

CITY OF LAWNSDALE
NOTICE INVITING SEALED BIDS
FOR THE
STREET RESURFACING PROJECT
Larch Avenue (147th St. to Marine Ave.)

CDBG PROJECT NO. 601782-16

FISCAL YEAR 2016-2017

PUBLIC NOTICE IS HEREBY GIVEN THAT:

Sealed bids will be received at the Office of the City Clerk, Lawndale City Hall, 14717 Burin Avenue, Lawndale, California, 90260, up to the hour of **10:00 a.m., Thursday, November 10, 2016**, at which time they will be publicly opened and read aloud in the **City Council Chambers, City Hall, Lawndale, California**, for performing the following work:

STREET RESURFACING PROJECT

Larch Avenue (147th St. to Marine Ave.)

CDBG PROJECT NO. 601782-16

FISCAL YEAR 2016-2017

All in accordance with the plans, specifications, and other contract documents on file in the Public Works Department of the City of Lawndale, California.

The words **“STREET RESURFACING PROJECT, LARCH AVENUE (147TH ST. TO MARINE AVE.), CDBG PROJECT NO. 601782-16, FISCAL YEAR 2016-2017”** shall appear on the envelope of each sealed bid, and each sealed envelope shall be addressed to the City Clerk, City Hall, Lawndale, California.

NON-MANDATORY INFORMATIONAL PRE-BID MEETING. There will be a Non-Mandatory Informational Pre-Bid meeting **Monday, October 31, 2016, at 2:00 p.m.**, in the Public Works Department Conference Room, 4722 Manhattan Beach Boulevard, Lawndale, CA 90260.

SECTION 3 STATEMENT: This is a HUD Section 3 construction contract. **First preference** will be given to a bidder who is a qualified Section 3 Business Concern and provides a reasonable bid. **Second preference** will be given to a bidder who provides a reasonable bid and commits to achieving the Section 3 employment, training and subcontracting opportunity goals by submitting a written commitment (Economic Opportunity Plan). A bid is considered reasonable for Section 3 if the bid is found to be within the *Zone of Consideration*, as outlined in 24 CFR 135, detailed in the project specifications, and explained at the pre-bid meeting.

In order to receive a bid preference, a bidder must be responsive to Section 3 requirements. A Section 3 responsive bidder will submit a *Section 3 Business Certification* form and supporting form(s) with the bid to document either that the bidder is a Section 3 Business Concern itself or that it will commit to hiring and/or subcontracting goals, as outlined in the "Section 3 Clause" of the specifications.

DESCRIPTION OF WORK: The work to be done consists of furnishing all materials, equipment, tools, labor, and incidentals as required in the Plans, Details, Specifications and Contract documents for said project. The work will take place at the following street location(s):

Street Name	Street Segment/Limits
Larch Avenue	147 th Street to Marine Avenue

The general items of work include cold mill variable depth of existing asphalt pavement, construct new asphalt - asphalt rubber hot mix (ARHM), saw cutting and removal and reconstruction of PCC curb & gutter and cross gutter, reconstruction of curb ramps, reconstruction of driveway approaches, reconstruction of sidewalk, adjusting utility covers to grade, pavement striping, and other related work as described in the Specifications and Contract Documents, by reference, made a part hereof.

THE ENGINEER’S ESTIMATE FOR THIS PROJECT IS: \$320,000

COMPLETION OF WORK: All work to be done under this contract shall be completed within twenty five (25) consecutive working days, exclusive of maintenance periods, beginning on the date stipulated in the written "Notice to Proceed" to be issued by the Engineer.

LIQUIDATED DAMAGES: Liquidated damages of \$500/day will apply to this project. See Special Provisions for detailed information on liquidated damages.

OBTAINING CONTRACT DOCUMENTS: Plans, Specifications, and contract documents may be obtained at the office of the City Clerk, City Hall, 14717 Burin Avenue, Lawndale, California 90260, (310) 973-3200, or from the Public Works Department located at 4722 Manhattan Beach Boulevard, Lawndale, California 90260, (310) 973-3260.

PREVAILING WAGE STATEMENT: This project will be funded in whole or in part with federal housing and community development funds, Community Development Block Grant (CDBG) funds as administered by the U.S. Department of Housing and Urban Development (HUD). The Federal Labor Standards Provisions, including prevailing wage requirements of the Davis-Bacon and Related Acts (DBRA) will be enforced.

This project is a public work in the State of California, funded in whole or in part with public funds. Therefore, in the event of a conflict between Federal and State wage rates, the higher of the two will prevail. The Contractor's duty to pay State prevailing wages can be found under Labor Code Section 1770. et. seq. and Labor Code Sections 1775 and 1777.7 outline the penalties for failure to pay prevailing wages and employee apprentices including forfeitures and debarment.

The current Federal Wage Decision as predetermined by the U.S. Secretary of Labor is contained herein, and may be updated via addendum to this bid package within ten (10) days prior to bid opening and can be found at <http://www.wdol.gov/wdol/scafiles/davisbacon/ca.html>. The applicable Federal Wage Decision will be incorporated into the contract. The State wage rates are available online at <http://www.dir.ca.gov/DLSR/PWD/index.htm>. Lower State wage rates for work classifications not specifically included in the Federal wage decision are not acceptable. This includes "helper" (or other classifications based on hours of experience) or any other classification not appearing in the Federal wage determination. The Contractor may request an Additional Classification and Rate if a work classification cannot be located in the Federal Wage Decision. Where Federal wage determinations do not contain the State wage rate determination otherwise available for the use by the Contractor and subcontractors, the Contractor and subcontractors shall pay not less than the Federal minimum wage rate, which is most closely approximates the duties of the employees in question.

