

**DEPARTMENT OF TRANSPORTATION
COUNTY OF EL DORADO, CALIFORNIA**

NOTICE TO BIDDERS

NOTICE IS HEREBY GIVEN by the County of El Dorado, State of California, that sealed bids for work in accordance with the Project Plans (Plans) and Contract Documents designated:

**MISSOURI FLAT ROAD OVERCROSSING
CONTRACT NO. 71317**

will be received by the Clerk of the Board of Supervisors, at the Board of Supervisors Office, 330 Fair Lane, Placerville, California, until **Tuesday, April 17, at 2:00 PM**, at which time bids will be publicly opened and read by the El Dorado County Department of Transportation.

No Bid may be withdrawn after the time established for receiving bids or before the award and execution of the Contract, unless the award is delayed for a period exceeding sixty (60) calendar days. Bids shall be executed in accordance with the instructions given and forms provided in the bound Contract Documents furnished by the El Dorado County Department of Transportation. The Proposal shall be attached to and submitted with the Contract Documents bid package in its entirety. All bids must be clearly marked on the envelope:

**"PROPOSAL FOR MISSOURI FLAT ROAD OVERCROSSING"
CONTRACT NO. 71317**

TO BE OPENED AT 2:00 P.M. Tuesday, April 17, 2007

LOCATION/DESCRIPTION OF THE WORK: The project is located in El Dorado County near the City of Placerville. The Work to be done is shown on the Plans, and generally consists of, but is not limited to:

- A. Construction of bridge overcrossing, roadway improvements, water line improvements, retaining walls, traffic signal improvements, driveway improvements, parking lot improvements including stage construction to facilitate grading, clearing and grubbing, permanent and temporary fence removal and construction, drainage removal and construction, concrete drainage boxes and inlets, grade ditch, excavation, rock base, asphalt paving, signing and striping, pavement obliteration, utility relocation, permanent and temporary erosion control. Other items or details not mentioned above, that are required by the Plans, Standard Specifications, or these Special Provisions, shall be performed, constructed or installed.
- B. Bids are required for the entire Work described herein.
- C. The contract time shall be **335 WORKING DAYS**,
- D. For bonding purposes the anticipated project cost is less than \$20,600,000.
- E. A pre-bid meeting is scheduled for this project on **Tuesday, April 3, 2007 at 1:30 PM** at the El Dorado County Department of Transportation, 2850 Fairlane Court, Placerville, CA. The meeting will be held in Conference Room 248, located on the second floor of Building C.

OBTAINING OR INSPECTING CONTRACT DOCUMENTS: The Contract Documents and Plans may be examined at the El Dorado County Department of Transportation or may be purchased in person or by mail from the Department of Transportation, 2850 Fairlane Court, Placerville, California, 95667. The purchase price of each set of Contract Documents and Plans (both full size and half size plans are included in each set) is ONE HUNDRED dollars (\$100.00) and is not refundable. To receive Contract Documents and Plans by mail, send request and payment prior to shipping and include an additional FORTY dollars (\$40.00), for a total of ONE HUNDRED FORTY dollars (\$140.00), to include shipping and handling.

The contract Cross-Sections and Geotechnical Studies are available to Contract Document holders. Prospective bidders who wish to obtain cross sections and Geotechnical Studies may do so by calling Pam Niebauer at 530-621-5986 and arranging to pick up a copy at the Department of Transportation (2850 Fairlane Court, Placerville). The

cross sections and Geotechnical Studies will be provided free of charge to those who have purchased Contract Documents.

CONTRACTORS LICENSE CLASSIFICATION: Bidders shall be properly licensed to perform the Work pursuant to the Contractors' State License Law (Business and Professions Code section 7000 et seq.) and shall possess a **CLASS A** license or equivalent combination of Classes required by the categories and type of Work included in the Contract Documents and Plans at the time the Contract is awarded, and shall maintain a valid license through completion and acceptance of the Work including the guarantee and warranty period. Failure of the bidder to obtain proper and adequate licensing for an award of a contract shall constitute a failure to execute the contract as provided in Public Contract Code Section 10181 and shall result in the forfeiture of the bidder's security.

