

RESOLUTION NO. 6846

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF UPLAND, CALIFORNIA AUTHORIZING THE CITY TO BECOME SUBJECT TO THE CALIFORNIA UNIFORM PUBLIC CONSTRUCTION COST ACCOUNTING PROCEDURES

WHEREAS, the City of Upland ("City") currently uses formal bidding procedures pursuant to the Public Contract Code, applicable to construction work performed or contracted by the City; and

WHEREAS, prior to the passage of Assembly Bill No. 1666, Chapter 1054, Statutes of 1983, which added Chapter 2, commencing with Section 22000, to Part 3 of Division 2 of the Public Contract Code, existing law did not provide a uniform cost accounting standard for construction work performed or contracted by local public agencies; and

WHEREAS, the Public Contract Code Section 22032 et seq., the Uniform Public Construction Cost Accounting Act, establishes such a uniform cost accounting standard; and

WHEREAS, the City is not now currently subject to the uniform public construction cost accounting procedures; and

WHEREAS, other local public agencies report that benefits of becoming subject to uniform public construction cost accounting procedures pursuant to the Act include the raised force account limit, informal bidding procedures, greater leeway in the execution of public works projects, a streamlined awards process, improved timeliness of project completion, and simplified administration; and

WHEREAS, a local public agency's governing body must elect by resolution to become subject to the Act and file a copy of the resolution with the State Controller's Office pursuant to Public Contract Code section 22030; and

WHEREAS, the purpose of this Resolution is to allow the City to become subject to the California Uniform Public Construction Cost Accounting Procedures.

NOW, THEREFORE, the City Council hereby finds, determines and resolves, as follows:

Section 1. The above recitals are true and correct and are incorporated herein by this reference.

Section 2. The City Council hereby elects under Public Contract Code Section 22030 to become subject to the Uniform Public Construction Cost Accounting Procedures set forth in the Act and to the City's policies and procedures manual and cost accounting review procedures, as they may each from time to time be amended, and directs that the City of Upland notify the State Controller forthwith of this election.

Section 3. Compliance with California Environmental Quality Act. The City Council finds that this Resolution is not subject to the California Environmental Quality Act ("CEQA") pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the State CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly. Further, if the activity is deemed a project this City Council finds that this Resolution is exempt pursuant to Section 15061(b)(3) of the State CEQA Guidelines.

Section 4. Certification. The City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original resolutions.

Section 5. Severability. If any section, subsection, subdivision, sentence, or clause or phrase in this Resolution or any part thereof is for any reason held to be unconstitutional, invalid or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Resolution or any part thereof. The City Council hereby declares that it would have adopted each section irrespective of the fact that any one or more subsections, subdivisions, sentences, clauses, or phrases are declared unconstitutional, invalid, or ineffective.

Section 6. Effective Date. This Resolution shall become effective immediately.

PASSED, APPROVED AND ADOPTED this 11th day of August, 2025.



Bill Velto, Mayor

I, Keri Johnson, City Clerk of the City of Upland, do hereby certify that the foregoing Resolution was adopted at a regular meeting of the City Council held on the 11th day of August, 2025, by the following vote:

AYES: Mayor Velto, Councilmembers Zuniga, Breitling, Garcia, Maust
NOES: None
ABSENT: None
ABSTAINED: None

ATTEST: 

Keri Johnson, City Clerk