All contractors and subcontractors performing work on this project must furnish electronic certified payroll records directly to the Labor Commissioner (a.k.a. California Department of Industrial Relations - Division of Labor Standards Enforcement) as further described in Article IX of the Agreement. The prevailing rate of per diem wages are on file at the City of Lawndale Department of Public Works, 4722 Manhattan Beach Boulevard, Lawndale, California 90266, and are available to any interested party on request.

FEDERAL FORMS TO BE SUBMITTED WITH BID: Forms in Section K on pages K-17—K-24, K27—K29, and K-32—K-36 (if applicable), must be included with the bid submittal.

AWARD OF CONTRACT: The following are conditions to the award of the contract:

i. for any bid submitted on or after March 1, 2015, each contractor and subcontractor listed on the bid must be registered with the Department of Industrial Relations pursuant to Labor Code Section 1725.5, subject to the limited exceptions set forth in Labor Code Section 1771.1(a) (regarding the submission of a bid as authorized by Business & Professions Code Section 7029.1 or Public Contract Code Section 10164 or 20103.5, provided the contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded); and

ii. for any contract awarded on or after April 1, 2015, no contractor or subcontractor may be awarded this contract unless the contractor and each subcontractor listed on the bid is registered with the Department of Industrial Relations pursuant to Section 1725.5.

APPRENTICESHIP PROGRAM: Attention is directed to Sections 1777.5, 1777.6, and 1777.7 of the California Labor Code and Title 8, California Administrative Code, Section 200 et seq. to ensure compliance and complete understanding of the law regarding apprentices.

CONFLICT OF INTEREST: In the procurement of supplies, equipment, construction, and services by sub-recipients, the conflict of interest provisions in 2 CFR 200 (previously under State LCA - 24 CFR 85.36 and Non-Profit Organizations – 24 CFR 84.4), OMB Circular A-110, and 24 CFR 570.611, respectively, shall apply. No employee, officer, or agent of the sub-recipient shall participate in the selection, or in the award or administration of a contract supported by Federal funds if a conflict of interest, real or apparent, would be involved.

ASSIGNMENT: In entering into a public works contract, or a subcontract, to supply goods, services, or materials pursuant to a public works contract, the Contractor, or subcontractor, offers and agrees to assign to the awarding body all rights, title and interest in, and to, all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Chapter 2 [commencing with Section 16700] of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, services, or materials pursuant to the public works contract or the subcontract. This assignment shall be made and become effective at the time the awarding body tenders final payment to the Contractor, without further acknowledgment by the parties.

BID GUARANTY: Bids must be accompanied by cash, or by cashier's or certified check, or by a **bid bond** on the bond form provided herein, in the amount of **ten percent (10%)** of the amount of bid price, payable to the City of Lawndale as a guarantee that the bidder, whose bid is accepted, will promptly execute the contract, secure payment of workers' compensation insurance, and furnish a satisfactory **faithful performance bond** in the amount of **one hundred percent (100%)** of the total bid price and a **payment bond** (labor and material bond) in the amount of **one hundred percent (100%)** of the total bid price.

RETENTION: The City will deduct a five percent (5%) retention from all progress payments as specified in Section 9-3.2 of the Standard Specifications for Public Works Construction. The City in accordance with Public Contract Code Sect. 22300 shall permit the substitution of securities for any moneys withheld by a public agency to ensure performance under a contract. The City hereby incorporates herein all of the provisions set forth in Public Contract Code Sect. 22300.

CONTRACTOR'S LICENSE: At the time of "Award of the Contract", the Prime Contractor must have a valid California State Contractor's License with a classification of "A" in accordance with provisions of Chapter 9, Division 111, Sections 7000 through 7145 of the Business and Professions Code of the State of California.

MINORITY AND WOMEN OWNED BUSINESS: Bidders will be required to document their status as a Minority Business Enterprise (MBE), a Women-owned Business Enterprise (WBE) or a non-MBE/WBE firm. Non-MBE/WBE bidders will be required to make a good faith effort to subcontract with MBE/WBE firms and/or demonstrate, through supporting documentation, good faith efforts to include such MBE/WBE firms as part of the contract bid. The City hereby affirmatively ensures that all business enterprises will be afforded full opportunity to submit bids in response to this Notice and will not be discriminated against on the grounds of race, creed, color, or national origin in any consideration leading to the award of contract.

UTILIZATION OF LOCAL BUSINESS AND LABOR: The Contractor is encouraged to make a good faith effort to subcontract with businesses located in the City of Lawndale and to employ Lawndale residents to perform the necessary work relating to this Capital Improvement Project. The goal of the City Council is to stimulate business within the City and to provide employment and training for local residents.

CITY'S RIGHTS RESERVED: The City of Lawndale reserves the right to reject any and all bids or to waive any irregularities or informalities in any bids or in the bidding, should it deem this necessary for the public good, and also the bid of the bidder who has been delinquent or unfaithful in any former contract with the City of Lawndale. No bidder may withdraw his bid for a period of **sixty (60) days** after the date from the opening thereof.

For information on the proposed project and/or bidding requirements, contact Miguel Alvarez, Associate Engineer, Department of Public Works, at (310) 973-3265.

BID QUESTIONS: For the benefit of all proposed bidders, all bid questions shall be submitted by email to Miguel Alvarez, Associate Engineer, at malvarez@lawndalecity.org. The questions shall be submitted in writing no later than **Tuesday, November 1, 2016 at 4:00 p.m.** for response in advance of bid date.

BID RESULTS: Bid results shall also be available on the City of Lawndale website (<http://www.lawndalecity.org>) within 24 hours after bid opening.

CITY OF LAWNSDALE, CALIFORNIA