REQUIRED LISTING OF PROPOSED SUBCONTRACTORS: Each proposal shall have listed therein the name and address of each subcontractor, including the percentage of each item the subcontractor will work on, to whom the bidder proposes to subcontract portions of the work in an amount in excess of 1/2 of one percent of his total bid or \$10,000, whichever is greater, in accordance with the Subletting and Subcontracting Fair Practices Act, commencing with Section 4100 of the Public Contract Code. The bidder's attention is invited to other provisions of said Act related to the imposition of penalties for a failure to observe its provisions by using unauthorized subcontractors or by making unauthorized substitutions.

DISADVANTAGED BUSINESS ENTERPRISE (DBE) PARTICIPATION: In order to ensure that Caltrans achieves its federally mandated statewide overall DBE goal, the County encourages the participation of Disadvantaged Business Enterprises (DBEs), as defined in 49 CFR 26 in the performance of contracts financed in whole or in part with federal funds. The Contractor shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of subcontracts.

Bidders are advised that, as required by federal law, the State has established a statewide overall DBE goal. This Agency federal-aid contract is considered to be part of the statewide overall DBE goal. The Agency is required to report to Caltrans on DBE participation for all Federal-aid contracts each year so that attainment efforts may be evaluated. To provide assistance in meeting the statewide goal, the Agency may include a DBE Availability Advisory in this contract. Bidders need not achieve the percentage stated in any DBE Availability Advisory as a condition of award.

All DBE forms attached to this document shall be filled out by the Bidder in accordance with these specifications.

BUY AMERICA REQUIREMENTS: Attention is directed to the "Buy America" requirements of the Surface Transportation Assistance Act of 1982 (Section 165) and the Intermodal Surface Transportation Efficiency Act of 1991 (ISTEA) Sections 1041(a) and 1048(a), and the regulations adopted pursuant thereto. In conformance with the law and regulations, all manufacturing processes for steel and iron materials furnished for incorporation into the work on this project shall occur in the United States; with the exception that pig iron and processed, pelletized and reduced iron ore manufactured outside of the United States may be used in the domestic manufacturing process for such steel and iron materials. The application of coatings, such as epoxy coating, galvanizing, painting, and other coatings that protect or enhance the value of steel or iron materials shall be considered a manufacturing process subject to the "Buy America" requirements.

A Certificate of Compliance conforming to the provisions in Section 6-1.07, "Certificates of Compliance," of the Standard Specifications shall be furnished for steel and iron materials. The certificates, in addition to certifying that the materials comply with the specifications, shall specifically certify that all manufacturing processes for the materials occurred in the United States, except for the above exceptions.

The requirements imposed by the law and regulations do not prevent a minimal use of foreign steel and iron materials if the total combined cost of the materials used does not exceed one-tenth of one percent (0.1 percent) of the total contract cost or \$2500, whichever is greater. The Contractor shall furnish the Engineer acceptable documentation of the quantity and value of the foreign steel and iron prior to incorporating the materials into the work.

NONDISCRIMINATION: Attention is directed to the following Notice that is required by Chapter 5 of Division 4 of Title 2, California Code of Regulations.

NOTICE OF REQUIREMENT FOR NONDISCRIMINATION PROGRAM

(GOV. CODE, SECTION 12990)

Attention is further directed to the "Nondiscrimination Clause", set forth in Section 7-1.01A(4), "Labor Nondiscrimination," of the Standard Specifications, which is applicable to all nonexempt State contracts and subcontracts, and to the "Standard California Nondiscrimination Construction Contract Specifications" set forth therein. The specifications are applicable to all nonexempt State construction contracts and subcontracts of \$5000 or more.

