



## NOTICE INVITING BIDS

NOTICE IS HEREBY GIVEN that the City Council of the City of Azusa ("City") invites and will receive sealed Bids up to but not later than **10:00 AM on Wednesday, October 14, 2020** at the office of the City Clerk, located at 213 E. Foothill Boulevard, Azusa, CA 91702, for the furnishing to City of all labor, equipment, materials, tools, services, transportation, permits, utilities, and all other items necessary for **Community Development Block Grant (CDBG) Project Number 602093-19, SIDEWALK AND ADA IMPROVEMENTS PROJECT** (the "Project"). At said time, Bids will be publicly opened and read aloud at the City Office. Bids received after said time shall be returned unopened. Bids shall be valid for a period of 90 calendar days after the Bid opening date.

**This is a Federally-assisted construction contract. Federal Labor Standards Provisions including prevailing wage requirements of the Davis-Bacon and Related Acts (DBRA) will be enforced. In the event of a conflict between Federal and State prevailing 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. Labor Code Sections 1775 and 1777.7 outline the penalties for failure to pay prevailing wages and employ apprentices including forfeitures and debarment.**

**SECTION 3 PRE-BID MEETING:** This is a HUD Section 3 construction contract. Contracts of \$100,000 or more shall be required to address the Section 3 employment, training and subcontracting opportunity regulations set forth by the U.S. Department of Housing and Urban Development at 24 CFR Part 135 by 1) demonstrating that the firm is a Section 3 Business, or 2) submitting a written commitment (Economic Opportunity Plan) to hire Section 3 Residents or to subcontract with Section 3 businesses, or 3) certifying that no new hires are necessary to complete the contracted work and that no subcontracts will be awarded.

**A *MANDATORY Pre-Bidders meeting* will be held at 10:00 A.M. on October 8, 2020 via ZOOM to discuss federal Labor Compliance and Section 3 Guidelines. Zoom meeting details and an invitation to attend will be emailed to all plan holders forty-eight (48) hours in advance of the mandatory Pre-Bidders Meeting.**

**A bid preference may be given to a bidder who provides a reasonable bid, is a qualified Section 3 Business Concern, and provided all acceptable support documentation. Bidders that are not responsive to the Section 3 requirements outlined above will not receive consideration for a bid preference.**

**In the event that no bidders are responsive to Section 3 requirements or no Section 3 reasonable bids are received, the City of Azusa reserves the right to award a contract to the lowest bid from a responsive and responsible bidder in accordance with the City's policy and procedures and consistent with California Public Contracting Code.**

For additional information and assistance with Section 3 requirements contact our Labor Compliance Officer, Tina Gall, at [cdbq@azusaca.gov](mailto:cdbq@azusaca.gov).

Prior to contract award, the contractor's status and eligibility will be checked and verified with the California Department of Industrial Relations at <http://www.cslb.ca.gov> at: <https://efiling.dir.ca.gov>, <http://www.dir.ca.gov/dlse/debar.html> and, excluded parties list at the federal System for Award Management (SAM) website <https://www.sam.gov>.

**SCOPE OF WORK:** The work to be performed or executed under these specifications consists of furnishing all materials, equipment, tools, labor, and incidentals as required by the contract documents to construct the above stated project. It is the intent of this contract to have the contractor perform the SIDEWALK AND ADA IMPROVEMENTS, and other appurtenances in accordance with federal requirements. All work is located in the City of Azusa.

Bids must be submitted on the City's Bid Forms. Bidders may obtain a copy of the Contract Documents from the Engineering Division via email at: [ccuriel@AzusaCA.gov](mailto:ccuriel@AzusaCA.gov), at a "No Fee" charge (\$0.00). To the extent required by section 20103.7 of the Public Contract Code, upon request from a contractor plan room service, the City shall provide an electronic copy of the Contract Documents at no charge to the contractor plan room.

It is the responsibility of each prospective bidder to download and print all Bid Documents for review and to verify the completeness of Bid Documents before submitting a bid. Any Addenda will be posted on the City of Azusa's website at [www.AzusaCA.gov](http://www.AzusaCA.gov). It is the responsibility of each prospective bidder to check the City of Azusa's website on a daily basis through the close of bids for any applicable addenda or updates. The City does not assume any liability or responsibility based on any defective or incomplete copying, excerpting, scanning, faxing, downloading or printing of the Bid Documents. Information on [www.AzusaCA.gov](http://www.AzusaCA.gov) may change without notice to prospective bidders.

