

Town of Paradise
Department of Public Works
Notice to Bidders

Federal Aid Project No. HSIPL 5425 (026)

Contract No. 14-03, Paradise Signal Upgrades Project

in the

Town of Paradise, County of Butte, State of California

The Town of Paradise will receive sealed bids for the above public works project at the Office of the Town of Paradise Town Clerk, 5555 Skyway, Paradise, CA 95969, until **11:00 AM (PST), October 21, 2014**, at which time they will be publicly opened and read aloud. The envelope enclosing the bid submittal shall be clearly marked "Bid for Contract No. 14-03, Paradise Signal Upgrades Project" and the date and hour for opening of bids. Bid forms for the project work are included herein.

No bid will be considered unless it is made on the bid form purchased from and furnished by the Department of Public Works.

Each bid must be accompanied by cash, cashier's check, certified check, or a bidder's bond executed by an admitted surety insurer made payable to the Town of Paradise for an amount equal to at least ten percent (10%) of the total bid amount, such guaranty to be forfeited should the bidder to whom the contract is awarded fail to enter into the contract.

The DBE Contract Goal is 0%.

The estimated construction cost of the project is \$248,000.

Time of completion is 45 working days.

Liquidated damages for the project are \$500 per working day delay.

General project work description:

In general, project work includes installation of pedestrian countdown signal heads, updated pedestrian push buttons, battery backup systems and emergency vehicle pre-emption equipment at fifteen Paradise signalized intersections and other items of work as indicated by the project specifications and Exhibits A-C.

The contractor shall possess a California Class A license or a combination of classes required by the categories and types of project work included in this contract.

This project is subject to state contract nondiscrimination and compliance requirements pursuant to Government Code, Section 12990.

Inquiries or questions based on alleged patent ambiguity of the plans, specifications or estimate must be communicated as a bidder inquiry prior to bid opening. Any such inquiries or questions, submitted after bid opening, will not be treated as a bid protest.

Plans and specifications may be obtained from the Town for a non-fundable deposit of \$25.00 per set. An

additional fee of \$5.00 will be charged for mailing of documents. Copies of the referenced Standard Specifications issued by the State of California, Department of Transportation, may be obtained from the State of California, Department of Transportation, Publications Distribution Unit, 1900 Royal Oaks Drive, Sacramento, CA 95819.

The successful bidder, at bidder's own expense, shall furnish a faithful performance bond and a payment bond each in an amount of one hundred percent (100%) of the total bid, respectively, and in the form prescribed for use by the Town of Paradise. The bonds shall be provided to the Town at the time of execution of contract.

The Project requires the payment of prevailing wage rates. Pursuant to Labor Code Section 1770 et seq, the general prevailing wage rates in the county in which the project 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 Town of Paradise and available from the California Department of Industrial Relations' Internet web site at <http://www.dir.ca.gov/DLSR/PWD>. 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 Special Provisions. The Federal minimum wage rates set forth in this project as predetermined by the United States Secretary of Labor are set forth in the books entitled "Notice to Contractors, Special Provisions, and Contract Documents". The Federal minimum wage rates for this project may be obtained directly from the Department of Labor home page at www.gpo.gov/davisbacon. Click on "Browse All Determinations By State", then click on "California", and then click on the "Highway" determination for Butte County. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to holders of the plans and specifications.

If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the general prevailing wage rates determined by the 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 for project work. 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 classification 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 employees in question.

In its sole discretion, the Town of Paradise or its designee may reject any and all bids presented, may accept an item or group of items of any bid, may modify or cancel in whole or in part the notice inviting bids, and may determine to re-advertise for bids. Similarly, the Town Council or its designee reserves the right to waive informalities and minor irregularities in any bids received.

If two or more bids received are for the same total amount or unit price, quality and service being equal, the Town Council or its designee may accept the one it chooses or accept the lowest bid made after negotiation with tie bidders pursuant to Public Contract Code 20166.

The Town officer or employee conducting the bidding procedure shall present the bid tabulation to the Town Council or its designee for consideration and award if deemed appropriate.

Bids will be required to set forth the price of the items bid upon, the total sales and use taxes that will be due on the purchase or use of the items bid upon, and a total figure for the price plus tax. Any difference between the taxes shown on the bid as the total figure and that actually due shall be the responsibility of the bidder.

No charge for delivery, shipping, parcel post, packing, insurance, license fees, permits, or for any other purpose will be paid by the Town of Paradise unless expressly included and itemized in the bid.

The Town of Paradise affirms that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation.

Pursuant to Public Contract Code Section 7201, Town will withhold five percent (5%) from each payment to contractor until completion of the project. Town will release such retention amount to the contractor 35 days after the recordation of the Notice of Completion for the Project.

Pursuant to Public Contract Code Section 22300, 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 public agency in accordance with the provisions of the Public Contract Code Section 22300. Such securities, if deposited by the Contractor, shall be valued by the public agency's finance director (treasurer), whose decision on valuation of the securities shall be final.

The U.S. Department of Transportation (DOT) provides a toll-free hotline to report bid rigging activities. Use the hotline to report bid rigging, bidder collusion, and other fraudulent activities. The hotline number is (800) 424-9071. The service is available 24 hours 7 days a week and is confidential and anonymous. The hotline is part of the DOT's effort to identify and investigate highway construction contract fraud and abuse and is operated under the direction of the DOT Inspector General.

Technical questions should be directed to the Town of Paradise Town Engineer, (530) 872-6291 x125, attention Marc Mattox.

Town of Paradise

Town Manager: Lauren Gill

Dated: September 16, 2014

Bids Open: October 21, 2014

Publish September 20, 2014

October 1, 2014