

SECTION 00010

NOTICE INVITING BIDS

Notice is hereby given that sealed bids will be received by the City of Sausalito (City) in their office located at 420 Litho Street, Sausalito, CA 94965, at any time prior to **10:00 AM on Friday June 4, 2010**, for furnishing all labor, materials, equipment, and services for the construction of improvements designated as:

Project 1B: Spinnaker/Humboldt Street Sewer and Anchor Pump Station Rehabilitation

Bids will be publicly opened, examined and declared on said day and hour, and will be referred to the City Council for subsequent action.

A pre-bid conference and site visit will be held at **10:00 AM on Wednesday May 19, 2010**, at the offices of the City of Sausalito, 420 Litho Street, Sausalito, CA 94965.

All of said work is to be done in accordance with the Contract Documents, 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 City.

The successful Bidder will have the opportunity to enter into a partnering agreement with the City. Partnering consists of a voluntary effort by all parties to develop joint goals and establish a cooperative rather than adversarial atmosphere while executing the Contract. The objective of partnering is effective completion of the work on schedule, within budget, and in accordance with the Contract Documents. Partnering shall commence and be conducted in accordance with industry practice.

Under California Laws and Regulations, the City shall inform all prime contractors of public works, to the extent feasible of relevant public work requirements. Therefore, the City 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, pursuant to the provisions of California Labor Code, Sections 1770 et. seq., the City has obtained from the Director of the Department of Industrial Relations, the general prevailing rate of per diem wages and a general prevailing rate for holidays, Saturdays and Sundays, and overtime work in the locality in which the work is to be performed for each craft, classification, or type of worker required to execute the Contract. A copy of said prevailing rate of the per diem wage is on file at the offices of the City of Sausalito, 420 Litho Street, Sausalito, CA 94965. Said prevailing rate 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 City 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 City on the Contract.

Bidders are hereby notified that if the Contract will be entered into or financed by or with the assistance of agencies of the United States, the City must comply with Federal prevailing wage requirements. A copy of the current prevailing rates under Federal law is included in the "Supplementary General Conditions" for this Project if so required by Federal law.

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 City 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 City, the Design Consultant, the Construction Manager, and their employees, agents, and subconsultants.

Copies of the Contract Documents are now on file and available for public inspection at the City of Sausalito, 420 Litho Street, Sausalito, CA 94965 where they may be obtained for a non-refundable \$50.00 charge. Contract Documents will be mailed for an additional charge of \$15.00 per set.

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 City, 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 City will not reimburse any costs associated with the development and submittal of any and all Bids.

The City reserves the sole right to reject any and all Bids and to waive any informality in a Bid.

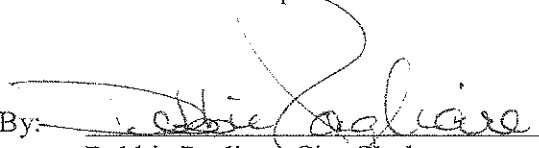
No Bidder may withdraw its Bid for a period of sixty (60) days after the date set for the opening thereof.

Any Bid protest must be submitted in writing to the City of Sausalito, 420 Litho Street, Sausalito, CA 94965 by 4:30 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 City Council.

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

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

In accordance with the provisions of California Business and Professions Code Section 7028.15, a Bid submitted to the City 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 City.

By: 
Debbie Pagliaro, City Clerk
City of Sausalito, California

Date: May 3, 2010

****END OF SECTION****