

**NOTICE INVITING SEALED BIDS
FOR
CONCRETE REPAIR PROGRAM– PHASE XI
CIP 2201, CDBG PROJECT NO. 602304-21
IN THE CITY OF WEST HOLLYWOOD**

PUBLIC NOTICE IS HEREBY GIVEN that the City of West Hollywood as AGENCY, invites sealed bids to be received only by submitting electronically at <http://www.weho.org/city-hall/city-departments/public-works/public-works-bids> or <http://www.planetbids.com/portal/portal.cfm?CompanyID=22761> for the above stated project and will only receive such bids no later than the hour of **10:30 AM on Thursday, December 30, 2021** at which time or thereafter said bids will be electronically opened and available online. Bids received after this time will be considered to be non-responsive.

The work to be done consists of furnishing all materials, equipment, tools, labor, and incidentals to construct concrete repairs at various locations as required by the Plans, Specifications, and Contract Documents. The general items of work included removal and replacement of broken and damaged P.C.C. sidewalks, curbs, gutters, residential driveways, intersection cross gutter, curb ramps on street corners to meet requirements of the ADA with truncated domes, and all appurtenant work as shown on the plans and delineated in these specifications.

Bids must be submitted electronically for the exact item(s) requested in the bid specifications. Copies of the plans, specifications, and contract documents are available for free from the City of West Hollywood website <http://www.weho.org/city-hall/city-departments/public-works/public-works-bids> or <http://www.planetbids.com/portal/portal.cfm?CompanyID=22761>

Each bid submitted electronically is required to be accompanied by the Proposal Documents; Proposal, Bidder's Information, Proposal Bid Schedule (enter Online), List of Subcontractors (enter online), Registration with the Calif. Dept. of Industrial Relations, References, Designator of Sureties, Certification of Compliance with Equal Opportunity Clause and Filing of Required Reports, Non-Collusion Affidavit, Bid Bond, Bidder's Violation of Law/Safety Questionnaire, Certificate of Non-Discrimination by Contractors, Statement Acknowledging Penal & Civil Penalties Concerning Contractors' Licensing Laws, County Lobbyist Certification, Federal Lobbyist Certification, Non-Segregated Facilities Certification, HUD Report of Additional Classification Rate, Equal Employment Opportunity Commitment, Qualitative Efforts for Contractors, Section 3 Business Concern Certification, Worker's Compensation Certification, Section 3 Equal Opportunity Plan, Section 3 Worker Certification, Targeted Section 3 Worker Certification, Section 3 Policy for Public Housing Financial Assistance and Housing and Community Development Financial Assistance, Declaration of Intent to Comply with Section 3 Requirements, Local Agency Bidder DBE Commitment, DBE Information – Good Faith Efforts, Fringe Benefit Statement, Certification of Understanding and Authorization, and all additional documentation required by the Instructions to Bidders. Bids must be submitted on the Agency's bid forms.

The bid must be accompanied by certified or cashier's check, or bidder's bond, made payable to the AGENCY for an amount no less than five percent (5%) of the total bid price. Any proposal not accompanied by such a guarantee will not be considered.

Section 3 Statement: This is a HUD Section 3 Contract and all bidder/proposers must demonstrate responsiveness to Section 3 requirements by declaring an intent to comply with Section 3 requirements. To demonstrate responsiveness, the bidder/proposer must submit a Declaration of Intent to Comply with Section 3 Requirements with their bid/proposal. Bidders/Proposers failing to commit to complying with the Section 3 requirements shall be grounds for finding the Bidder/Proposer non-responsive and shall not receive further consideration for a contract award.

A Pre-Bid Meeting/Job Walk will be held to discuss the [RFQ/IFB/RFP/RFSQ] and [Section 3 and/or Living Wage] Requirements. LCA staff will respond to questions from potential Bidders. All potential Bidders are **highly recommended** to attend this meeting.

The meeting is scheduled as follows: **A Section 3 pre-bid virtual meeting will be held on Thursday, December 16, 2021, at 1:30 PM** (https://teams.microsoft.com/l/meetup-join/19%3ameeting_YjE4YjdmNjktNWMzYy00MTNkLTlhZTEtMmFLOGQ5ZTMzZDkw%40thread.v2/0?context=%7b%22Tid%22%3a%220432d4aa-7c0a-41be-aa40-f696e053e546%22%2c%22Oid%22%3a%22e8fc0b4d-9161-4842-942a-14fb0602c486%22%7d)

Or call in (audio only)

+1 323-553-3576,,52588753# United States, Los Angeles
Phone Conference ID: 525 887 53#

Although the pre-bid meeting is not mandatory, it will be an opportunity for all bidders to receive explanation of the Federal Labor Standards Provisions and the prevailing wage requirements of the Davis-Bacon and Related Acts, as well as the Section 3 goals and requirements.

For additional information and assistance with Section 3 requirements contact our Section 3 Coordinator, Mila Sologub (323) 848-6338.

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 from the California Department of Industrial Relations website at <http://www.dir.ca.gov>.

Furthermore, this is a federally-assisted construction project. Federal Labor Standards Provisions, including the prevailing wage requirements of the Davis-Bacon and Related Acts will be enforced. The Federal minimum wage rates are available in Appendix F, as well as directly from the Department of Labor Internet website <http://www.wdol.gov>. In the event of a labor dispute, with Federal and State wage rates are in conflict, the higher of the two will prevail.

The wage rates for any classification not listed by the Federal Department of Labor and/or California Department of Industrial Relations, but which may be required to execute the proposed contract, shall be in accordance with the specified rates for similar or comparable classifications for those performing similar or comparable duties, within the agencies determinations.

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.

All contractors and subcontractors bidding and performing work on Public Works Projects must register on an annual basis with the California Department of Industrial Relations. In accordance with Labor Code Section 1771.1(a) A contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, or engage in the performance of any contract for public work, as defined in this chapter, unless currently registered and qualified to perform public work pursuant to Section 1725.5.

This is a HUD Section 3 construction contract, and all bidders must commit to employ low-income residents from the local community to achieve the Section 3 goals and to be considered a Section 3 responsive bidder. A bidder who is not responsive to Section 3 requirements shall be considered a non-responsive bidder to this Invitation for Bids.

This Community Development Block Grant (CDBG) funded project has a Disadvantaged Business Enterprise (DBE) goal for minority participation in each trade of 28.3%, and a goal for female participation in each trade of 6.9%. Good faith efforts to meet these goals shall be documented and retained with records for this project. Achieving the DBE percentages established for this contract is encouraged and is neither a condition of award nor an issue of responsiveness. However, it is the policy of the City of West Hollywood, to provide the maximum opportunity for DBE firms to compete on its federally assisted contracts.

The AGENCY will deduct a 5-percent retention from all progress payments as specified in Section 9-3.2 of these specifications.

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.

The bid must be accompanied by certified or cashier's check, or bidder's bond, made payable to the AGENCY for an amount no less than five (5) percent of the total bid price.

The successful bidder shall be licensed in accordance with provisions of the Business and Professions Code and shall possess a **State Contractor's License Class A** at the time this contract is awarded.

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
Melissa Crowder, City Clerk

AFFIDAVIT OF POSTING

State of California)
County of Los Angeles)
City of West Hollywood)

I declare under penalty of perjury that I am employed by the City of West Hollywood in the Office of the City Clerk, and that this document was posted on:

Date: December 9, 2021
Signature: \\Alyssa T. Poblador\
Office of the City Clerk