

EASTERN MUNICIPAL WATER DISTRICT
SPECIFICATION NO. 1393P
TEMECULA VALLEY RECYCLED WATER PIPELINE PHASE 2

2021

NOTICE INVITING BID

NIB-1. Receipt of Bids. Electronic proposals (bids) for this project to be emailed to eichpera@emwd.org no later than **5:00 p.m., TUESDAY, MAY 4, 2021** Original Bid Bond and attachments to be mailed to the District within the same week. **DO NOT attempt to drop them off at the District.**

Fed Ex Bid Bond to: EMWD, 2270 Trumble Road, Perris, CA, 92570
Mail Bid Bond to: EMWD, P O Box 8300, Perris, CA 92572-8300

Due to COVID-19 the District is closed to public access; therefore, bids will not be publicly opened. The Preliminary Bid Summary will be posted on the website www.emwd.org no later than 10:00 a.m. the next day.

All bids submitted will become the property of EMWD and subject to disclosure under the Public Records Act. All bids will be posted on the website www.emwd.org approximately 10 days from bid opening.

NIB-2. Contract Documents. The contract documents, which include instructions to bidders, plans and specifications, are available at www.emwd.org. To view and download these documents, navigate to ***Doing Business, Construction*** and select ***Construction Bid Opportunities***. If obtaining the contract documents online, please complete the Planholder Registration form to receive email notification of addenda issued. *Bidders shall use full size drawings to prepare bid.*

NIB-3. Location and Description of Work. The work comprises construction of approximately 1,100 linear feet of 24-inch diameter cement mortar lined and coated steel pipe from the intersection of Elm Street and Washington Avenue in Riverside County to inside the Santa Rosa Regional Resources Authority's existing Santa Rosa Water Reclamation Facility (SRWRF), including two (2) jack and bores utilizing 36-inch diameter casings. The work inside the SRWRF will include the demolition of an existing turnout pipeline manifold, and installation of a new connection manifold including control and pressure reducing valves, electrical and SCADA connections. The work will also include the installation of approximately 100 linear feet of a 24-inch diameter cement mortar lined and coated steel pipe near the intersection of Elm Street and Adams Avenue in the City of Murrieta.

Quantities are approximate. Bidders are responsible to verify actual quantities from the detailed design drawings to accurately calculate quantity take-offs.

NIB-4. Mandatory Pre-Bid Walk-Through will be conducted by EMWD on **TUESDAY, APRIL 13, 2021 starting at 9:00 a.m. and will be by appointment only** to ensure compliance with COVID-19 distancing mandate. If you would like to attend the walk-thru email Amy Eichperger eichpera@emwd.org no later than 2:00 p.m. Monday, April 12, 2021 to schedule a time.

Walk-thru will begin at the Santa Rosa Water Reclamation Facility. (Thomas Grid 958-D3). We will proceed to Adams Ave & Elm St (Thomas Guide Grid 958-D2). **(See Pre-Bid Walk-thru Map and Directions)**

Please arrive promptly! All bidders must have an employee of their firm sign-in and attend the mandatory pre-bid walk-through meeting. Failure to do so shall deem your bid non-responsive.

Personal Protective Equipment (PPE). For your safety, attendees shall bring and wear hard hats, safety vests, and close-toed shoes, if construction is present.

QUESTIONS: All questions must be submitted **in writing by 5:00 p.m. on FRIDAY, APRIL 16, 2021** to Mr. Fermin Balvaneda c/o Sylvia Zamora; EMAIL: balvanef@emwd.org & zamorass@emwd.org. ***Questions received after this time may not be responded to.***

NIB-5. Contract Bonds. All bonds shall be executed by admitted surety insurers, as defined in Code of Civil Procedure section 995.120. Each proposal must be accompanied by a certified check or satisfactory surety bond **(by utilizing the District's Bid Bond form BB-1)** for not less than 10% of the bidder's total contract price as a guarantee that the bidder shall, within **seven (7)** days after the mailing of a notice of acceptance of bid by the District to the bidder, enter into the written contract supplied by the District. The District shall return the bid bond, upon request. The Contractor shall furnish a faithful performance bond in an amount equal to 100% of the amount of the contract and a labor payment bond in an amount equal to 100% of the contract amount.

