

City of West Hollywood

WEST HOLLYWOOD PARK PHASE II PROJECT

ADDENDUM #1

September 28, 2016

1. Replace the existing "Notice Inviting Sealed Bids" with "Notice Inviting Sealed Bids 9/28/16" (Attached) to incorporate the following changes:
 - a. The bid date for the project is changed from "no later than 12 P.M. on October 24, 2016" to "no later than 12 P.M. on November 7, 2016."
 - b. The deadline for submitting RFIs and questions is changed from "no later than October 10, 2016 at 1:00 p.m." to "no later than October 24, 2016 at 1:00 p.m."
 - c. Change the requirement for the successful bidder to furnish follow-up documentation from "five days of the written Notice of Award" to "within ten (10) days after receiving the City's notice that the Bidder was selected as the apparent lowest responsible Bidder" so that the Notice Inviting Sealed Bids agrees with the information contained in the Instruction to Bidders document.
 - d. Delete the following paragraph: "**SELF PERFORMANCE:** The Contractor shall perform, with its own organization, contract work to at least 50% of the Contract Price except Elevator, Fire Protection and Asbestos Abatement as they shall be deemed as "Specialty Items". Specialty Items will be deducted from the contract base price before computing the amount required to be performed by the Contractor with its own organization." Self-performance is not a requirement of the project.
2. Replace the existing "Bid Form" with "Bid Form 9/28/16" (Attached) to incorporate the following changes:
 - a. Item 2 is hereby modified to reflect incorporation of Addendum #1 into bid and to provide a place to initial and acknowledge that the bid includes Addendum #1.
 - b. Item 4 is hereby modified to reflect deletion of the requirement to include item 4.c Faithful Performance Bond and item 4.3 Labor and Materials Bond with the bid.
 - c. Item 9.i.(3) is hereby modified to reflect deletion of "Revise 'Panelite' glazing in the south wall of the Sports Court with standard glazing".
3. Change Instructions to Bidders, item 6.3.5.2 from "Three originals of the Payment Bond" to "Three originals of the Payment & Performance Bond."
4. Change Instruction to Bidders, item 6.3.5.3 from "Three originals of the Performance Bond" to "Three originals of the Labor & Materials Bond."



**NOTICE INVITING SEALED BIDS
WEST HOLLYWOOD PARK PHASE II IMPLEMENTATION PROJECT
DPW 14-002
CITY OF WEST HOLLYWOOD**

PUBLIC NOTICE IS HEREBY GIVEN that the City of West Hollywood as AGENCY, invites sealed bids from pre-qualified general contractors for the above-stated project to be received only by submitting electronically at <http://bit.ly/2crYEwt> and will only receive such bids no later than 12 P.M. on November 7, 2016 at which time or thereafter said bids will be electronically opened and available online through the PlanetBids system. Bids must be submitted electronically for the exact item(s) requested in the bid specifications. Bids received after this time will be considered non-responsive. **Bids must be prepared on the approved Proposal forms in conformance with the Instructions to Bidders and submitted through the PlanetBids system as a single PDF document.**

WEST HOLLYWOOD PARK PHASE II IMPLEMENTATION PROJECT will include construction of a new 76,250-square-foot Aquatic & Recreation Center Building with a sports court, two roof-top swimming pools, meeting rooms, staff offices and public access television studio; and approximately 150,000 square feet of park improvements. The Engineer's Estimate of Cost is \$68,000,000.00.

MANDATORY PRE-BID CONFERENCE AND SITE WALK: Each prospective bidder is responsible for fully acquainting themselves with the conditions of the Project Site as well as those relating to the construction and labor of the Project, to fully understand the facilities, difficulties and restrictions which may impact the total and adequate completion of the Project. To this end, a Pre-Bid Conference and Site Walk will be held on September 28, 2016 at 10:00am at 625 North San Vicente Boulevard in the City Council Chambers on street level in the City of West Hollywood (punctual attendance required).

REQUESTS FOR INFORMATION (RFI'S) AND QUESTIONS: All questions and requests for information shall be submitted electronically through the PlanetBids system at <http://bit.ly/2crYEwt>. Any questions addressing the interpretation or clarification of the Bid Forms or the Bid Documents must be submitted no later than October 24, 2016 at 1:00 p.m. through the PlanetBids system. Following this deadline no questions regarding the bid packet will be accepted.

