

CATHRYN A. HILLIARD, Executive Director
CONSTRUCTION INDUSTRY FORCE ACCOUNT COUNCIL (CIFAC)
837 Arnold Drive, Suite 200
Martinez, CA 94553

PATRICK WHALEN, Legislative Advocate, Attorney at Law
Re. "The GORDIAN GROUP"
ELLISON WILSON ADVOCACY, LLC
1725 Capitol Avenue
Sacramento, CA 95811

RE: CIFAC REQUEST FOR CLARIFICATION, July 28, 2014
Job Order Contracting, County of Ventura

Dear Ms. Hilliard and Mr. Whalen:

Thank you for your requests for clarification received by the California Uniform Construction Cost Accounting Commission. We have reviewed your concerns with regards to the County of Ventura's use of Job Order Contracts related to the informal bid limits and processes as governed by the PCC and the Act and under the supervision of the CUCCAC.

TO: Ms. Cathryn Hilliard, CIFAC &
Mr. Patrick Whalen, Ellison Wilson Advocacy, LLC, Re. "The Gordian Group"
June 29, 2015
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Our considered opinion is as follows:

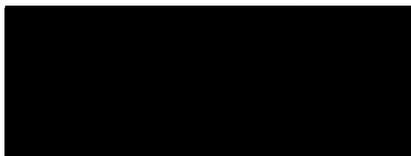
- *The issuance of an original JOC must be done pursuant to the Act. Specifically the JOC contracting procedures must comply with the notification, advertisement and award provisions of the Act.*
- *There is no limitation to JOC contracting imposed by the Act for work which does not qualify as a "Project" under PCC 2202(c).*

Where agencies use *informally bid* job order contracts (JOC), they must comply with Section 22030-22045 of the Public Contract Code (PCC). JOC task orders for work which qualifies as a "public project" as defined by Section 22002 of the PCC must not exceed the informal bid limit (currently \$175,000) when informally bid.

The Act does not preclude the issuance of a JOC with task orders in excess of the informal bid limit. In this case, any JOC which includes worked defined as a "public project" with a task order value in excess of the informal bid limit must be *bid formally* in compliance with the requirements of PCC section 22037.

Should you have any other questions regarding this matter, please do not hesitate to contact me.

Sincerely,



George Hicks
Chairman, CUCCAC

GH:ljc