

Notice Inviting Bids

For

Construction of Oakley Park and Ride

Eastern Contra Costa Transit Authority

Article 1 Notice and Invitation to Bidders

Eastern Contra Costa Transit Authority (ECCTA), a Joint Powers Agency (JPA) located in eastern Contra Costa County, California, is accepting sealed bids for the construction of a park and ride parking lot, located in the City of Oakley, California (Oakley Park and Ride or project). This project shall include the furnishing of all labor, equipment, materials, testing, tools, training, and other services as required by the Scope of Work section and other contract documents.

ECCTA was formed in 1976 as a JPA consisting of the cities of Antioch, Brentwood, Pittsburg and the county of Contra Costa. Oakley incorporated as a city and joined the JPA in 1999. ECCTA provides over 2,000,000 trips each year to a population of nearly 315,000 residents in the 225 square miles of eastern Contra Costa County.

Article 2 Pre-Bid Conference.

A pre-bid conference will be followed by a site tour at 2:00 p.m. local time, on Wednesday, January 13, 2021 in the ECCTA boardroom located at the address above. A site tour will be conducted after the meeting. Travel to the work site will **not** be provided by ECCTA. All prospective bidders and subcontractors are encouraged to attend. The purpose of the site tour is to acquaint the bidders with any and all conditions at the work site.

Article 3 Deadline for Receipt of Bids.

Sealed bids will be received by Eastern Contra Costa Transit Authority (ECCTA) until 3:00 p.m. local time, on Monday, March 1, 2021 at ECCTA's facility located at 801 Wilbur Avenue, Antioch, CA 94509. Bids received after the said time or at any other place other than the time and place stated in this IFB will not be considered. Bids must be received on the enclosed ECCTA bid form with the required certification forms listed in the bid documents. Bids submitted on any other forms will be considered non-responsive and will be rejected.

Article 4 Bid Documents/ECCTA Representative.

Copies of the IFB documents may be obtained from the following ECCTA representative:

Joe Chappelle
Manager of Administrative Services
Eastern Contra Costa Transit Authority
801 Wilbur Avenue
Antioch, CA 94509
Fax: (925) 757-2530
procurement@eccta.org

ECCTA may change the identity or contact information of the ECCTA representative at any time.

Following the closure of the bid submittal period, bids will be publicly opened and evaluated as provided in the Information for Bidders.

All bids must be furnished in accordance with the terms and conditions of the contract documents, including the Information for Bidders, General Conditions, Special Conditions, Scope of Work, and Bid Form. All prospective bidders receiving bid documents directly from ECCTA will be notified of all addenda and will receive copies.

Article 5 Contractor License Requirements.

In accordance with provisions of California Public Contract Code section 3300, ECCTA has determined that the contractor shall possess and maintain valid State of California Class A contractor's license and all other licenses necessary at the time the bid is submitted. Failure to possess the specified license shall render the bid non-responsive.

Article 6 Federal Requirements.

This contract is subject to the receipt of financial assistance from the U.S. Department of Transportation (U.S. DOT), Federal Transit Administration (FTA) and local sales tax funds, and may also be subject to a grant contract between the Metropolitan Transportation Commission (MTC). The contract is subject to laws and regulations governing the use of such funds. Bidders will be required to certify that they have not been suspended or debarred from participation in federal or state funded contracts. Full compliance with applicable Safety and Health Standards, DBE requirements, Equal Employment Opportunity and Americans with Disabilities Act laws and regulations will be required of the successful bidder.

ECCTA has established a Disadvantaged Business Enterprise (DBE) program in accordance with regulations of the U.S. DOT, 49 Code of Federal Regulations (C.F.R.) Part 26, and as a recipient of federal financial assistance, ECCTA has signed an assurance that it will comply with 49 C.F.R. Part 26. As such, ECCTA hereby notifies all bidders that it will affirmatively ensure that in regard to any contract entered into pursuant to this IFB, Disadvantaged Business Enterprises (DBEs) will be afforded full opportunity to submit a bid in response to this request. ECCTA shall not discriminate on the basis of race, color, national origin, or sex in the award and performance of any U.S. DOT-assisted contracts or in the administration of its DBE Program or the requirements of 49 C.F.R. Part 26. ECCTA shall take all necessary and reasonable steps under 49 C.F.R. Part 26 to ensure nondiscrimination in the award and administration of U.S. DOT-assisted contracts. ECCTA's DBE Program, as required by 49 C.F.R. Part 26 and as approved by U.S. DOT, is incorporated by reference in this contract. Implementation of this program is a legal obligation and failure to carry out its terms shall be treated as a violation of this

contract. Upon notification to ECCTA of its failure to carry out its approved program, the U.S. DOT may impose sanctions as provided for under Part 26 and may, in appropriate cases, refer the matter for enforcement under 18 U.S.C. 1001 and/or the Program Fraud Civil Remedies Act of 1986 (31 U.S.C. 3801 et seq.).

Article 7 Prevailing Wages.

Subject to Labor Code Section 1771.1, as amended by SB 854, this bid is subject to prevailing wages compliance monitoring and enforcement by the Department of Industrial Relations (DIR).

ECCTA will only award this bid to contractors (including listed subcontractors) that are currently registered with the DIR and qualified to perform public work pursuant to Labor Code Section 1725.5.

Pursuant to Section 1770, et seq. of the California Labor Code, the successful bidder and all subcontractors shall pay not less than the prevailing rate of per diem wages as determined by the Director of the DIR. A copy of such prevailing rate of per diem wages is included in the bid documents.

Article 8 Bid Security and Bonds.

Each bid shall be accompanied by a bidder's security equal to at least 10% of the total amount bid including (if any) allowances and alternates. The bidder to whom the contract is awarded shall furnish a Performance Bond and a Labor and Materials Bond (Payment Bond), each in an amount not less than 100% of the contract price.

Bonds shall be on the forms provided by ECCTA and shall be executed as surety by a corporation authorized to issue surety bonds in the State of California, as an admitted surety insurer and acceptable to ECCTA.

Article 9 Substitution of Securities.

Pursuant to Public Contract Code Section 22300, for monies earned by the contractor and withheld by ECCTA to ensure the performance of the contract, the contractor may, at its option, choose to substitute securities meeting the requirements of Public Contract Code Section 22300.

Article 10 Reserved Rights

ECCTA reserves the right to reject any and all bids, to waive any irregularities or informalities in any bid or in the bidding procedure, to make any awards or any rejections in what it alone considers to be in the best interest of ECCTA, or to postpone the bid opening or award for any reason whatsoever in ECCTA's sole discretion. No bidder may withdraw its bid for a period of 60 calendar days after the date of opening of the bids. Each bidder will be notified of the award of contract, if an award is made.

Office of the Chief Executive Officer
December 15, 2020