

**MARIN COUNTY TRANSIT DISTRICT
STATE OF GOOD REPAIR BUS STOP IMPROVEMENTS PROJECT
SPECIAL PROVISIONS**

NOTICE TO CONTRACTORS

**MARIN COUNTY TRANSIT DISTRICT
STATE OF GOOD REPAIR BUS STOP IMPROVEMENTS PROJECT**

PUBLIC NOTICE IS HEREBY GIVEN THAT: The Marin County Transit District (MCTD) invites
Sealed proposals (bids) for the work shown on the plans and specifications entitled:

**MARIN COUNTY TRANSIT DISTRICT
STATE OF GOOD REPAIR BUS STOP IMPROVEMENTS PROJECT
DISTRICT PROJECT NO. SOGR 2018-02**

IN

**TOWN OF CORTE MADERA, MARIN COUNTY, CA
CITY OF LARKSPUR, MARIN COUNTY, CA
TOWN OF SAN ANSELMO, MARIN COUNTY, CA
CITY OF SAN RAFAEL, MARIN COUNTY, CA
CITY OF NOVATO, MARIN COUNTY, CA
UNINCOPORATED MARIN COUNTY, CA**

and described in the Special Provisions dated July 18, 2018 and entitled:

**NOTICE TO CONTRACTORS
AND
SPECIAL PROVISIONS**

FOR

**MARIN COUNTY TRANSIT DISTRICT
STATE OF GOOD REPAIR BUS STOP IMPROVEMENTS PROJECT
DISTRICT PROJECT NO. SGR 2018-02**

MARIN COUNTY, CALIFORNIA

will be received at the District office located at:

Marin County Transit District
711 Grand Ave. Suite 110
San Rafael, CA. 94901

Bids will be publicly opened, examined and declared at 1:00 PM. PST, Wednesday, August 15, 2018.

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Proposal forms for this work are included in a separate book entitled:

**PROPOSAL AND CONTRACT
FOR
MARIN COUNTY TRANSIT DISTRICT
STATE OF GOOD REPAIR BUS STOP IMPROVEMENTS PROJECT**

Marin County, California

Any bid received after the time and date listed above will be returned unopened. Bids are required for the entire work described in accordance with the provision of the Contract documents on the proposal forms furnished therein, and in accordance with the following Contract documents (including any published revisions, updates, or errata): 2015 Caltrans Standard Specifications as published by Caltrans at the following website: http://www.dot.ca.gov/hq/esc/oe/construction_standards.html; May 2008 Marin County Uniform Construction Standards; plans and specifications entitled “Marin County Transit District State of Good Repair Bus Stop Improvements” dated July 18, 2018; and the Special Provisions, dated July 18, 2018. For further information about the Contract documents, including the specific documents and precedence applicable to the various parts of the Work, see Sections 1-1.01, 1-1.02, 1-1.03 and 1-1.04 of the Special Provisions.

Proposals shall be submitted under sealed cover plainly marked as a proposal and identifying the above named project, the date and time for receipt of sealed bids as stated above and in any addenda thereto, and the name of the bidder. Proposals which are not properly marked may be disregarded. The Marin County Transit District reserves the right to waive any informality or irregularity and to reject any and all bids.

Award of contract, if awarded, will be to the lowest responsible bidder whose proposal complies with prescribed requirements, and will be within one-hundred and twenty (120) days after receipt of proposals.

1. DESCRIPTION OF WORK: Primary construction components will improve bus patron access and comfort throughout Marin County by upgrading eleven transit stop locations. The Project will require construction of concrete curb and gutter, sidewalks and driveways, and installation of bus stop amenities in the following locations:

Stop ID	Stop Location	Direction of Travel	Jurisdiction	Improvements
40223	Tiburon Blvd & Greenwood Cove Rd	EB	Marin County, Caltrans (State Route 131)	1, 2, 3b, 3c, 4, 7
40280	Tamalpais Dr & Madera Blvd	WB	Corte Madera	3b, 7
40302	Magnolia Ave & Bon Air Rd	WB	Larkspur	1, 2, 3b, 3c, 4, 7
40392	Lincoln Ave & Grand Ave	SB	San Rafael	3b, 7

