

DOCUMENT 00002

NOTICE TO CONTRACTORS

STATE OF CALIFORNIA
CALIFORNIA NATURAL RESOURCES AGENCY
DEPARTMENT OF WATER RESOURCES

Sealed bids for

SEISMIC RETROFIT – PHASE III
15 BRIDGE SITES OVER CALIFORNIA AQUEDUCT
STATE WATER FACILITIES
CALIFORNIA AQUEDUCT
SAN LUIS AND SAN JOAQUIN FIELD DIVISIONS
FRESNO, KINGS AND KERN COUNTIES
CALIFORNIA
SPECIFICATION NO. 14-13
CONTRACT NO. C51494

will be received by the Department of Water Resources at the Resources Building, 1416 Ninth Street, Room 418, Sacramento, California 95814, not later than **2:00 P.M. on WEDNESDAY, JULY 30, 2014**, at which time they will be publicly opened and read at an announced location in the vicinity of such office.

NOTE: Bidders/Visitors should allow sufficient time for checking in with Security upon entering main floor of the Resources Building.

Bid forms for this work are included in a separate booklet titled BID FORM.

Bids will be considered only if submitted for all the work required for the above project. The work is defined in Section 01110 – Summary of Work, and includes the following principal features:

1. Protect in place the California Aqueduct, existing utility lines and other facilities during selective demolition and modification of existing bridges.

2. Test for asbestos in existing bridge concrete. If found, abate and dispose of asbestos containing material in accordance with governing regulations.
3. Construct shear keys at bridge piers, including:
 - a. Drill and bond dowels with magnesium phosphate concrete.
 - b. Reinforced concrete.
4. Drill and bond dowels with chemical adhesive at interface between existing concrete leveling course and existing concrete pier caps (Clarkson Avenue and Mt. Whitney Avenue bridges only).
5. Construct shear keys at bridge abutments, including:
 - a. Remove portion of concrete canal liner.
 - b. Shear key excavation.
 - c. Drill and bond dowels with magnesium phosphate concrete.
 - d. Reinforced concrete.
 - e. Controlled Low-Strength Material (CLSM) backfill.
 - f. Replace portion of concrete canal liner.
6. Temporary measures including:
 - a. Temporary traffic control.
 - b. Temporary works for access and protection against contamination of the water in the aqueduct.

Quantities of work, materials, and equipment required for completion of the work are specified in Document 00410 – Bid Schedule, which is subject to change.

1. WAGE RATES

Pursuant to Sections 1770 through 1773.8 of the California Labor Code, the Director of Industrial Relations has determined the general prevailing rate of per diem wages for the locality in which the work is to be performed. Such rates are on file for inspection at the office of the Department of Water Resources, Room 418, 1416 Ninth Street, Sacramento, California 95814. Copies may be obtained from the State of California, Department of Industrial Relations, Division of Labor Statistics and Research, P. O. Box 420603, San Francisco, California 94142, telephone (415) 703-4774,

fax (415) 703-4771. Prevailing wage determinations may be obtained over the Internet through California Department of Industrial Relations, Division of Labor Statistics and Research's Home Page at <http://www.dir.ca.gov/dlsr/>. The Federal minimum wage rates for this project as predetermined by the United States Secretary of Labor are available on the internet at <http://www.wdol.gov/dba.aspx>. Addenda to modify the Federal minimum wage rates, if necessary, will be issued to all bidders. 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. If there is a difference between the minimum wage rates predetermined by the United States 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.

2. LICENSING

Bidders shall be licensed for the Federally funded work at the time of award as required by the Business and Professions Code. Contractor's license classification(s) for this work: A (Determined by Contractors' State License Board).

3. BIDDING

Forms of bid and contract, drawings and specifications for the project may be obtained only at the Department of Water Resources, 1416 Ninth Street, Room 418, Sacramento, California 95814, between the hours of 7:30 a.m. – 12:00 noon and 12:30 – 4:00 p.m. or by mail upon written request to the Department of Water Resources, P. O. Box 942836, Sacramento, California 94236-0001, Attention: Jim Veres, Contract Coordinator, Spec. No. 14-13, telephone (916) 653-4867, fax (916) 653-6166, or by e-mail at doe_specs@water.ca.gov. Drawings and specifications may be seen at the above location or at Pearblossom Project Headquarters at 34534 116th Street East, P. O. Box 1250, Pearblossom, California 93553.

Drawings and specifications furnished to entities not meeting prequalification or joint venture bidding requirements, or the subcontractors, suppliers, or other parties not interested in bidding on the work, shall not be used for bidding purposes and will be stamped, "Information Copy for Estimating Purposes Only".

