

SECTION 00010

NOTICE INVITING BIDS

Notice is hereby given that individual sealed bids will be received by the Sanitary District No. 1 of Marin County ("District") in their office located at 2960 Kerner Blvd., San Rafael, CA 94901-5517, at any time prior to **2:00 P.M. on Thursday June 29, 2017** for furnishing all labor, materials, equipment, and services for the construction of improvements designated as:

FY 2016/17 GRAVITY SEWER REHABILITATION PROJECT

Bids will be publicly opened, examined and declared on said day and hour, and will be referred to the District Board of Directors for subsequent action. Any Bids received after the specified time and date will not be considered.

The Engineer's Estimate for this project is \$10,500,000, and all work shall be completed within calendar days from the date established in Section 00800-1.01, **TIME ALLOWED FOR COMPLETION**.

A **non-mandatory pre-bid meeting** will be held at **10:00 A.M. on Tuesday, June 6, 2017** at the offices of the District, 2960 Kerner Boulevard, San Rafael, California.

Copies of the Contract Documents are now on file and available for public inspection at the District offices, 2960 Kerner Blvd, San Rafael, CA 94901 and online at rvsd.org/contractors. To bid the Work, interested bidders must purchase the Contract Documents from the District at a cost of **\$130** per set. Contract Documents include Bid Documents, Specifications, half-size (11-inch x 17-inch) Plans and Appendices. Full-size Plans (22-inch x 34-inch) are also available for purchase at a cost of **\$90** per set by request from the District's office. Purchase of full-size Plans is not a requirement to bid the Work. Return of the documents is not required, and the amount paid for the documents is non-refundable.

Funding for this project is anticipated to be provided in full or in part through an agreement with the State Water Resources Control Board for Federal funds. The contents of this document do not necessarily reflect the views and policies of the State Water Resources Control Board, nor does mention of trade names or commercial products constitute endorsement or recommendation for use. (Gov. Code § 7550, 40 CFR § 31.20.)”

Specification Section 00750 provides the information necessary to comply with all State Revolving Fund (SRF) and Davis Bacon Prevailing Wage requirements for this Project. Contractor must be familiar with and follow the directions provided for the Clean Water State Revolving Fund (CWSRF) Loan Program.

Bidders shall provide a Good Faith Effort to include Disadvantaged Business Enterprises (DBE) in the Work, as described in the Section 00750, **SWRCB STATE REVOLVING FUND CONSTRUCTION CONTRACT REQUIREMENTS**.

This project is subject to “Buy American” provisions of the “Consolidated Appropriations Act, 2014,” H.R. 3547, Division G, Title IV, “Use of American Iron and Steel.”

The project is generally described as follows: rehabilitation of existing gravity sanitary sewer pipelines by open-cut removal and replacement (~5,600 LF), pipe bursting (~10,000 LF), horizontal direction drilling (~830 LF), and cured-in-place pipe methods (~25,600 LF), including sawcut, excavation and backfill, shoring, pipe spot repair, pipe sag repairs, replacing laterals, grout sealing laterals, disconnecting and reinstating lateral connections, abandoning existing sewer pipelines and manholes, removing existing lampholes, cleanouts and manholes, constructing new manholes and property line cleanouts, rehabilitating manholes, asphalt concrete and portland cement concrete pavement restoration, wood retaining wall installation, wood fence replacement, landscape restoration, CCTV inspection, traffic control, project signs, and bypass pumping of sanitary sewer flow. The project is located in the towns of Larkspur, San Anselmo and Fairfax at various sites including but not limited to Scenic Road, Foothill Road, Allyn Ave, Redwood Road, Floribel Ave, Frustruck Ave, Woodside Drive Easement, Manzanita Road, Hillside Drive, Creek Road, Sir Francis Drake Blvd and The Alameda Easement. All of said work is to be done in accordance with the Contract Documents as described above, at the places and in the particular locations, of the form, sizes and dimensions and of the materials, and to the lines and grades and at the elevations as shown on the Plans and Specifications made therefore and approved by the District.

Under California Laws and Regulations, the District shall inform all prime contractors of public works, to the extent feasible of relevant public work requirements. Therefore, the District hereby advises all bidders that the successful bidder shall:

1. Employ the appropriate number of apprentices on the job site as set forth in California Labor Code 1777.5;
2. Provide worker's compensation coverage, as set forth in California Labor Code Sections 1860 and 1861;
3. Keep and maintain the records of work performed on the public works project, as set forth in California Labor Code Section 1812;
4. Keep and maintain the records required under California Labor Code Section 1776 which shall be subject to inspection pursuant to California Labor Code Section 1776 and California Code of Regulations, Division 1, Chapter 8, Subchapter 3, Article 6, Section 16400 (e); and
5. Be subject to other requirements imposed by law.