Boring and Jacking Subcontractor. Prior to boring and jacking any casings, the boring & jacking Subcontractor shall furnish a faithful performance bond in an amount equal to 100% of the amount of the subcontract work and a labor payment bond in an amount equal to 100% of the amount of the subcontract work for the boring and jacking work.

Pursuant to Section 995.660(a) of the Code of Civil Procedure, the Contractor shall submit the following documents with the performance and payment bonds:

- (1) The original, or a certified copy, of the unrevoked appointment, power of attorney, bylaws, or other instrument entitling or authorizing the person who executed the bond to do so;
- (2) A certified copy of the certificate of authority of the insurer issued by the State of California's Insurance Commissioner; and

- (3) Copies of the insurer's most recent annual and quarterly statements filed with the Department of Insurance.

NO PAYMENT SHALL BE MADE UNTIL THE BONDS ARE APPROVED BY THE DISTRICT

NIB-6. Safety. Safety of all activities in connection with the work is of paramount and overriding importance to the District. The District is recognized by the California Occupational Safety and Health Administration (Cal OSHA) as an active participant in the California Voluntary Protection Program (Cal VPP). The District is designated a Cal STAR site due to our high-level commitment to safety. Bidders on this project will be required to comply with and meet all applicable Cal OSHA requirements of Title 8 of the California Code of Regulations, including their current Injury and Illness Prevention Plan, T8 CCR Section 3203.

All bidders shall complete the C-16 Annual Summary of Work Related Injuries and Illness (Cal/OSHA Form 300A) and the C-17 Contractor's Cal/OSHA Compliance History and SIC Code form. *Failure to fully divulge, complete and submit these forms may deem your bid non-responsive*

A safety conference shall be scheduled prior to the preconstruction conference to review the experience modification rating, the respective safety requirements, and to discuss implementation of all health and safety provisions related to this project.

NIB-7. Contract Time. No bid or bid security may be withdrawn for **seventy-five (75)** calendar days after the date bids are received. The successful bidder shall, within **seven (7)** calendar days after the District mails a notice of acceptance of bid, return the signed agreement and bonds, and attend the pre-construction conference at the District office. **The contract period shall commence seven (7) calendar days from the date of the Notice-of-Acceptance-of-Proposal. The Contractor shall complete all work, including testing, within Three Hundred Sixty (360) calendar days.**

NIB-8. Contractor Classification. Bidders on this work will be required to be licensed by the State of California as **Classification A - General Engineering Contractor and/or Classification C-34 - Pipeline Contractor** at the time of the bid and at the time of award as such license is defined in Section 7056 and/or Section 7058 of the Business and Professional Code and Section 732 of the California Administrative Code.

Please refer to BR-1 Bidder's Experience Record & Resumes Of Key Personnel for additional requirements.

NIB-9. Non-Discrimination. Bidders on this work will be required to comply with the provisions of the California Labor Code and with the President's Executive Order No. 11246 and supplements thereto. The requirements for bidders and contractors under this order are explained in the specifications.

NIB-10. Minimum Wages. In accordance with the provisions of the California Labor Code, the Director of Industrial Relations has ascertained the general prevailing rates of wages and the general prevailing rates for legal holiday and overtime work in Riverside County (refer to Section F-General Conditions). Copies of said rates are on file at the office of the District, which copies shall be made available for review to any interested party on request. The successful bidder shall post a copy of such determinations at the jobsite.

NIB-11. Public Works Requirements California Administrative Code, Title 8, Group 3, Section 16100 apply, which are/include:

- A. all applicable requirements of sections 1771, 1774 - 1776, 1813, and 1815.
- B. the appropriate number of apprentices are on the job site, as set forth in Labor Code Section 1777.5.
- C. workers' compensation coverage, set forth in Labor Code Sections 1860 and 1861.
- D. to keep accurate records of the work performed on the public works project, as set forth in Labor Code Section 1812.
- E. inspection of payroll records pursuant to Labor Code Section 1776, and as set forth in Section 16400 (e) of these regulations.
- F. and other requirements imposed by law.