4. BID RIGGING

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.

5. BUY AMERICAN

- A. On all federal-aid construction projects, current regulations require that steel and iron used be made in the United States. All foreign steel and iron materials are covered by the "Buy America" provision regardless of the percentage of steel in the manufactured product. All manufacturing processes involved in steel or iron products must occur within the United States. These processes include rolling, extruding, machining, bending, grinding, drilling, coating, welding and smelting. Domestically produced steel billets or iron ingots shipped overseas for any process and returned to the United States do not conform to this requirement.
- B. Buy America provisions do not apply to:
 - 1) Minimal use of all foreign material in which the total delivery cost to the project site is less than \$2,500 or 0.1 percent of the contract amount, whichever is greater;
 - 2) Raw materials; scrap temporary steel items such as sheet piling, bridges, steel scaffolding and false work.
 - 3) Materials that remain in place at the Contractor's convenience such as sheet piling and forms.
 - 4) Pig iron manufactured outside the United States.

- C. A local agency shall not list an ineligible iron or steel product as “nonparticipating” in order to circumvent the Buy America requirements.
- D. A waiver of the Buy America requirements by the FHWA Division Administrator is permitted for specific projects, specific products, specific geographical areas, or combinations if:
 - 1) Buy America is inconsistent with the public interest or
 - 2) There is not a sufficient supply of domestic materials of satisfactory quality.
- E. Approval authority for waiver of Buy America requirements has not been delegated from the FHWA to Caltrans and therefore is not delegated to the local agencies (DWR).

6. FEDERAL REQUIREMENT FOR FEDERAL-AID CONSTRUCTION PROJECTS

The work herein proposed will be financed in whole or in part with Federal funds, and therefore all of the statutes, rules and regulations promulgated by the Federal Government and applicable work financed in whole or in part with Federal funds will apply to such work. The “Required Contract Provisions, Federal-Aid Construction Contracts”, Form FHWA 1273, are included in the Appendix II. Whenever in said required contract provisions references are made to “SHA contracting officer,” “SHA resident engineer,” or “authorized representative of the SHA,” such references shall be construed to mean “Engineer” as defined in General Conditions, Document 00701 – Abbreviations and Definitions of the Specifications.

7. DISADVANTAGE BUSINESS ENTERPRISE (DBE) PARTICIPATION

The Department of Water Resources (DWR) intends to receive federal financial assistance from the U.S. Department of Transportation (DOT) through the California Department of Transportation (Caltrans). As a condition of receiving this assistance, DWR will implement the requirements contained in Part 26 of Title 49, Code of Federal Regulations to ensure that DBEs, as defined in Part 26, have an equal opportunity to receive and participate in DOT-assisted contracts. Document 00207 – Disadvantaged Business Enterprise.

8. DBE CONTRACT GOAL

The DBE contract goal is 8 percent.

9. CONTRACT COORDINATOR

Questions relating to bidding may be directed to the Contract Coordinator of the Department of Water Resources in Sacramento, at the location or address given above, or at telephone (916) 653-4867. Questions or requests for clarification of the drawings or specifications shall be made in writing at least 10 days before the scheduled opening of bids. Response, if appropriate, will be furnished to all prospective bidders. A Mandatory Inspection Trip of the work site will be scheduled and conducted by the Department.

10. PREBID BRAND AND TRADE NAME REQUESTS

Pursuant to Section 10129 of the Public Contract Code, alternatives to a designated material, product, thing, or service by specific brand or trade name that are of equal quality and of required characteristics for the purpose intended may be proposed during the bidding period, provided the bidder complies with the following:

- A. Proposals for alternatives to a designated material, product, thing, or service, requested during the bidding period, shall be furnished in writing to the Department's contract coordinator, not later than 14 days prior to the date and time of the bid opening. Proposals requested after issuance of the Notice to Begin Work, shall be submitted pursuant to Document 00706 – Control of Work, Paragraph 4 and Section 01330 – Submittals.
- B. Proposals shall be accompanied by complete information and descriptive data necessary to determine equality of the material, product, thing or service. Samples shall be provided when requested by the Department. Burden of proof as to availability, comparative quality, suitability, and performance of the material, product, thing, or service shall be upon the bidder. The Department will be the sole judge as to such matters. If the proposal is accepted, bidders will be notified by information letter or addenda pursuant to Document 00200 – Instructions to Bidders, Paragraphs 3 and 4 respectively.
- C. Refer to Document 00706 – Control of Work, Paragraph 6, for substitution requests after issuance of Notice to Begin Work. Substitutions may be requested any time after Notice to Begin Work.