WAGE RATE REQUIREMENTS: Pursuant to Section 1773 of the Labor Code, the general prevailing wage rates in the county, or counties, in which the work is to be done have been determined by the Director of the California Department of Industrial Relations. These wages are set forth in the General Prevailing Wage Rates for this project, available at El Dorado County Department of Transportation and available from the California Department of Industrial Relations' Internet web site at <http://www.dir.ca.gov>. The Federal minimum wage rates for this project as predetermined by the United States Secretary of Labor are set forth in the books issued for bidding purposes entitled "Contract Documents," and in copies of this book that may be examined at the offices described above where project plans, special provisions, and proposal forms may be seen. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to holders of "Contract Documents" books. Future effective general prevailing wage rates which have been predetermined and are on file with the California Department of Industrial Relations are referenced but not printed in the general prevailing wage rates.

Attention is directed to the Federal minimum wage rate requirements in the books entitled "Contract Documents." If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the general prevailing wage rates determined by Director of the California Department of Industrial Relations for similar classifications of labor, the Contractor and subcontractors shall pay not less than the higher wage rate. The Department will not accept lower State wage rates not specifically included in the Federal minimum wage determinations. This includes "helper" (or other classifications based on hours of experience) or any other classifications not appearing in the Federal wage determinations. Where Federal wage determinations do not contain the State wage rate determination otherwise available for use by the Contractor and subcontractors, the Contractor and subcontractors shall pay not less than the Federal minimum wage rate which most closely approximates the duties of the employee in question.

In accordance with the provisions of Labor Code 1810, eight (8) hours of labor shall constitute a legal day's work upon all work done hereunder, and Contractor and any subcontractor employed under this Contract shall conform to and be bound by the provisions of Labor Code Sections 1810 through 1815.

The U.S. Department of Transportation (DOT) provides a toll-free "hotline" service to report bid rigging activities. Bid rigging activities can be reported Mondays through Fridays, between 8:00 a.m. and 5:00 p.m., Eastern Time, Telephone No. 1-800-424-9071. Anyone with knowledge of possible bid rigging, bidder collusion, or other fraudulent activities should use the "hotline" to report these activities. The "hotline" is part of the DOT's continuing effort to identify and investigate highway construction contract fraud and abuse and is operated under the direction of the DOT Inspector General. All information will be treated confidentially and caller anonymity will be respected.

BID SECURITY: A bid security shall be provided with each bid. Bid security shall be in an amount of not less than ten percent (10%) of the total amount of the Bid and shall be cash, a certified check or cashier's check drawn to the order of the County of El Dorado or a Bidder's Bond executed by a surety satisfactory to the County of El Dorado **on the form provided in the Proposal section of these Contract Documents (do not detach the form)**. The Bidder to whom award is made shall provide Certificates of Insurance as required in Section 7 of the Special Provisions, and shall complete and submit the Performance Bond and Payment Bond forms contained in the Contract Documents.


AWARD OF CONTRACT: Bids will be considered for award by the Board of Supervisors. The County of El Dorado reserves the right after opening bids to reject any or all bids, to waive any irregularity in a bid, or to make award to the lowest responsive, responsible Bidder and reject all other bids, as it may best serve the interest of the County. As a condition of award, the successful Bidder will be required to submit bonds and evidence of insurance prior to execution of the Agreement by the County. Failure to meet this requirement shall constitute abandonment of the Bid by the Bidder and forfeiture of the Bid Bond. Award will then be made to the next lowest responsible Bidder.

RETAINAGE FROM PAYMENTS: The Contractor may elect to receive one hundred percent (100%) of payments due under the Contract from time to time, without retention of any portion of the payment by the County, by depositing securities of equivalent value with the County in accordance with the provisions of Section 22300 of the Public Contract Code. Securities eligible for deposit hereunder shall be limited to those listed in Section 16430 of the Government Code, or bank or savings and loan certificates of deposit.

PROJECT ADMINISTRATION: All communications relative to the Contract Documents and Plans shall be directed to Adam Bane, P.E. at the El Dorado County Department of Transportation, 2850 Fairlane Court, Placerville CA 95667, telephone: (530) 621-5983. No oral responses to any questions concerning the content of the Plans and Contract Documents will be given. All responses will be in the form of written addenda to the Contract Documents and Plans.

BY ORDER OF the Director of the Department of Transportation, County of El Dorado, State of California.

Approved by the Board of Supervisors on February 27, 2007 at Placerville, California.

By 
Richard W. Shepard, P.E.
Director of Transportation