

SECTION 00010

NOTICE INVITING BIDS

Notice is hereby given that sealed bids will be received by the **Soquel Creek Water District** in the **District Office located at 5180 Soquel Drive, Soquel CA 95073**, at any time prior to **2:00 PM, March 6, 2024** for furnishing all labor, materials, equipment, and services for the construction of improvements designated as:

CWO 23-0091 Cunnison Lane Well Project

Any bids received after the scheduled closing time for receipt of bids shall be returned unopened.

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

The successful bidder will have One Hundred Twenty (120) calendar days to substantially complete the project from the Notice to Proceed. The estimated cost of construction is \$972,399.00.

A site visit prior to bidding is mandatory for the contractor to be qualified to bid on the project (refer to Site Visit Affidavit, Section 00440). However, the site visit may be conducted by the Contractor at its convenience prior to the preparation of its bid.

All of said work is to be done 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 Owner.

The Owner hereby advises all bidders that:

1. No contractor or subcontractor may be listed on a bid proposal for a public works project unless registered with the Department of Industrial Relations (DIR) pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under California Labor Code section 1771.1(a)].
2. No contractor or subcontractor may be awarded a contract for public work on a public works project unless registered with the DIR pursuant to Labor Code section 1725.5.
3. This project is subject to compliance monitoring and enforcement by the DIR.
4. The Owner will provide notice to the DIR of the award of this Contract within five (5) days of Award.
5. Every contractor will be required to secure the payment of workers compensation to his or her employees (Labor Code Section 1860).
6. The contractor shall post the applicable prevailing wage rate on the project site (Labor Code Section 1771.4).

Furthermore, all bidders are hereby notified 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 Workers' 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);
5. Submit electronic certified payroll records required under California Labor Code Section 1776 to the Labor Commissioner pursuant to California Code of Regulations Chapter 8, Section 16404; and
6. Be subject to other requirements imposed by law.

CALIFORNIA WAGE RATE REQUIREMENTS: In accordance with the provisions of the California Labor Code Sections 1770, 1773, 1773.1, 1773.6 and 1773.7 as amended, the Director of the Department of Industrial Relations has determined the general prevailing rate of per diem wages in accordance with the standards set forth in Section 1773 for the locality in which the Work is to be performed. A copy of said wage rates is available on-line at www.dir.ca.gov/DLSR/PWD. It shall be mandatory upon the Contractor to whom the Work is awarded and upon any subcontractor to pay not less than said specified rates to all workers employed by them in the execution of the Work.

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 by the Contractor.

The Owner 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 Owner on the contract.

The successful bidder and its subcontractors shall employ workers, trades and craftsmen, which constantly display and demonstrate proper professional conduct to all fellow workers, employees and representatives of the Owner and other involved entities.

In accordance with Public Contract Code 20784 each bid must conform and be responsive to the invitation, the Plans and Specifications, and all documents comprising the Contract Documents. Each bid shall be presented under sealed cover and shall be accompanied by a certified check or bidder's bond, made payable to the Owner, in an amount not less than ten percent (10%) of the bid. The said check or bidder's bond shall be given as a guarantee that the successful 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. The contract documents that the successful bidder must submit within ten (10) days of notification of award include, but are not limited to, a payment bond in an amount of at least 100 percent of the amount payable by the terms of the project contract and that satisfies the requirements of California Civil Code Section 3248, and a performance bond in an amount of at least 100 percent of the amount payable by the terms of the contract, and a maintenance

bond in an amount of at least ten (10) percent of the amount payable by terms of the contract. All project bonds must be executed by an admitted surety insurer in accordance with applicable law and acceptable to the Owner.

Cost for work described in each addenda issued during the time of bidding shall be included in the Bid and the addenda shall become a part of the Contract documents.

Bidders shall develop and submit bids at their own expense. The Owner will not reimburse any costs associated with the development and submittal of any and all Bids.

In accordance with California Public Contract Code Section 3400, bidders may propose equals of products listed in the plans and specifications by manufacturer name, brand or model number, unless the technical specifications or plans specify that the product is only available from one source, or is necessary to match others in use.

The Owner reserves the sole right to reject any or all bids and to waive any informality in a bid.

No bidder may withdraw its bid for a period of ninety (90) calendar days after the date set for the opening thereof. The Bidder shall guarantee the total bid price for a period of ninety (90) calendar days from the date of bid opening.

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

Bidders are hereby notified that specific experience requirements must be met in order to be considered a responsive, responsible bidder.

The Bidder shall complete the Certification of Experience in Section 00420 detailing the projects that fulfill these requirements.

The Contractor shall perform at least fifty (60%) percent of the Contract Bid Amount. This portion of work shall encompass the performance of work by the Contractor's forces and equipment, the procurement of materials and equipment by the Contractor and field related general conditions required to support and supervise the construction effort.

In accordance with Public Contract Code Section 7201 the District has determined this Project to be substantially complex and therefore requires a higher retention amount than five (5) percent. The bidder is hereby notified that the District will deduct from the partial payments and retain as part security, ten (10) percent of the amount earned until the final payment.

In accordance with the provisions of California Public Contract Code Section 3300, the Owner has determined that the Contractor shall possess, as a minimum, a valid California C-57 Well Drilling Contractor's License. In accordance with the provisions of California Business and Professions Code Section 7028.15, a bid submitted to the Owner 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 Owner.

Copies of the Contract Documents are now on file and available for public inspection.

The Contract Documents are available electronically for download, at no cost, and are

available for download at: <https://www.soquelcreekwater.org/Bids.aspx>. It shall be the responsibility of each prospective bidder to download and print all Contract Documents for review and bid submittal, and register as a plan holder with the Soquel Creek Water District.

Printed copies of the Contract Documents may be purchased from the District for a non-refundable charge of **\$50.00**, shipping not included. At the bidder's request and expense, the Contract Documents may be sent by overnight mail. Bidders can supply their shipper account number to expedite processing. Partial sets of Bid Documents are not available from the Owner.

Questions concerning this project should be submitted in writing via regular mail, email, or fax and directed to:

NAME: Project Manager, Connor Pollard
Soquel Creek Water District

ADDRESS: 5180 Soquel Dr.
Soquel, CA 95073

PHONE: (831) 475-8501 x122

FAX: (831) 475-4291

E-MAIL: connorp@soquelcreekwater.org

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