11. LABOR CODE COMPLIANCE

This is a Public Works contract subject to Division 2, Part 7, Chapter 1 of the Labor Code, including Sections 1720-1861 of that code. It is also subject to California Code of Regulations, Title 8, Chapter 8, Subchapter 4.5 – Compliance Monitoring and Enforcement by the Compliance Monitoring Unit (CMU) of the Department of Industrial Relations (DIR) effective January 1, 2012. Among the requirements are that Contractors and subcontractors shall furnish electronically to DIR's CMU a certified copy of their weekly payroll records, signed under penalty of perjury, at least once per month or within 10 days of a separate request by the CMU in accordance with Sections 16460-16464 of the above-described regulations. There are other labor compliance monitoring and enforcement requirements within those regulations which Contractor must verify and comply with. Copies of the required wage rates are on file with DWR, are posted on the DIR website and are available upon request. In addition, pursuant to Section 16451(d) of the above-described regulations, Contractor shall post the required CMU notice at each applicable job site. For more information, Contractors are referred to the DIR's CMU website: <http://www.dir.ca.gov/dlse/cmucmu.html>.

12. FEDERAL LABOR COMPLIANCE

This Department will monitor and enforce (either by itself or through a Consultant) compliance with federal labor requirements by Contractor and its subcontractors. This compliance program is in addition to the State's labor compliance requirements in the above paragraph. Contractor and subcontractors are required to comply with federal laws and regulations. A labor compliance pre-job conference will be conducted with the Contractor and its subcontractors to discuss federal and State labor law requirements applicable to the project. The labor compliance pre-job conference is in addition to the pre-construction conference and will be scheduled independently, either face-to-face, or by tele/web conference. Contractor and its subcontractors shall be required to maintain and furnish to the Department (or our Labor Compliance Consultant, if one is retained) a certified copy of each weekly payroll containing a statement of compliance signed under penalty of perjury. Among other compliance measures, the Department, either directly or through a Consultant, will review and audit payroll records to verify compliance with applicable labor law. The Department will withhold contract payments when payroll records are delinquent or inadequate. The Department will withhold contract payments equal to the amount of underpayment and penalties, when, after investigation, it has been established that underpayment has occurred.

13. FEDERAL-AID PROJECT NUMBERS ARE AS FOLLOWS

Nees Avenue Bridge [Bridge No. 42C0143; Federal Project No. BHLSZ-6248(018)].

W. Shields Avenue Bridge [Bridge No. 42C0140].

N. Russell Avenue Bridge [Bridge No. 42C0141; Federal Project No. BHLSZ6248(017)].

Panoche Road Bridge [Bridge No. 42C0245; Federal Project No. BHLSZ-6248(022)].

Manning Avenue Bridge [Bridge No. 42C0173; Federal Project No. BHLSZ-6248(021)].

Clarkson Avenue Bridge [Bridge No. 42C0370; Federal Project No. BHLSZ-6248(023)].

Mt. Whitney Avenue Bridge [Bridge No. 42C0159; Federal Project No. BHLS6248(020)].

El Dorado Avenue Bridge [Bridge No. 42C0371; Federal Project No. BHLSZ6248(024)].

Gale Avenue Bridge [Bridge No. 42C0425; Federal Project No. BHLSZ-6248(025)].

Jayne Avenue Bridge [Bridge No. 42C0156; Federal Project No. BHLSZ-6248(019)].

Avenal Cutoff Bridge [Bridge No. 45C0071; Federal Project No. BHLSZ-6248(026)].

Plymouth Avenue Bridge [Bridge No. 45C0123; Federal Project No. BHLSZ-6248(027)].

30th Avenue Bridge [Bridge No. 45C0124; Federal Project No. BHLSZ-6248(028)].

Quail Avenue Bridge [Bridge No. 45C0125; Federal Project No. BHLSZ-6248(029)].

Old River Operational Road Bridge [Bridge No. 50C0123; Federal Project No. BHLSZ-6248(012)].

14. ESTIMATED COST

The estimated cost of the project is \$3,751,000.

15. GENERAL PREQUALIFICATION

All bidders shall be prequalified by the Department. Bid documents will be furnished only to prequalified bidders who meet the requirements of the State Contract Act and Document 00040 – Prequalification.

MARK W. COWIN
Director of Water Resources

Dated: June 27, 2014
(Advertisement)