**The Bid must include completed and signed Section 3 and federal labor compliance forms found in Chapter 00 73 13, entitled, "SPECIAL CONDITIONS" of the Bid.**

Each Bid shall be accompanied by cash, a certified or cashier's check, or Bid Bond secured from a surety company satisfactory to the City Council, the amount of which shall not be less than ten percent (10%) of the submitted Total Bid Price, made payable to City of Azusa as bid security. The bid security shall be provided as a guarantee that within five (5) working days after the City provides the successful bidder the Notice of Award, the successful Bidder will enter into a contract and provide the necessary bonds and certificates of insurance. The bid security will be declared forfeited if the successful Bidder fails to comply within said time. No interest will be paid on funds deposited with City.

The successful Bidder will be required to furnish a Faithful Performance Bond and a Labor and Material Payment Bond each in an amount equal to one hundred percent (100%) of the Contract Price. Each bond shall be in the forms set forth herein, shall be secured from a surety company that meets all State of California bonding requirements, as defined in California Code of Civil Procedure Section 995.120, and that is a California admitted surety insurer.

Pursuant to Section 22300 of the Public Contract Code of the State of California, the successful Bidder may substitute certain securities for funds withheld by City to ensure its performance under the contract.

Pursuant to Labor Code Section 1773, City has obtained the prevailing rate of per diem wages and the prevailing wage rate for holiday and overtime work applicable in Los Angeles County from the Director of the Department of Industrial Relations for each craft, classification, or type of worker needed to execute this contract. A copy of these prevailing wage rates may be obtained via the internet at: [www.dir.ca.gov/dlsr/](http://www.dir.ca.gov/dlsr/)

Pursuant to Labor Code sections 1725.5 and 1771.1, all contractors and subcontractors that wish to bid on, be listed in a bid proposal, or enter into a contract to perform public work must be registered with the Department of Industrial Relations. No Bid will be accepted nor any contract entered into without proof of the contractor's and subcontractors' current registration with the Department of Industrial Relations to perform public work. If awarded a contract, the Bidder and its subcontractors, of any tier, shall maintain active registration with the Department of Industrial Relations for the duration of the Project. Notwithstanding the foregoing, the contractor registration requirements mandated by Labor Code Sections 1725.5 and 1771.1 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Sections 1725.5 and 1771.1.

This Project is subject to compliance monitoring and enforcement by the Department of Industrial Relations. In bidding on this Project, it shall be the Bidder's sole responsibility to evaluate and include the cost of complying with all labor compliance requirements under this contract and applicable law in its Bid.

Unless otherwise provided in the Instructions for Bidders, each Bidder shall be a licensed contractor pursuant to sections 7000 et seq. of the Business and Professions Code in the following classification(s) throughout the time it submits its Bid and for the duration of the contract: **Class "A" or "C-8"**.

Substitution requests shall be made within 35 calendar days after the award of the contract. Pursuant to Public Contract Code Section 3400(b), the City may make findings designating that certain additional materials, methods or services by specific brand or trade name other than those listed in the Standard Specifications be used for the Project. Such findings, if any, as well as the materials, methods or services and their specific brand or trade names that must be used for the Project may be found in the Special Conditions.

City shall award the contract for the Project to the lowest responsive, responsible Bidder as determined by the City from the base bid alone. City reserves the right to reject any or all bids or to waive any irregularities or informalities in any bids or in the bidding process.

All questions relative to this project prior to the opening of bids shall be directed to Christina Curiel, Engineering Assistant, at [ccuriel@AzusaCA.gov](mailto:ccuriel@AzusaCA.gov) (see enclosed "Instructions to Bidders"). Bidders are encouraged to submit their pre-bid questions as early as possible, in writing by mail or email, so they can be answered in writing through an addendum if necessary. Pre-bid questions will be received up to **5:00 PM on October 8, 2020**, after which they will not be answered.

/s/ Jeffrey Lawrence Cornejo, Jr., City Clerk  
Dated: September 22, 2020

Published in the San Gabriel Valley Tribune on September 25, 2020 and October 2, 2020.