



CITY OF DESERT HOT SPRINGS STATE OF CALIFORNIA

**NOTICE INVITING SEALED BIDS,
SPECIAL INSTRUCTIONS TO BIDDERS,
BIDDERS PROPOSAL,
SPECIAL PROVISIONS
AND
SAMPLE AGREEMENT
FOR**

CITY PROJECT NO. 2017-01 and CDBG PROJECT NO. 4.DHS.20-15

TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

Approved, DANIEL PORRAS, Community Development Director

TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

TABLE OF CONTENTS

Pre-bid inquiries should be directed to Mr, Daniel Porras Community Development Director at (760) 329-6411 X 216. Pre-Bid questions regarding Plans and Specifications shall be submitted to: Anthony Mendoza via email only at visions_v2c@yahoo.com. Include "Prebid Questions for Tedesco Park, Project No. 2017-01" in the "Subject Line".

| | Page No. |
|---------------------------------------------------------------------------------------------------------------------|-----------------|
| A. NOTICE INVITING SEALED BIDS | NIB-1 |
| B. SPECIAL INSTRUCTIONS TO BIDDERS | SIB-1 |
| C. BIDDER'S PROPOSAL | |
| BID PROPOSAL FORM | BP-1 |
| SCHEDULE OF PRICES (BID PROPOSAL FORM) | BP-3 |
| SUBCONTRACTOR LIST | BP-7 |
| CONTRACTORS INDUSTRIAL SAFETY RECORD | BP-9 |
| REFERENCES | BP-11 |
| AFFIDAVIT FOR CORPORATION BIDDER | BP-13 |
| AFFIDAVIT FOR CO-PARTNERSHIP FIRM | BP-14 |
| AFFIDAVIT FOR INDIVIDUAL BIDDER | BP-15 |
| AFFIDAVIT FOR JOINT VENTURE | BP-16 |
| CERTIFICATION OF NON-DISCRIMINATION AND AFFIRMATIVE ACTION... | BP-17 |
| CERTIFICATION WITH REGARD TO THE PERFORMANCE OF | BP-18 |
| PREVIOUS CONTRACTS OR SUBCONTRACTS SUBJECT TO THE EQUAL OPPORTUNITY CLAUSE AND THE FILING OF REQUIRED REPORTS | |
| NON-COLLUSION AFFIDAVIT | BP-19 |
| BIDDER'S BOND | BP-20 |

TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

TABLE OF CONTENTS

D. SPECIAL PROVISIONS

SECTION IGENERAL PROVISIONS
SECTION IIHUD SPECIAL FEDERAL PROVISIONS
SECTION IIISPECIAL PROVISIONS

E. SAMPLE AGREEMENT

SAMPLE AGREEMENT SA1
SAMPLE EXHIBIT "A" SA14
SAMPLE LABOR AND MATERIAL BOND SA16
SAMPLE PERFORMANCE BOND..... SA18

The following Contract Documents are separate:

1. PLANS



Upon request, the information above can be provided in alternate formats or other accommodations can be made for people with disabilities. To request accommodations, or for more information on the Americans with Disabilities Act (ADA), please contact the City of Desert Hot Springs, at (760) 329-6411, Monday through Thursday, from 7:00 a.m. to 5:30 p.m.

NOTICE INVITING SEALED BIDS

CITY PROJECT NO. 2017-01 AND CDBG NO. 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

In the City of Desert Hot Springs



Specifications Prepared By:

**City of Desert Hot Springs
Community Development Director- Daniel Porras, P.E.**

**Plans Prepared By:
V2C GROUP, INC.**

CITY OF DESERT HOT SPRINGS
NOTICE INVITING SEALED BID PROPOSALS

for

CITY PROJECT NO. 2017-01 AND CDBG 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

RECEIPT OF BID PROPOSALS: Sealed bids will be received by the City of Desert Hot Spring Department of Public Works, for furnishing of all labor, material, tools, and equipment necessary for playground ADA improvements and the performance of other appurtenant works as more particularly described in the specifications under City Project No. 2017-01 and 4.DHS-20-15, Tedesco Park Playground ADA Improvements in the City of Desert Hot Springs.

The Sealed bids must be submitted on the Proposal Form at the Office of City Clerk, located at 11999 Palm Drive, Desert Hot Springs, CA 92240, before 2:00 p.m. on Thursday, July 19, 2018. **Public Works “Bid: Tedesco Park Playground ADA Improvements, City Project No. 2017-01 and 4.DHS-20-15” shall appear on the envelope of each sealed bid proposal and each bid proposal sealed envelope shall be addressed to the City Clerk, City Hall, 11999 Palm Drive, Desert Hot Springs, CA 92240.** The bids will then will be publicly opened and read in the Office of the City Clerk, City Hall, 11999 Palm Drive, Desert Hot Springs, CA 92240 at 2:00 p.m. on Thursday July 19, 2018.