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40467	Bellam Blvd & E. Francisco Blvd	EB	San Rafael	1, 2, 3b, 3c, 4, 7, 8
40490	Red Hill Ave & Sequoia Dr	WB	San Anselmo	1, 2, 3b, 4, 5, 7
40549	Manuel T. Freitas Pkwy & Del Ganado Rd	WB	San Rafael	1, 6, 7
40572	Los Ranchitos Rd & Golden Hinde Blvd	NB	San Rafael	1, 6, 7
41159	Mission Ave & Mary St	EB	San Rafael	1, 2, 4, 7
40696/40697	Redwood Blvd & Grant Ave	NB/SB	Novato	5, 9

Improvement Designations (for reference only – refer to Contract Drawings for actual installation):

1. Installation of concrete sidewalk (Type “A” or “B”, depending on location. Cost includes retaining curb where shown on the plans.)
2. Installation of concrete curb and gutter
3. Installation of transit amenities:
 - a. Bench
 - b. Shelter
 - c. Trash Receptacle
4. Saw-cut existing HMA, demolition of existing HMA and installation of new HMA pavement
5. Striping
6. Landscape Trimming
7. Signage
8. Relocate Business Sign
9. Modify Shelter Bench

2. CONSTRUCTION COST ESTIMATE: The Design Engineer’s opinion of probable construction cost for this project is approximately \$461,000.

3. COMPLETION OF WORK: The Contractor shall diligently prosecute the entire work to completion before the expiration of **60 working days**. The bidder is referred to the section entitled “Time of Completion” of the Special Provisions, which sets forth the number of calendar-days for completion of all work. Liquidated damages will be assessed for each day of delay in completion of work, in accordance with the provisions of the section entitled "Liquidated Damages” of the Special Provisions.

4. CONTRACTOR LICENSE REQUIRED:

A. The successful bidder, before Contract award, must possess a current Class “A” Contractor’s license issued by the Contractors State License Board of the State of California. Failure of the bidder

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to obtain the required license before award of the Contract shall constitute a failure to execute the Contract and shall result in the forfeiture of the security of the bidder.

B. All contractors and subcontractors must be registered with the California Department of Industrial Relations (“DIR”) pursuant to Cal. Labor Code section 1725.5.

C. No contractor or subcontractor may be listed on a bid proposal for a public works project (submitted on or after March 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under Labor Code section 1771.1(a)].

D. No contractor or subcontractor may be awarded a contract for public work on a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5.

5. PRE-PROPOSAL (PRE-BID) CONFERENCE: A NON-MANDATORY pre-proposal conference will be held for this project on Wednesday, July 25th, 2018, at 10:00 AM at the

Marin County Transit District
711 Grand Ave. Suite 110
San Rafael, CA. 94901

6. PROPOSAL (BID) INQUIRIES AND OTHER COMMUNICATIONS: Any communications relative to this project, including those seeking clarification of the proposal documents (bid inquiries), must be submitted in writing, e-mail preferred, and should be directed to:

Marin County Transit District
Contact: Anna Penoyar
711 Grand Ave., Suite 110
San Rafael, CA 94901
(415) 226-0867
apenoyar@marintransit.org

A copy of the Bidder Inquiry Form and a Request for Approved Equals Form is included in the Proposal and Contract booklet. Bid inquiries and requests for approved equals must be received no later than 4:00 PM on Wednesday, August 1st, 2018.

Bid inquiries may be submitted via email, personal delivery, by mail (return receipt requested), or by any other method that provides reliable evidence of the date of receipt. All emails sent to apenoyar@marintransit.org will receive a brief confirmation email in return. Bid inquiries submitted by facsimile (Fax) will not be accepted. Bid inquiries submitted by personal delivery shall be deemed received at the date and time of delivery. MARIN COUNTY TRANSIT DISTRICT is under no obligation to consider any Bid inquiries that are not submitted as provided herein.