COPIES OF THE PLANS AND SPECIFICATIONS: Digital copies of the Plans and Specifications for bidding this project can only be obtained through the following link: <http://bit.ly/2c06PjQ>. The City will not be providing copies on a disk or hard copies for purchase.

GENERAL INFORMATION: Any contract entered into pursuant to this notice will incorporate the provisions of the State Labor Code. Pursuant to the provisions of Section 1773.2 of the Labor Code of the State of California, the minimum prevailing rate of per diem wages for each craft, classification, or type of workman needed to execute the contract shall be those determined by the Director of Industrial Relations of the State of California, which are on file at the City Hall, City of West Hollywood, 8300 Santa Monica Boulevard, West Hollywood, California 90069, and are available to any interested party on request.

Attention is directed to the provisions of Section 1777.5 (Chapter 1411, Statutes of 1968) and 1777.5 of the Labor Code concerning the employment of apprentices by the Contractor or any such subcontractor under him. Affirmative action to ensure against discrimination in employment practices on the basis of race, color, national origin, ancestry, sex, religion, sexual orientation, or handicap will also be required.

The AGENCY will deduct a 5-percent retention from all progress payments as specified in Section 9.2.1 of these specifications. The Contractor may substitute an escrow holder surety of equal value to the retention. The Contractor shall be beneficial owner of the surety and shall receive any interest thereon.

The AGENCY hereby affirmatively ensures that minority business enterprises will be afforded full opportunity to submit bids in response to this notice and will not be discriminated against on the basis of race, color, national origin, ancestry, sex, or religion in any consideration leading to the award of contract.

In entering into a public works contract, or a subcontract, to supply goods, services, or materials pursuant to a public works contract, the Contractor, or subcontractor, offers and agrees to assign to the awarding body all rights, title, and interest in, and to, all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Chapter 2 [commencing with Section 16700] of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, services, or materials pursuant to the public works contract or the subcontract. This assignment shall be made and become effective at the time the awarding body tenders final payment to the Contractor, without further acknowledgement by the parties.

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)].

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.

This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

BID SECURITY AND INSURANCE CERTIFICATES; PERFORMANCE AND PAYMENT BONDS: The bid must be accompanied by certified or cashier's check to be submitted to the City Clerk prior to deadline for submission of proposals (proposals will only be accepted through the online process), or bidder's bond, made payable to the AGENCY for an amount no less than ten percent (10%) of the total bid price, this can be scanned and submitted as part of the proposal. Any bid not accompanied by such a guarantee will not be considered.

The successful bidder will be required to furnish, within ten days of the written Notice of Award, insurance certificates and endorsements as described in the Bid Documents, a Performance Bond in the amount of one hundred percent (100%) of the Total Bid Price, and a Payment (Material and Labor) Bond in the amount of one hundred percent (100%) of the Total Bid Price, on the forms provided and in the manner described in the Bid Documents. Only bonds executed by an admitted surety insurer, as defined in Code of Civil Procedure Section 995.120, shall be accepted. The surety must be a California-admitted surety with a current A.M. Best's rating no less than A: VII and satisfactory to the City. If a California-admitted surety insurer issuing bonds does not meet these requirements, the insurer will be considered qualified if it is in conformance with Section 995.660 of the California Code of Civil Procedure, and proof of such is provided to the City.

ADD ALTERNATE(S): Add alternates will be awarded in the order they are listed in the bid documents.

LOWEST BIDDER: The lowest bid shall be the lowest bid price on the base contract without consideration of the prices on the additive or deductive items.

BID PROTESTS: Shall follow the City of West Hollywood's Bid Protest Procedure as found in the Municipal Code: Chapter 3.08 Purchasing System; Section 3.08.036 Bid Protest Procedure Applicable to Public Works Construction Projects.