Bidders are hereby notified that the work under this project may be funded by a combination of District and Federal funds. The general Federal prevailing rate of per diem wages, holidays, and overtime work for each craft, classification, or type of workmen needed to execute the contract are established by the Secretary of Labor in accordance with the Davis-Bacon Act and are included in Appendix D and can also be found online at <http://www.gpo.gov/davisbacon/>. The general State prevailing rate of per diem wages, holidays, and overtime work for each craft, classification, or type of workmen needed to execute the contract are established by the State of California,

Department of Industrial Relations and can be found online at <http://www.dir.ca.gov/DLSR/PWD/>. If there is a difference between the minimum wage rate determined by the Secretary of Labor and the prevailing wage determined by the State of California for similar classifications of labor, the higher wage rate shall prevail. Contractors shall not pay wages less often than once per week. The successful Bidder agrees upon execution of this Agreement to post a copy of both sets of wage rates at the project site. Copies of the State and Federal prevailing rates of the per diem wages are on file at the District offices, 2960 Kerner Blvd, San Rafael, CA 94901. Said prevailing rates of per diem wages will be made available to any interested party upon request, and a copy thereof shall be posted at the job site.

The District is establishing a Labor Compliance Program pursuant to Labor Code sections 1771.5 and 1771.7. All Contractors and Subcontractors shall be required to comply with the Labor Compliance Program (LCP). The complete LCP is available upon request. It shall be the Bidder's responsibility to evaluate the cost of complying with the District's LCP and include those costs in the bid.

The District or District Representative will conduct a labor compliance pre-job conference with all contractors and subcontractors to discuss federal and state labor law requirements applicable to the project. The labor compliance pre-job conferences are in addition to the pre-construction conference and will be scheduled independently, either face-to-face, or by tele/web conference. Project contractors and subcontractors shall be required to maintain and furnish to the District, at designated times, a certified copy of each weekly payroll containing a statement of compliance signed under penalty of perjury. The District or District Representative shall review and audit payroll records to verify compliance with applicable law. The District shall withhold contract payments when payroll records are delinquent or inadequate. The District shall withhold contract payments equal to the amount of the underpayment, with penalties, when, after investigation, it has been established that underpayment has occurred.

The District will not recognize any claim for additional compensation because of the payment by the Contractor of any wage rate in excess of the prevailing wage rates on file as aforesaid. The possibility of a wage increase is one of the elements to be considered by the Contractor in determining his/her or its Bid and will not, under any circumstances, be considered as the basis of a claim against the District on the Contract.

The successful Bidder and its subcontractors shall employ workers which consistently display and demonstrate proper moral, ethical and professional conduct to all fellow workers, employees and representatives of the District and other involved parties.

Pursuant to the provisions of California Labor Code Section 6707, each Bid submitted in response to this Notice to Contractors shall contain, as a Bid item, adequate sheeting, shoring, and bracing, or equivalent method, for the protection of life and limb in trenches and open excavation, which shall conform to applicable safety orders. By listing this sum, the Bidder warrants that its action does not convey tort liability to the District, the Design Consultant, the Construction Manager, and each of their employees, agents, and sub consultants.

Each Bid must conform and be responsive to the invitation, the Plans and Specifications, and all documents comprising the pertinent Contract Documents. Each Bid shall be presented under sealed

cover and shall be accompanied by a certified check, cashier's check, cash or bidder's bond, made payable to the District, in an amount not less than ten (10) percent of the bid. The said check shall be given as a guarantee that the Bidder will execute the Contract in conformity with the form of agreement contained within the Contract Documents, and will furnish bonds and insurance policies as specified within ten (10) days after notification of the award of the Contract to the successful Bidder.

Addenda issued during the time of bidding shall be covered in the Contractor's Bid and shall become part of the Contract Documents.

Bidders shall develop and submit bids at their own expense. The District will not reimburse any costs associated with the development and submittal of any and all Bids.

The District reserves the right to reject any or all bids, to waive any informality in a bid, and to make awards to the lowest responsive, responsible bidder as it may best serve the interest of the District.

No Bidder may withdraw its bid for a period of ninety (90) days after the date set for the opening thereof.

Any Bid protest must be submitted in writing to the District, 2960 Kerner Blvd, San Rafael, CA 94901, 4:00 p.m. of the 5th business day following Bid opening. The initial protest document must identify the protestant and contain a complete statement of the basis for the protest with reference to any portion of the bid documents which the protestant relies on as the basis of the protest. The above time and content requirements are mandatory, and failure to comply therewith shall constitute a waiver of any further right to pursue a bid protest, including filing a Government Code claim or legal proceedings. Bid protests shall be acted upon by the District's Board.

At the successful Contractor's option, securities may be substituted for the required retention, in accordance with the provisions of Section 22300 of the State of California Public Contract Code.

In accordance with the provisions of California Public Contract Code Section 3300, the District has determined that the Contractor shall possess a valid **Class A – General Engineering** license.

Per the provisions of California Business and Professions Code Section 7028.15, a Bid submitted to the District by a Contractor who is not licensed in accordance with Chapter 9 of the California Business and Professions Code shall be considered non-responsive and shall be rejected by the District.

No contractor or subcontractor may be listed on a bid proposal for a public works project unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions for bid purposes only under Labor Code section 1771.1(a)]. No contractor or subcontractor may be awarded a contract for public work on a public works project unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5. This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

By: _____ / s / _____
Greg Norby, P.E., General Manager,
Sanitary District No. 1 of Marin County

Date: May 24, 2017

***** END OF SECTION *****