



Community Development Department  
Engineering

## **CDBG ADA Barriers Project**

### **Project #2023-02**

Bid Date: March 13, 2024

1. Notice Inviting Bids

**INVITING SEALED BIDS  
CDBG ADA BARRIERS PROJECT  
PROJECT NO. 2023-02  
IN THE CITY OF BARSTOW, CALIFORNIA**

PUBLIC NOTICE IS HEREBY GIVEN that the City of Barstow (City), invites sealed bids for the above stated project and will receive such bids in the office of the City Clerk, 220 E. Mountain View St, Suite A, Barstow, CA 92311 up to the hour of 2:00 p.m., on the 13th day of March 2024. The bids will be publicly opened and read at 2:00 p.m. on the 13th day of March 2024, in the office of the City Clerk of the City of Barstow, 220 E. Mountain View St., Suite A, Barstow, California 92311.

The Engineer's Estimate for this project is **\$400,000.00**.

The project consists of demolition and reconstruction of existing sidewalks, driveways, curb & gutters, spandrel, and AC pavement patch.

**A Mandatory Job Walk will be held on Wednesday February 28, 2024, at 11:00am at 220 E. Mountain View St, Suite A, in the City of Barstow, California, 92311. Nearest cross street is Belinda Ave.**

Copies of the plans, specifications, and contract documents are available upon request to [james.merrell@merrelljohnson.com](mailto:james.merrell@merrelljohnson.com). An electronic invitation to Box (a cloud-based network) will be sent to those who request the bid Documents. In accordance with the provisions of California Public Contract Code § 3300, and Business and Professions Code § 7028.15(e), the City has determined that the contractor shall possess a valid Class A, B or C-8 Concrete Contractors License at the time that the contract is awarded. Failure to possess the specified license shall render the bid non-responsive and shall act as a bar to award of the contract to any bidder not possessing said license at the time of the award.

**CONTRACTORS ARE REQUIRED BY LAW TO BE LICENSED AND REGULATED BY THE CONTRACTORS' STATE LICENSE BOARD. ANY QUESTIONS CONCERNING A CONTRACTOR MAY BE REFERRED TO THE REGISTRAR, CONTRACTORS' STATE LICENSE BOARD, P.O. BOX 26000 SACRAMENTO, CA 95826.** At the time the contract is awarded, the contractor shall be properly licensed in accordance with the laws of this state. The first payment for work or material shall not be made unless and until the Registrar of Contractors verifies to the City that the records of the Contractors' State License Board indicate that the contractor was properly licensed at the time the contract was awarded. Any bidder or contractor not so licensed shall be subject to all legal penalties imposed by law including, but not limited to, any appropriate disciplinary action by the Contractors' State Board. Failure of the bidder to obtain proper and adequate licensing for an award of a contract shall constitute a failure to execute the contract and shall result in the forfeiture of the security of the bidder. (Public Contract Code § 20103.5)

CONTRACTORS AND SUBCONTRACTORS ARE ALSO REQUIRED TO BE REGISTERED WITH THE CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS. A contractor or subcontractor shall not be qualified to bid on, be listed on a bid proposal for, or perform any public work contract unless it is currently registered with the California Department of Industrial Relations as described in Labor Code § 1725.5.

Bids must be prepared on the approved bid forms in conformance with INSTRUCTION TO BIDDERS and submitted in the envelopes provided, sealed, and plainly marked on the outside:

The bid must be accompanied by a bid guarantee in the amount of 10% of the total bid by 2:00 p.m. on March 13, 2024. More specifically, pursuant to Public Contract Code §§ 20170 and 20171, all bids for the project shall be presented under sealed cover and shall be accompanied by one of the following forms of bidder's security in the amount of ten percent (10%) of the bid: (a) cash; (b) a cashier's check made payable to the City of Barstow; (c) a certified check made payable to the City of Barstow; or (d) a bidder's bond executed by an admitted surety insurer, made payable to the City of Barstow. Such security shall be forfeited should the successful bidder to whom the contract is awarded fails to timely execute the contract and deliver the necessary bonds and insurance certificates as specified in the contract documents.

To the extent applicable, at any time during the term of the Agreement for the proposed project, the successful bidder may, at its own expense, substitute securities equivalent to the amount withheld as retention (or the retained percentage) in accordance with Public Contract Code § 22300.

Pursuant to California Civil Code § 9550, a payment bond is required to be submitted for all projects estimated in excess of \$25,000.00.

The City has determined that the proposed project is a public works subject to the provisions of Labor Code § 1720 thereby requiring the Contractor to pay the prevailing wage rates for all work performed under the Contract. Accordingly, the proposed project is subject to compliance monitoring and enforcement by the California Department of Industrial Relations.

A weekly certified payroll is required during the term of construction of the project. Payment(s) of invoice(s) for this project may be delayed when certified payrolls are not submitted weekly. The CITY/COUNTY shall make progress payments on any properly completed payment request submitted by the Prime Contractor. The payment request shall not be deemed properly completed unless all certified payroll(s) for the project is submitted on a weekly basis for each week worked during the time period covered by said payment request.

#### **FEDERALLY FUNDED PROJECTS:**

Bidders are advised that this is a federally funded project. Funding sources may include Community Development Block Grant funds (CDBG), Neighborhood Stabilization Program funds (NSP) or HOME funds. The requirements of the Davis-Bacon Act will apply to this project and those requirements will be enforced. The Prime Contractor, all Subcontractors and all lower-tier subcontractors are required to pay their laborers and mechanics employed under this Contract, a wage not less than minimum wage classification, as specified in both the Federal and State Wage Decision for this project when the Contract amount for the Prime Contract exceeds \$2,000. Those wages are determined pursuant to the Davis-Bacon Act (40 USC 276a-7) (29 CFR, Part 5.0) and related Federal Acts, as applicable and as pursuant to the State of California Labor Code Section 1720 et seq. and implementing regulations of the State of California Department of Industrial Relations. The higher of the two applicable wage classifications, either Davis-Bacon Federal Prevailing Wage or, State Prevailing Wage will be enforced for all work under this Contract. The Prime Contractor is responsible for ensuring all Subcontractor(s) and lower-tier subcontractor(s) compliance with Davis-Bacon and Related Act Requirements. The Federal Labor Standards Provisions (HUD 4010) apply to this project and are attached.

A copy of the Davis-Bacon Federal Prevailing Wage Decision, (and upon request the State Wage Decision) the date of which reflects the latest applicable modification at the time of this bid advertisement, is included in the Contract Documents and Specifications. Bidders shall be notified, via Addendum, of modifications, if any, which supersede that modification included herein, up until a minimum of ten days prior to the actual Bid Opening for this project.

A weekly certified payroll is required during the term of construction of the project. Payment(s) of invoice(s) for this project may be delayed when certified payrolls are not submitted weekly. The CITY/COUNTY shall make progress payments on any properly completed payment request submitted by the Prime Contractor. The payment request shall not be deemed properly completed unless all certified payroll(s) for the project submitted through LCPtracker have been properly completed and submitted on a weekly basis for each week worked during the time period covered by said payment request.

The City reserves the right to reject any and all bids.

If you have any questions, please contact James B. Merrell, at [james.merrell@merrelljohnson.com](mailto:james.merrell@merrelljohnson.com) or (760) 240-8000.

BY ORDER OF the City Council of the City of Barstow, California.