Each submitted bid proposal must be accompanied by a certified or cashier's check, or a surety bond, payable to the City of Desert Hot Springs in the amount equivalent to at least 10% of the total aggregate bid price of such bid proposal, as a guaranty that the bidder, if its bid proposal be accepted, will enter into and execute the awarded contract, and furnish the required bonds in connection therewith, in accordance with the terms of the aforementioned Specifications.

No bid proposal will be accepted from a CONTRACTOR who has not been licensed in accordance with the provisions of the Business and Professions Code. The work requires a California Class “A” contractor's licenses.

The bids must be submitted on the proposal forms included in the bidder's package of the contract documents.

TIME OF COMPLETION AND LIQUIDATED DAMAGES: BIDDER must agree to commence work on or before the date of the written “**Notice to Proceed**” (NTP) of the AGENCY and to fully complete the project in 30 working days. BIDDER must agree also to pay as liquidated damages, the sum of One Thousand Dollars (\$1,000.00) for each working day thereafter as provided in these Specifications.

CITY PROJECT NO. 2017-01 AND CDBG 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

OBTAINING CONTRACT DOCUMENTS: Plans, Specifications, and Bid Package for the **Tedesco Park Playground ADA Improvements Project** are ONLY available to be ordered online at; www.planitreprographics.com. For orders by phone, contact: Planit Reprographics at (760) 345-2500.

Additional information regarding the purchase of contract Plans and Specifications may be obtained by telephoning (760) 329-6411 ext. 216.

The contract Specifications include by reference the “City of Desert Hot Springs Standard Specifications” (available online at www.cityofdhs.org); Mission Springs Water District (MSWD), “Developer / Contractor Handbook and Guidelines for Design and Construction of Water and Sewer Facilities,” Latest Manual; Southern California Edison, “Underground Structures Standard (USG),” Latest Manual; “Standard Specifications for Public Works Construction,” 2015 Edition, as published by Building News, Inc.; and “Standard Specifications for State of California, Department of Transportation,” Latest Edition. The MSWD, **on-line** version of the manual is available at MSWD Web site, the SCE “Underground Structures Standard (USG) Manual,” **on-line** version of the manual is available at SCE’s Standards & Publications Web site, “Standard Specifications for Public Works Construction,” 2015 Edition is available at Building News, Inc., 1612 South Clementine Street, Anaheim, CA 92802, Tel: (714) 517-0970, and “Standard Specifications for State of California, Department of Public Works,” may be obtained from: State of California, Department of Transportation Publication Distribution Unit, 1900 Royal Oaks Drive, Sacramento, Ca 95815 (916)263-0822 or Publication Unit Web site: <http://caltrans-opac.ca.gov/publicat.htm>.

ADDITIONAL BID INFORMATION AND REQUIREMENTS: Pre-bid inquiries should be directed to Mr. Daniel Porras, Community Development Director at **(760) 329-6411 X 216, or via email at dporras@cityofdhs.org**. Pre-Bid questions regarding Plans and Specifications shall be submitted to: Anthony Mendoza via email only at visions_v2c@yahoo.com Include “Pre-bid Questions for Tedesco Park Playground ADA Improvements, Project No. 2017-01 and 4.DHS-20-15” in the “Subject Line”. **Pre-bid questions will not be accepted after 12 p.m. (noon) on Thursday, July 9, 2018.**

The Prospective Bidders who will submit Bid Proposals are advised that a “Pre-Bid Conference” for this project will be held at 11 a.m. on Tuesday July 10, 2018, at the Project site, 12800 West Arroyo Drive, Desert Hot Springs, California 92240. Attendance at this meeting is mandatory for award of the contract.

The successful CONTRACTOR is advised that a mandatory “Pre-Construction Conference” for this project will be conducted following the execution of the contract documents and prior to the issuance of the “Notice to Proceed”. The contractor and appropriate subcontractor shall be in attendance.

CITY PROJECT NO. 2017-01 AND CDBG 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

The successful CONTRACTOR and his subcontractors will be required to possess business licenses from the City of Desert Hot Springs.

The contract, if awarded, will be awarded to a responsible contractor with the lowest responsive bid; however, the City of Desert Hot Springs reserves the right to reject any and all bid proposals. The City reserves the right to find a Bid Proposal of a bidder who has been delinquent, is in current litigation with the City or has been within the preceding 12 months or was unfaithful in any former contract with the City non-responsible. No BIDDER may withdraw his/her Bid Proposal for a period of sixty days after the date of the bid proposal opening.

A responsible contractor is one who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the contract. It is the City's policy to conduct business only with responsible contractors.