NIB-12. Public Works Contractor and Subcontractor Registration. This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

No contractor or subcontractor may be listed on a bid proposal or be awarded a contract for a public works project 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)].

BIDDERS AND THEIR SUBCONTRACTORS (listed on the Designation of Subcontractors List C-05) are to provide an extract (pdf) at time of bid showing active registration from the Public Works Contractor Registration online registration at:

<https://cadir.secure.force.com/ContractorSearch>

All contractors and subcontractors, including soils, survey and inspection services must furnish electronic certified payroll records directly to the Labor Commissioner (aka Division of Labor Standards Enforcement). Additionally, the awarded Contractor shall submit certified payroll records to the District.

In addition, awarded Contractor must post jobsite notices prescribed by regulations.

NIB-13. Ineligibility of Contractor or Subcontractor. Pursuant to Section 1777.1 and 1777.7 of the Labor Code, any contractor or subcontractor who is found by the Labor Commissioner to be in violation of certain provisions of law and is debarred for a specific period of time, is ineligible to bid or work on, or be awarded, a public works contract.

NIB-14. Substitution of Securities. Substitution of securities shall be permitted for any monies withheld to ensure contract performance, in accordance with the provisions of law and Section F-General Conditions of the contract specifications.

NIB-15. Covid-19 Special Notice. By submitting a Bid for this work, Bidder agrees to proceed with the work as proposed and to execute the contract in the form provided. Any conditions, caveats, or force majeure notices submitted with a bid will not be accepted and may result in a determination that the bid is non-responsive. Any such conditions, caveats, or notices submitted after award may result in the forfeiture of Bidder's bid security and award to the next lowest bidder. Bidders shall comply with all governmental requirements for safety during the COVID-19 pandemic, including but not limited to orders and guidance of the California Department of Public Health, orders and guidelines of Cal/OSHA, and orders of the public health officer of the County of Riverside. The costs of adhering to and complying with such COVID-19 safety measures shall be the responsibility of the bidders and shall be included and incorporated into their respective bid amounts.

The federal government has identified 16 critical infrastructure sectors whose assets, systems, and networks are considered so vital to the United States that their incapacitation or destruction would have a debilitating effect on security, national economic security, or national public health or safety. These 16 critical infrastructure sectors may continue their work even when Stay At Home Orders are placed into effect, because of the importance of these sectors to Californians' health and well-being.

Eastern Municipal Water District provides water and wastewater services. Therefore, the company is within the Water and Wastewater sector specified by the State of California and the federal government as a critical infrastructure sector. Any Contractor or Consultant whose position is essential to maintain continuity of our operations, is therefore exempt from any potential Stay at Home Order.

NIB-16. Title XVI (USBR) & Proposition 1 (SWRCB – Water Recycling Funding Program).

The Contractor, subcontractors and tiered subcontractors are responsible for complying with all applicable federal and state laws, rules, guidelines, regulations and requirements of the Agreement between Eastern Municipal Water District (the District) and the California State Water Resources Board (SWRCB) and the Department of the Interior, Bureau of Reclamation (USBR), in accordance with the Water Recycling Funding Program under Proposition 1 and the Recycled Water System Pressurization and Expansion Project under Title XVI, respectively.

These requirements are incorporated within the Specifications and the Agreement between the District and Contractor and its subcontractors, which may be amended as required.

IMPORTANT: THIS PROJECT IS SUBJECT TO DISADVANTAGED BUSINESS ENTERPRISE OUTREACH REQUIREMENTS. ALL BIDDERS ARE REQUIRED TO COMPLY WITH THE SIX GOOD FAITH EFFORT REQUIREMENTS LISTED BELOW, PRIOR TO BID OPENING, OR ELSE BIDS WILL BE DEEMED NON-RESPONSIVE

In submitting a bid, the bidder shall, in the selection of any and all contractors, subcontractors, and vendors for the procurement of equipment, supplies, construction, and services related to the project, undertake the affirmative steps listed below and described in **Appendix G**.

