

# NOTICE TO BIDDERS

Bids Submission Deadline: **11:00 AM on Wednesday, February 7, 2018**

General work description: Plant establishment period under the Caltrans 2015 Standard Specifications and Standard Plans.

The Contra Costa Transportation Authority ("Authority") will receive electronically sealed bids for the CONSTRUCTION ON STATE HIGHWAY IN CONTRA COSTA COUNTY FROM 0.3 MILE NORTH OF CROW CAYNON ROAD OVERCROSSING TO 0.2 MILE SOUTH OF SYCARMORE VALLEY ROAD OVERCROSSING ("Project").

District-County-Route-Post Mile: 04-CC-680-PM-R4.5/R6.6

CCTA Contract Number: 478

Bid forms for this work can be found and completed at [www.bidexpress.com](http://www.bidexpress.com).

An electronic bidding process has been adopted for this solicitation. Paper bids will not be accepted. Electronic bids shall be submitted through [www.bidexpress.com](http://www.bidexpress.com). All bidders must register on [www.bidexpress.com](http://www.bidexpress.com) and create Digital ID through Bid Express to submit a bid.

**It can take up to five (5) business days to process your Digital ID and it is highly recommended that a Digital ID be active 48 hours in advance of submitting an electronic bid.** Costs associated with obtaining said Digital ID and submitting a bid using Bid Express shall be the sole responsibility of the bidder.

Contract Documents will be available from [www.bidexpress.com](http://www.bidexpress.com). Any addenda issued for this project will also be available at this website. A link to the Bid Express solicitation page can be obtained at [www.ccta.net/get\\_involved/contract\\_with\\_us](http://www.ccta.net/get_involved/contract_with_us).

You are prohibited from bidding on the project if you are ineligible to perform work on a public works project under § 1777.1 or § 1777.7 of the Labor Code.

Bids will be on a unit price basis. The successful bidder shall complete work within 4 calendar years from the commencement date set forth by the Authority's Notice-to-Proceed. If the successful bidder fails to complete the work within the above-specified time limit, the Contractor shall pay liquidated damages to the Authority, computed at the rate outlined in the 2015 Caltrans Standard Specifications. Additionally, the bidder's attention is directed to the Special Provisions where there are provisions related to liquidated damages associated with missing interim milestones and late pick-up of lane closures.

The estimated cost of construction is \$773,000

A non-mandatory pre-bid (pre-proposal) meeting is scheduled for Thursday, January 24, 2018 at 11:00 AM at the office of the Contra Costa Transportation Authority located at 2999 Oak Road, Suite 100, Walnut Creek, CA 94597. Prospective bidders attendance is HIGHLY RECOMMENDED but not mandatory.

Bids will be opened electronically in a public forum and read aloud at 11:00 AM on Wednesday, February 7, 2018, at the office of the Authority located at 2999 Oak Road, Suite 100, Walnut Creek, CA 94597. Bids received after this time will not be accepted. Bids are valid for ninety (90) calendar days after the bid opening date.

Both the pre-bid meeting and the bid opening will be broadcast on the Authority's Youtube page, found at:

[https://www.youtube.com/channel/UC2ivVmK\\_Wco3qrj8Nzcpl\\_A/videos](https://www.youtube.com/channel/UC2ivVmK_Wco3qrj8Nzcpl_A/videos)

Questions about alleged patent ambiguity of the plans, specifications, or estimate must be submitted as a bidder inquiry prior to bid opening. After this time, the Authority will not consider these questions as bid protests.

Submit all bidder inquiries directly through the Authority's solicitation page under the section titled "Q&A." Bidder inquiries must be received by 4:00 PM on Wednesday, January 31, 2018. All responses to bidder inquiries and addenda will be available at [www.bidexpress.com](http://www.bidexpress.com). It is each bidder's responsibility to check the website for these documents.

Submit your bid with bidder's security equal to at least ten percent (10%) of the bid amount. The bid security shall be in the form of cash, certified or cashier's check, electronic bond (eBond), or a bid bond in favor of the Authority. Security deposit other than electronic bond must be received by the Authority prior to the bid opening. A copy of the paper bid bond, has been included with the attachments. A paper bid bond must be submitted to the Authority's office at 2999 Oak Road, Walnut Creek, CA 94597, Attn: Randy Iwasaki, in a sealed envelope and labeled with the project name and contract number prior to bid opening.

All prime contractors are encouraged to use qualified Small Business Enterprise ("SBE") subcontractors and directly purchase goods from qualified SBEs by utilizing SBE vendors when available and the price of the goods sought is reasonable. All prime contractors are required to report on SBE usage on a quarterly basis during the term of each contract, using a form provided by the Authority.

The work covered by this proposal (bid) is not federally funded. As such, no Disadvantaged Business Enterprise (DBE) goal is established for this project; however, you are encouraged to use qualified DBE firms as subcontractors.

Pursuant to Section 1770, et seq. of the California Labor Code, you, and all subcontractors under you will pay not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations and comply with all applicable Labor Code provisions, which include the employment of apprentices, the hours of labor and the debarment of contractors and subcontractors. Pursuant to Labor Code Section 1773, the Authority has obtained the prevailing rate of per diem wages and the prevailing wage rate for holiday and overtime work applicable in Contra Costa County from the Director of the Department of Industrial Relations for each craft, classification, or type of worker needed to execute this contract. A copy of these prevailing wage rates may be obtained via the internet at: [www.dir.ca.gov/dlstr/](http://www.dir.ca.gov/dlstr/). In addition, a copy of the prevailing rate of per diem wages is available at the Authority's offices and shall be made available to interested parties upon request. If you are awarded a contract, you must post a copy of the prevailing wage rates at the job site.