LICENSE REQUIREMENTS: Pursuant to Section 7028.15 of the Business and Professions Code and Section 3300 of the Public Contract Code, all bidders must possess proper licenses for performance of this Contract. Contractors shall possess the following California Contractor's licenses in order to perform the Work: Class "A" - General Engineering Contractor and/or a Class B - General Building Contractor. All Subcontractors must possess the appropriate licenses for each trade subcontracted and they shall be listed on the bid documents as requested to include percentage and dollar value of work.

STANDARD SPECIFICATIONS: The Standard Specifications of the Agency are contained in the most recent edition of the STANDARD SPECIFICATIONS FOR PUBLIC WORKS CONSTRUCTION, including the all supplements, as written and promulgated by the Joint Cooperative Committee of the Southern California Chapter of

the American Public Works Association and the Southern California District of the Associated General Contractors of California. The Standard Specifications set forth above will control the General Provisions for this Contract except as amended by the Plans, General Conditions, Special Provisions, Technical Provisions, or other Contract Documents.

The City of West Hollywood reserves the right to reject any and all proposals or bids or to waive any irregularities or informalities in any bids or in the bidding should it deem this necessary for the public good, and also the bid of any Bidder who has been delinquent or unfaithful in any former contract with the City of West Hollywood and to take all bids under advisement for a period of ninety (90) days. No bidder may withdraw its bid for a period of ninety (90) days after the date from the opening thereof. The award of contract, if made, will be to the lowest responsible Bidder as determined solely by the City of West Hollywood.

BY ORDER OF the City of West Hollywood.

Yvonne Quarker
City Clerk

PLACEHOLDER

BID FORM

FOR: WEST HOLLYWOOD PARK PHASE II IMPLEMENTATION
PROJECT
DPW 14-002

CITY OF WEST HOLLYWOOD
8750 El Tovar Place
West Hollywood, California 90069

September 2016

BID TO: Ms. Yvonne Quarker
City of West Hollywood
8300 Santa Monica Boulevard
West Hollywood, California 90069
(323) 848-6408

BID FROM: _____
(Name of Firm Submitting Bid)

(Address)

(City, State and Zip Code)

_____ (Telephone No.) _____ (Date Bid Submitted)

Note: All portions of this Bid Form must be completed and signed before the Bid is submitted. Failure to do so will result in the Bid being rejected as non-responsive.

1. BIDDER'S REPRESENTATIONS

Bidder represents that a) it has the appropriate active Contractor's license required by the State of California; b) it has carefully read and examined the bidding documents for the proposed Work on this Project; c) it has examined the site of the proposed Work and all Information Available to Bidders; d) it has become familiar with all the conditions related to the proposed Work including the availability of labor, materials, and equipment. Bidder hereby offers to furnish all labor, materials, equipment, tools, transportation and services necessary to complete the proposed Work on this Project in accordance with the Contract documents for the sums quoted. Bidder further agrees that it will not withdraw its Bid within 60 days after the Bid Deadline, and that, if it is selected as the apparent lowest responsive and responsible Bidder, that it will, within 10 days after receipt of notice of selection, sign and deliver to the City the Agreement in triplicate and furnish to the City all items required by the Bidding documents. If awarded the Contract, Bidder agrees to commence the Work from the date of the Notice to Proceed and fully complete the Work within 1,146 calendar days thereafter.

2. ADDENDA

Bidder acknowledges that it is Bidder's responsibility to ascertain whether any Addenda have been issued and if so, to obtain copies of such Addenda from the City of West Hollywood's facility at the appropriate address stated on Page 1 of this Bid Form. Bidder therefore agrees to be bound by all Addenda that have been issued for this Bid.

ADDENDUM #1 Acknowledgement _____

3. Bidder acknowledges receipt of all Pre-Bid Requests for Information responses issued for this Project as distributed by Heery International, Inc. on behalf of the City of West Hollywood.

4. OTHER BID DOCUMENTS

Bidder confirms inclusion of all other bid documents:

- a. Bid Bond
- b. EEO Certification and Non-Collusion Affidavit
- c. Insurance Requirement Acknowledgement Form

5. LUMP SUM BASE BID

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(Place Lump Sum Base Bid figures in appropriate boxes.)

6. UNIT PRICES - NOT USED.

7. INSURANCE REQUIREMENTS

Bidder shall fully execute, sign and return 'Insurance Requirements' document as part of the bid proposal. Failure to submit the 'Insurance Requirements' document will be considered a non-responsive bid and the bid will be rejected.