1. Place qualified small and minority businesses and women's business enterprises on solicitation lists.
2. Assure that small and minority businesses, and women's business enterprises are potential sources.
3. Divide total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses, and women's business enterprises.
4. Establish delivery schedules, where the requirement permits, which encourage participation by small and minority businesses, and women's business enterprises.
5. Bidders must use the services and assistance of the Small Business Administration (www.sba.gov), and the Minority Business Development Agency of the Department of Commerce (www.mbda.gov) and provide documentation that the local SBA and MBDA offices or web sites were notified of the bid opportunity at least **TEN (10) calendar days prior to bid opening** and solicitation to MBE/WBE subcontractors at least **FIVE (5) calendar days prior to the bid opening**.

Documentation must not only include the efforts to contact the information sources and list the contract opportunity, but also the solicitation and response to the bid request.

6. Require the prime contractor, if subcontractors are to be let, to take the affirmative steps listed in steps (1) through (5) of this section.

To ensure and document that the affirmative steps outlined above were satisfied, all bidders shall submit to the EMWD **Forms A & B, with their bid to be considered a responsive bidder**.

Failure to take the necessary affirmative steps listed above, prior to bid opening, and to submit District forms A & B with the bid shall cause the bid to be rejected and deemed as a non-responsive bid.

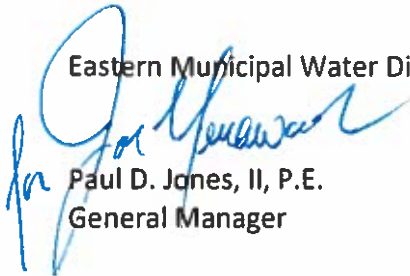
Good Faith Effort Forms and Documents Required within three (3) business days of Bid Opening:

Bidders shall submit the following forms and documents with their bid and/or within 3 days of Bid Opening to be considered a responsive bidder:

1. FORM A: Complete Log of DBE Contractors/Suppliers Solicited (includes contact information, documented date of contact, outreach source, and response status)
2. FORM B: Complete list of bids received (can be obtained from bid proposal package)
3. Screenshot solicitation posted on the MBDA and/or SBA websites
4. Copies of solicitation emails/faxes sent (and responses if any)

All Bidders shall submit 1 Flash Drive in searchable PDF format of the Good Faith Effort documentation no later than 3 business days following the bid opening showing that, **prior to the bid opening**, all necessary good faith efforts were made. Failure to provide documentation showing evidence of good faith efforts taken prior to bid opening will deem your bid package to be incomplete and cause your bid to be rejected.

Please refer to **Appendix G** in the Specification for additional information regarding good faith efforts.


Eastern Municipal Water District
Paul D. Jones, II, P.E.
General Manager

Official Bid Publication: EMWD Website (www.emwd.org)

Posted date: April 5, 2021

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Mandatory

Pre-Bid Walk-thru Map and Directions

PLEASE NOTE: 2 sites shall be visited. 1st Location: Santa Rosa Water Reclamation Facility, proceeding to the 2nd location: Adams Ave and Elm St. Bidders must sign in at all locations to be eligible to bid.

1ST Location: Santa Rosa Water Reclamation Facility

From I-15:

- Take Exit at Murrieta Hot Springs Rd and head West
- Turn Left (South) onto Jefferson Ave.
- Turn Right to Guava St.
- Turn Left to Washington Ave.
- Proceed to Santa Rosa Water Reclamation Facility entrance to attend the 1st meeting.

2nd Location: Adams Ave & Elm St.

From Santa Rosa Water Reclamation Facility:

- Head North on Washington Ave.
- Turn Right (East) to Guava St.
- Turn Right (South) to Adams Ave.
- Proceed to the intersection of Adams Ave & Elm St to attend the 2nd meeting.