The successful bidder will be required to fully comply with all applicable State and Federal reporting requirements relating to employment reporting for its employees and comply with all lawfully served Wage and Earnings Assignment Orders and Notice of Assignment and continue to maintain compliance throughout the duration of the contract. Failure to comply may be cause for termination of the contract or initiation of debarment proceedings.

All persons performing the work shall be paid not less than the General Prevailing Wage Determination prepared by the Director of Industrial Relations pursuant to the State Labor Code. Copies of these wage rates are available at the Department of Public Works.

The successful bidder must provide full disclosure of False Claims Act violations, labor law/payroll violations, debarments, and civil/criminal legal actions as provided in the Instructions to Bidders. Failure to complete these forms may result in a determination that the bidder is nonresponsive and/or not responsible.

The successful bidder, hereinafter called "the CONTRACTOR" to whom this contract is awarded will be required, before execution of the contract by the City of Desert Hot Springs, hereinafter "the AGENCY," to file with said AGENCY surety bonds as follows:

A "Faithful Performance Bond" amounting to 100% of the total contract price is required for all contracts.

A "Payment Bond" (labor and material) amounting to 100% of the total contract price is required for all contracts.

A "Certificate of Liability Insurance," naming the City of Desert Hot Springs, The County of Riverside and V2C Group, Inc. as an additional insured. See "Insurance and Bonds" paragraphs within the Special Instructions to Bidders Section.

CITY PROJECT NO. 2017-01 AND CDBG 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS

A "Certificate of Worker's Compensation Insurance".

And a "Certificate of Commercial Vehicle Liability Insurance" (See "Insurance and Bonds" paragraphs within the Special Instructions to Bidders Section.

Surety bonds shall be subject to the condition that the surety thereon be approved by the AGENCY Attorney and AGENCY Council. Bonding forms are included in this document.

As provided for in Section 4590 of the California Government Code and in Section 22300 of the State Public Contract Code, the contractor may substitute securities for any monies withheld by the Agency to ensure performance under the contract, or enter into an escrow agreement for payment of such monies to an escrow agent.

Affirmative action to ensure against discrimination in employment practices on the basis of race, color, national origin, ancestry, sex, or religion will also be required. The City hereby affirmatively ensures that minority business enterprises will be afforded full opportunity to submit bids in response to this notice and will not be discriminated against on the basis of race, color, national origin, ancestry, sex, or religion in any consideration leading to the award of contract.

The City supports and encourages equal opportunity contracting.

FEDERAL FUNDING

This project is being financed with Community Development Block Grant funds from the U.S. Department of Housing and Urban Development (24 CFR Part 570) and subject to certain requirements including: compliance with *Section 3 (24 CFR Part 135)* Economic Opportunities requirements; payment of Federal Davis-Bacon prevailing wages; Federal Labor Standards Provisions (HUD 4010); Executive Order #11246; and others. Information pertaining to the Federal requirements is on file with the County of Riverside Economic Development Agency.

PREVAILING WAGES

Pursuant to Section 1773 of the Labor Code, the general prevailing wage rates, including the per diem wages applicable to the work, and for holiday and overtime work, including employer payments for health and welfare, pension, vacation, and similar purposes, in the County of Riverside in which the work is to be done, have been determined by the Director of the Department of Industrial Relations, State of California. These wages are set forth in the General Prevailing Wage Rates for this project, available from the California Department of Industrial Relations' Internet web site at www.dir.ca.gov. Future effective 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.

The Federal minimum wage rate requirements, as predetermined by the Secretary of Labor, are set forth in the books issued for bidding purposes, referred to herein as Project Bid Documents (Special Federal Provisions), and in copies of this book which may be examined at the office described above where the project plans, special provisions, and proposal forms may be seen. Addenda to modify the minimum wage rates, if necessary, will be issued to holders of the Project Bid Documents.

**CITY PROJECT NO. 2017-01 AND CDBG 4.DHS.20-15
TEDESCO PARK PLAYGROUND ADA IMPROVEMENTS**

PROPOSED CONSTRUCTION SCHEDULE

The following schedule is to be required for the proposed project. The schedule may be extended by the City due to circumstances unforeseen at the time of advertisement.

| | |
|--------------------------------------|--------------------------------------------|
| July 10, 2018 | Pre-Bid Meeting at 11:00AM |
| July 24, 2018 | Seal Bid Submitted by 2:00PM |
| August 21, 2018 | Anticipated award of construction contract |
| August 27, 2018 to proceed issued | Contracts fully executed / Notice |
| August 28, 2018 | Pre-Construction meeting |
| August 31, 2018 | Construction begins |
| September 31, 2018 | Construction completed |

June 11, 2018

CITY OF DESERT

HOT SPRINGS

JERRYL SORIANO,

CMC, CITY CLERK

City of Desert Hot Springs

11999 Palm Drive, Desert Hot Springs, California 92240

(760) 329-6411

PUB: June 24, 2018, and June 30, 2018