The successful bidder and all subcontractor(s) under him, shall comply with all applicable Labor Code provisions, which include, but are not limited to the payment of not less than the required prevailing rates to all workers employed by them in the execution of the Contract, the employment of apprentices, the hours of labor and the debarment of contractors and subcontractors.

California Department of Transportation has made available Notices of Suspension and Proposed Debarment from the Federal Highway Administration. For a copy of the notices, go to [http://www.dot.ca.gov/hq/esc/oe/contractor\\_info](http://www.dot.ca.gov/hq/esc/oe/contractor_info). Additional information is provided in the Excluded Parties List System at [www.sam.gov](http://www.sam.gov).

Only registered plan holders may protest this solicitation process. Submit all solicitation process protests in writing before the deadline stated below along with a \$2,500 protest fee. The submitted protest fee shall be made payable to the "Contra Costa Transportation Authority." The protest fee will be refunded to you only if the protest is upheld by the Authority. Written protests with the \$2,500 protest fee must be delivered to Ivan Ramirez, Construction Manager, Contra Costa Transportation Authority, 2999 Oak Road, Suite 100, Walnut Creek, CA 94597.

You may protest the terms of this solicitation on the grounds that:

- (a) a material provision is ambiguous,
- (b) any aspect of the procurement process is contrary to express legal requirements under this

procurement, or  
(c) this solicitation in whole or in part exceeds the Authority's authority.

Protests regarding this solicitation may be filed only after the registered plan holder has informally discussed the nature and basis of the protest with the Authority's Project Manager, Ivan Ramirez (925-256-4737), in an effort to remove the grounds for protest. Any protest regarding this solicitation must completely and clearly state the grounds for protest and include all factual and legal documentation in sufficient detail to establish the merits of the protest. Protests regarding this solicitation must be filed as soon as the basis for protest is known to you, but no later than five (5) business-days before the deadline for receipt of bids. No hearing will be held on the protest, but it will be decided, based on the written submissions, by the Authority Executive Director, whose decision will be final and conclusive. The Executive Director may, but need not, request other registered plan holders submit statements or arguments regarding the protest and may, in his/her sole and absolute discretion, discuss the protest with the protestant. A decision regarding any protest shall be in writing and, if necessary, appropriate revisions to this solicitation may be made by issuing addenda.

Failure to raise a ground for a protest regarding this solicitation will preclude consideration of that ground in any protest of a selection unless such ground was not and could not have been known to you in time to protest before the final date for such protests. The written decision on a protest will be made available to all registered plan holders. The Authority may extend the deadline for final receipt of bids to address any such protest issues.

An inadvertent error in listing a subcontractor in a bid proposal who is not registered pursuant to Labor Code section 1725.5 will not be grounds for filing a bid protest or grounds for considering the bid nonresponsive, provided that any of the following apply:

- a) Subcontractor is registered prior to the bid opening.
- b) Within 24 hours after the bid opening, the subcontractor is registered and has paid the penalty registration fee specified in subparagraph (E) of paragraph (2) of subdivision (a) of Labor Code section 1725.5.
- c) Subcontractor is replaced by another registered subcontractor pursuant to Public Contract Code section 4107.

Labor compliance oversight will be conducted by the Department of Industrial Relations, Division of Labor Standards Enforcement. You must comply with the requirements under section 1771.3 of the Labor Code and Subchapter 4.5 of Chapter 8 of Title 8 of the California Code of Regulations. In accordance with Labor Code section 1771.4, you and each of your subcontractors must furnish the certified payroll records directly to the Department of Industrial Relations on the specified interval and format prescribed by the Department of Industrial Relations, which may include electronic submission. You must comply with all requirements and regulations from the Department of Industrial Relations relating to labor compliance monitoring and enforcement. It is your sole responsibility in submitting a bid to evaluate and include the cost of complying with all labor compliance requirements under the contract and applicable law in the bid amount.

Pursuant to Labor Code sections 1725.5 and 1771.1, all contractors and subcontractors that wish to bid on, be listed in a bid proposal, or enter into a contract to perform public work must be registered with the Department of Industrial Relations. No Bid will be accepted nor any contract entered into without proof of your and your subcontractors' current registration with the Department of Industrial Relations to perform public work. If awarded a contract, you and your subcontractors, of any tier, shall maintain active registration with the Department of Industrial Relations for the duration of the Project.

If you are awarded a contract, you will be required to furnish the Authority with payment and performance bonds equal to 100% of the total bid for each bond.

Pursuant to Public Contract Code Section 22300, you may substitute certain securities for funds withheld by the Authority to ensure your performance under the contract.

Award of Contract: The Authority will award the Contract for the work to the lowest responsible bidder submitting a responsive bid as determined from the base bid alone. The Authority reserves the right to reject any or all bids or to waive any irregularities or informalities in any bids or in the bidding process.

**BY THE ORDER OF THE CONTRA COSTA TRANSPORTATION AUTHORITY:**

**Randell H. Iwasaki, Executive**