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7. CONTRACT DOCUMENTS: Special Provisions, Proposal and Contract booklet, plans, other Contract documents and supplemental information except Standard Specifications and Standard Plans may be:

Examined: between the hours of 9:00 a.m. to 4:00 p.m., Monday – Friday, at the Marin County Transit District Office, 711 Grand Ave., Suite 110 San Rafael, CA 94901 or at the following locations:

Builders Exchange of Alameda
3055 Alvarado Street, San Leandro, CA 94577
510.483.8880

Napa – Solana Builders Exchange
135 Camino Dorado, Napa, CA 94558
707.255.2515

Contra Costa Builders Exchange
2440 Stanwell Drive, Concord, CA 94520
925.685.8630

San Francisco Builders Exchange
850 So. Van Ness Avenue, San Francisco, CA 94110
415.282.8220

North Coast Builders Exchange
1030 Apollo Way, Santa Rosa, CA 95407
707.542.9502

Marin Builders Association
660 Las Gallinas Avenue, San Rafael, CA 94903
415.462.1220

Small Business Exchange
703 Market Street, Suite 1000, San Francisco, CA 94103
415.778.6250

Peninsula Builders Exchange
735 Industrial Road
San Carlos, CA 94070
650.591.4486

Construction Bidboard
11622 El Camino Real, Suite 100
San Diego, CA 92130
800.479.5314

Bid package may be viewed and ordered from www.blueprintexpress.com/MCTD
Electronic versions of the drawings will not be provided in any CAD format.

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Copies of the Contract Document may be obtained by logging on to www.blueprintexpress.com/MCTD or by calling BPXpress Reprographics at 510-559-8299 or emailing a request for documents to richmond@blueprintexpress.com. These may be obtained at a set price of \$50.00, including tax plus shipping and handling, and is non-refundable. **All bidders must purchase a complete bid set from BPXpress Reprographics in order to be considered responsive and to receive addenda notifications.**

8. SUB-CONTRACTING DBE/SBE REQUIREMENTS: Marin County Transit District encourages all prime Contractors to utilize qualified SBE sub-Contractors on Marin County Transit District projects, and promotes the direct purchase of goods from qualified SBEs by utilizing SBE vendors when such vendors are available and the price of the goods sought is reasonable. All prime Contractors are required to report on SBE usage during the term of each Contract, using a form provided by Marin County Transit District.

For purposes of this bid, a SBE shall be a "small business" within the meaning of California Government Code Section 14837. In the event that the Marin County Transit District SBE Policy conflicts with any Federal, State or other funding source's programs, policies, regulations or requirements, Marin County Transit District shall make the SBE Policy consistent with said funding source's programs, policies, regulations, and requirements to the extent permissible by law.

This contract is subject to the requirements of Title 49, Code of Federal Regulations, Part 26, *Participation by Disadvantaged Business Enterprises in Department of Transportation Financial Assistance Programs*. The national goal for participation of Disadvantaged Business Enterprises (DBE) is 10%. Marin County Transit District has set a 10% DBE participation goal for this Contract.

The successful bidder/offeror will be required to report its DBE participation obtained through race-neutral means throughout the period of performance.

Contractors shall not discriminate on the basis of race, color, religious creed, national origin, ancestry, sex or physical disability in the performance of Marin County Transit District Contracts.

9. MATERIALS INFORMATION: The bidder is referred to the section entitled "Examination of Plans, Specification, Contract and Site of Work" of the Special Provisions.

10. BID SECURITY: All bids shall be accompanied by a certified or cashier's check payable to the order of the "Marin County Transit District" amounting to ten percent (10%) of the bid or a bond in said amount in the form provided in the "Proposal and Contract" booklet. Said amount or the proceeds of said bond shall be forfeited to the Marin County Transit District if the bidder depositing same does not, within five (5) business-days after receiving the Contract for signature, sign and return the Contract to Marin County Transit District and furnish the other items required under the section entitled "Execution of Contract" of the Special Provisions.

11. BONDS: The bidder is referred to the section entitled "Contract Bonds" of the Special Provisions.

12. WAGE RATES: This project is financed in part by Federal funds and is therefore subject to the requirements of the Davis-Bacon Act. The bidder is referred to Exhibit D "DAVIS-BACON AND COPELAND ANTI-KICKBACK ACTS", of these Special Provisions. Also, Pursuant to Section

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1700, and following, of the California Labor Code, the Contractor shall pay not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations. The bidder is referred to Section 5-1.25 of these Special Provisions, entitled "Prevailing Wage."

13. INELIGIBLE CONTRACTORS: A bidder who is ineligible to perform work on a public works project pursuant to Sections 1777.1 or 1777.7 of the Labor Code is prohibited from bidding on this project.

14. ADDENDA: Marin County Transit District may amend the Contract by issuing addenda prior to the date and time stated above (as amended by addenda, if any) for final receipt of bids.