8. SELECTION OF APPARENT LOWEST RESPONSIBLE BIDDER

The City of West Hollywood will determine the lowest responsible Bidder as specified in Instructions to Bidders subparagraph 6.3.3. The Contract will then be awarded to the responsible Bidder submitting the lowest amount so calculated, or else all bids will be rejected. The Contract Sum will be the sum of the Lump Sum Base Bid.

9. ALTERNATES

- i. **Alternate #1:** Per Specification 01 2300 1.2 #1
 - (1) Delete the Community Meeting Room structure
 - (2) Delete the CITY OF WEST HOLLYWOOD sign atop the building

Lump Sum Deduct -\$

- ii. **Alternate #2:** Per Specification 01 2300 1.2 #2
 - (1) Downsize plant initial sizes from 15-gallon to 5-gallon shrubs
 - (2) Modify 'tree porches' to eliminate custom turf berm and retaining concrete wall with integral curved bench to leg-supported curved bench
 - (3) Change horizontal children play area surface (as opposed to sloping play surfaces) from resilient surfacing to bark mulch
 - (4) Revise planting area between the Grand Stair and the Tiny Tot play area to turf (~3,000 sf)

Lump Sum Deduct -\$

10. ALLOWANCES – NOT USED.

11. LIST OF SUBCONTRACTORS

Bidder will use Subcontractors for the Work:

YES NO

If yes, provide in the spaces below (a) the name and the location of the place of business of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement,

or a subcontractor licensed by the State of California who, under subcontract to the prime contractor, specifically fabricates and install a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of ½ of 1 percent of the prime contractor’s total bid, (b) the portion of the work which will be done by each subcontractor. The prime contractor shall list only one subcontractor for each such portion as is defined by the prime contractor in its Bid.

Bidder may only contract with subcontractors that can complete the “Declaration of Subcontractor Pursuant to Government Code Section 4420,” as provided in Exhibit 15 and Article 11.1.7.2 of the General conditions. See Supplementary Conditions.

PORTION OF THE WORK ACTIVITY	SUBCONTRACTOR	
	NAME	LOCATION (City)

(Note: Add additional pages if required.)

12. LIST OF CHANGES IN SUBCONTRACTORS DUE TO ALTERNATES

Not used.

13. BIDDER INFORMATION
 TYPE OF ORGANIZATION:

(Corporation, Partnership, Individual, Joint Venture, etc.)

If a corporation, corporation is organized under the laws of the State of:

NAMES AND TITLES OF PERSONS SIGNING THE BID ON BEHALF OF
BIDDER AND ALL GENERAL PARTNERS, IF A PARTNERSHIP:

NAME OF PRESIDENT OF THE CORPORATION:

NAME OF SECRETARY OF THE CORPORATION:

CALIFORNIA CONTRACTORS LICENSE(S):

(Name of Licensee)

(Classification)	(License Number)	(Expiration Date)
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(For Joint Venture, list Joint Venture's license and licenses for all Joint Venture partners.)

TAX IDENTIFICATION NUMBER: _____

14. BIDDER'S STATEMENT OF PAST CONTRACT DISQUALIFICATIONS

Please state all instances of being disqualified, removed, or otherwise prevented from bidding on, or completing, a federal, state, or local government project.

1. Have you even been disqualified from any government contract?

Yes _____ No _____

2. If yes, explain the circumstances:

15. REQUIRED COMPLETED ATTACHMENTS

The following documents are submitted with and made a condition of this Bid:

i. Bid security in the form of _____

(Bid Bond or Certified Check)

DECLARATION

I, _____ (printed name) hereby declare that

I am the _____ (title) of

_____ (name of bidder)

submitting this Bid Form; that I am duly authorized to execute this Bid Form on behalf of Bidder; and that all information set forth in this Bid Form and all attachments hereto are, to the best of my knowledge, true, accurate, and complete as of its submission date.

I declare, under penalty of perjury, that the foregoing is true and correct and that this declaration was subscribed at _____

(location and city), County of _____, State of

_____, on _____ (date).

(Signature)

PLACEHOLDER