



CITY of CALABASAS

**NOTICE INVITING SEALED BIDS
MULHOLLAND HWY. FROM PM 27.42 TO PM 27.53 (PERMANENT RESTORATION)
SPECIFICATIONS NO. 09-10-03
IN THE CITY OF CALABASAS, CALIFORNIA**

PUBLIC NOTICE IS HEREBY GIVEN that The City of Calabasas as CITY AGENCY, invites sealed bids for the above stated project and **will receive such bids in the office of the City Clerk, 100 Civic Center Way, Calabasas, California, 91302-3172 up to the hour of 2:00 PM, not one minute later, on Tuesday, February 2, 2010.** No late bids will be accepted, no exceptions. Bids must be submitted in the pink envelopes denoted "SEALED BID – DO NOT OPEN" provided along with the bid package. **The bids will be publicly opened and read at 2:30 p.m. on Tuesday, February 2, 2010** in the Calabasas City Hall Council Chambers.

The project consists of Mulholland Highway Permanent Restoration with associated slope repair, pile stabilization, retaining walls, earthwork, paving, striping, storm drain, and other miscellaneous work as required by the plans and specifications. Copies of the plans, specifications, and contract documents are available from the City of Calabasas, 100 Civic Center Way, Calabasas, California 91302-3172 upon payment of a \$100.00 non-refundable fee if picked up, or payment of a \$125.00 non-refundable fee if mailed.

THIS PROJECT IS SUBJECT TO THE "BUY AMERICA" PROVISIONS OF THE SURFACE TRANSPORTATION ASSISTANCE ACT OF 1982 AS AMENDED BY THE INTERMODAL SURFACE TRANSPORTATION EFFICIENCY ACT OF 1991.

In accordance with the provisions of California Public Contract Code Section 3300, and Business and Professions Code section 7028,15(e), the City has determined that the contractor shall possess a valid Class A contractor's license at the time that the contract is awarded. Prime contractor's sub-contractors shall possess all appropriate licenses in addition to complete work under City, County, State, and Federal guidelines. Failure to possess the specified license shall render the bid as non-responsive and shall act as a bar to award of the contract to any bidder not possessing said license at the time of the award.

This contract 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.

The successful bidder shall furnish a payment bond and a performance bond as described in the provisions.

The **City of Calabasas** 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 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 City of Calabasas, 100 Civic Center Way, Calabasas, CA, City Clerk's Office and available from the California Department of Industrial Relations' Internet web site at <http://www.dir.ca.gov/DLSR/PWD>. The Federal minimum wage rates for this project as predetermined by the United States Secretary of Labor are set forth in the Bid book and/or in copies of this book that may be examined at the offices described above where project plans, special provisions, and bid forms may be seen. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to holders of Bid book and/or the Contract Specifications. 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 Bid book and/or these Contract 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. 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.

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.

CONTRACTORS ARE REQUIRED BY LAW TO BE LICENSED AND REGULATED BY THE CONTRACTORS' STATE LICENSE BOARD. ANY QUESTIONS CONCERNING A CONTRACTOR MAY BE REFERRED TO THE REGISTRAR, CONTRACTORS' STATE LICENSE BOARD, P.O. BOX 2600 SACRAMENTO, CA 95826. At the time the contract is awarded, the contractor shall be properly licensed in accordance with the laws of this state. The first payment for work or material shall not be made unless and until the Registrar of Contractors verifies to the City that the records of the Contractors' State License Board indicate that the contractor was properly licensed at the time the contract was awarded. Any bidder or contractor not so licensed shall be subject to all legal penalties imposed by law including, but not limited to, any appropriate disciplinary action by the Contractors' State Board. Failure of the bidder to obtain proper and adequate licensing for an award of a contract shall constitute a failure to execute the contract and shall result in the forfeiture of the bidder. (Public Contract Code § 20103.5)

Bids must be prepared on the approved bid forms in conformance with INSTRUCTION TO BIDDERS and submitted in the pink envelopes provided, sealed and plainly marked on the outside **"SEALED BID FOR MULHOLLAND HWY. FROM PM 27.42 TO PM 27.53 (PERMANENT RESTORATION), SPECIFICATION NO. 09-10-03; DO NOT OPEN WITH REGULAR MAIL."** The bid must be accompanied by a bid guarantee in the amount of 10% of the total said bid in the form of a certified or cashier's check or bidder's bond, made payable to CITY OF CALABASAS, 100 CIVIC CENTER WAY, CALABASAS, CALIFORNIA 91302, by 2:00 p.m. ON THE DATE ADVERTISED FOR THE OPENING OF BIDS.

The City reserves the right to reject any and all bids.

BY ORDER OF the City Council of the City of Calabasas, California.