Every interpretation of the specifications, changes, additions or corrections will be in the form of an addendum to the contract documents, and when issued will be on file at the Marin County Transit District at least three (3) working days before bids are opened. In addition, all addenda will be transmitted to all known Plan Holders, but it shall be the bidder's responsibility to make inquiry as to the addenda issued. All such addenda shall become part of the contract documents and all bidders shall be bound by such addenda whether or not received by the bidders. Bidders must register with Blue Print Express to receive project addenda, if addenda are issued.

15. PROTESTS REGARDING THIS SOLICITATION: Only registered Plan Holders may protest this solicitation process. Written protests shall be addressed to Nancy Whelan, General Manager, Marin County Transit District, 711 Grand Ave., Suite 110 San Rafael, CA 94901.

A registered plan holder may protest the terms of this solicitation on the grounds that (a) a material provision contained herein is ambiguous, (b) any aspect of the procurement process described herein is contrary to express legal requirements applicable to this procurement, or (c) this solicitation in whole or in part exceeds the authority of Marin County Transit District. Protests regarding this solicitation shall be filed only after the registered Plan Holder has informally discussed the nature and basis of the protest with Marin County Transit District in an effort to remove the grounds for protest. Protests regarding this solicitation shall completely and succinctly state the grounds for protest and shall include all factual and legal documentation in sufficient detail to establish the merits of the protest. Protests regarding this solicitation shall be filed as soon as the basis for protest is known to the registered Plan Holder, but in no event later than five (5) business-days before the deadline for final receipt of bids. No hearing will be held on the protest, but it shall be decided, on the basis of the written submissions, by the Marin County Transit District General Manager, whose decision shall be final and conclusive. The General Manager may, but need not, request other registered Plan Holders to submit statements or arguments regarding the protest and may, in his/her sole and absolute discretion, discuss the protest with the protestant. A decision regarding any protest shall be in writing and, if necessary, appropriate revisions to this solicitation shall be made by issuing addenda. The failure of a registered Plan Holder to raise a ground for a protest regarding this solicitation shall preclude consideration of that ground in any protest of a selection unless such ground was not and could not have been known to the registered Plan Holder in time to protest prior to the final date for such protests. The written decision shall be made available to all registered Plan Holders. Marin County Transit District may extend the deadline for final receipt of bids, if necessary, to address any such protest issues.

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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, 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.

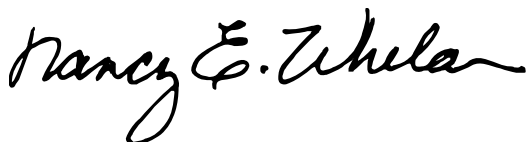
16. CONTRACT AWARD: The award of the Contract, if it is to be awarded, will be to the lowest responsible bidder, in conformance with the Standard Specifications, based on the Total Project Bid of all bid items.

Such award, if made, will be made within the time period after the opening of the proposals specified in the section entitled "Contract Award" of the Special Provisions. The award of the Contract will be subject to the availability of funds. Marin County Transit District reserves the right, in its sole discretion, to investigate the qualifications of any bidder, require confirmation of information furnished by a Bidder, require additional evidence of qualifications, cancel this procurement, reject any or all bids and waive any irregularities in the bidding.

Subsequent to award, Marin County Transit District shall issue a letter to the lowest responsible bidder enclosing the Contract documents. The Contract shall be signed by the successful bidder and returned, together with the required Contract bonds and insurance forms, within the timeframe specified in the section entitled “Contract Execution” of these special provisions. Failure of the successful bidder to execute the Contract and file acceptable bonds and insurance as provided herein may result in the forfeiture of its proposal guarantee. Marin County Transit District may then elect to award the Contract to the next lowest responsible bidder.

17. AWARD PROTESTS: The bidder is referred to section 3-1.03 entitled, “Bid Protest,” of the Special Provisions and Marin County Transit District adopted Bid Protest Procedure. Once Marin County Transit District provides written notice to all bidders of their intent to award the Contract, Protests of award must be received in writing by Marin County Transit District no later than 12:00 PM five working days following this notice. A copy of the Bid Protest Procedure will be furnished upon written request.

BY THE ORDER OF THE MARIN COUNTY TRANSIT DISTRICT:



Nancy Whelan, General Manager
July 18, 2018