

## NOTICE INVITING BIDS

Sealed bids will be accepted by Los Angeles County Public Works, Project Management Division III, for the curb ramp improvements, bulb outs, sidewalk improvements, road surfacing, and the performance of other appurtenant work under Project ID No. RDC0016316, Los Nietos Safe Routes to School Phase II, in unincorporated communities of Los Nietos and West Whittier.

The bids must be submitted on the proposal forms included in the bidder's package of the contract documents. The contract documents for this project may be downloaded free of charge by visiting the Los Angeles County Public Works Business Opportunities website:

<http://pw.lacounty.gov/general/contracts/opportunities>

The bids must be submitted electronically using Bid Express, [www.BidExpress.com](http://www.BidExpress.com), before 11 a.m. on Tuesday, December 6, 2022, and no bids may be submitted after that date and time. Registration instructions and the fee schedule for Bid Express are included in the Instructions to Bidders. **Paper bids will not be accepted.** The bids will be opened through a webcast immediately after the specified closing time. Bidders may participate in the public bid opening by visiting the Los Angeles County Public Works Business Opportunities website, selecting the project and clicking on the Microsoft Teams Online Bid Opening Webcast.

The work shall be done in accordance with the Plans and Specifications on file and open for inspection at Public Works. The work is estimated to cost between \$1,700,000 and \$2,500,000 and shall be completed in 80 working days. The prime contractor shall possess a valid California Class A contractor's license. Prebid questions regarding the Plans and Specifications shall be submitted via email only to: Ms. Agnes Nguyen at [agnguyen@pw.lacounty.gov](mailto:agnguyen@pw.lacounty.gov). **Prebid questions will not be accepted after 5 p.m. on Monday, November 28, 2022.**

The successful bidder must comply with Chapter 2.212 (COVID-19 Vaccinations of County Contactor Personnel) of County Code Title 2 - Administration, Division 4 as a condition of performing work under the contract. Bidders are advised to review the requirements of Chapter 2.212 (COVID-19 Vaccinations of County Contactor Personnel) and the sample contract requirements prior to submitting a bid.

Each bid must be accompanied by a surety bond payable to County of Los Angeles in an amount equal to at least 10 percent of the bid to guarantee that the bidder will enter into the contract if it is so awarded.

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.

All persons performing the work shall be paid not less than the General Prevailing Wage Determination prepared by the Director of Industrial Relations pursuant to the State Labor Code. Copies of these wage rates are available at Public Works.

Furthermore, minimum Davis-Bacon Act Wage Determinations for this project as predetermined by the Secretary of Labor (Federal) are set forth in the Special Provisions. Davis-Bacon Act Wage Determinations can be found on the following website address:

<https://www.sam.gov>

If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and the applicable prevailing wage rates per the Director of Industrial Relations for similar classifications of labor, the contractor and its subcontractors shall pay not less than the higher wage rate.

The rate of compensation for any classification not listed in the schedule, but which may be required to execute the contract, shall be commensurate and in accordance with the rates specified for similar or comparable classifications or for those performing similar or comparable duties.

The Disadvantaged Business Enterprise (DBE) goal for this contract is 15 percent.

The County hereby notifies all bidders that it will affirmatively ensure that minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, religion, sex, or national origin in consideration for award of any contract entered into pursuant to this advertisement.

The County, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION TO ENSURE EQUAL  
EMPLOYMENT OPPORTUNITY (EXECUTIVE ORDER 11246)

The goals for minority and female participation, expressed in percentage terms for the contractor's aggregate workforce in each trade on all construction work in the covered area, are as follows:

Goals for Minority Participation in Each Trade 28.3%	Goals for Female Participation in Each Trade 6.9%
---	--

These goals are applicable to all the contractor's construction work (whether or not it is Federal or Federally assisted) performed in the covered area.

The contractor's compliance with the Executive Order and the regulations in 41 CFR, Part 60-4, shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR, Part 60-4.3(a), and its efforts to meet the goals. The hours of minority and female employment and training must be substantially uniform throughout the length of the contract, and in each trade, and the contractor shall make a good faith effort to employ minorities and females evenly on each of its projects. The transfer of minority or female employees or trainees from contractor to contractor or from project to project for the sole purpose of meeting the contractor's goals shall be a violation of the contract, the Executive Order, and the regulations in 41 CFR, Part 60-4. Compliance with the goals will be measured against the total work hours performed.

The contractor shall provide written notification to the Director of the Office of Federal Contract Compliance Programs within ten working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of the subcontract; and the geographical area in which the contract is to be performed.

As used in this Notice, and in the contract resulting from this solicitation, the "covered area" is the County of Los Angeles.

This contract is subject to the "Buy America" provisions of the Surface Transportation Assistance Act of 1982 as amended by the Intermodal Surface Transportation Efficiency Act of 1991.

The successful bidder must provide full disclosure of False Claims Act violations, labor law/payroll violations, debarments, and civil/criminal legal actions as provided in the

Instructions to Bidders. Failure to complete these forms may result in a determination that the bidder is nonresponsive and/or not responsible.

The contract, if awarded, will be awarded to a responsible contractor with the lowest responsive bid; however, the Board of Supervisors reserves the right to reject any and all bids. Due to the requirements of the use of Federal funds on this project, no Local Small Business Enterprise preference will be applied to this project as defined in County Code 2.204.

A responsible contractor is one who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the contract. It is the County's policy to conduct business only with responsible contractors.

The County maintains the Contractor Alert Reporting Database (CARD), which is used to track/monitor poorly performing contractors. When a County department identifies a significant performance/non-compliance issue(s) with a contractor, the department will provide notice to the contractor and will give the contractor an opportunity to correct the issue(s). If the contractor does not take any appropriate steps to correct the issue(s), the County department will enter the contractor, along with any other relevant information pertaining to the contractor's performance issue(s), into CARD.

The information entered into CARD can be accessed by all County departments, and will be used, along with any other relevant information not included in CARD, in determining bidder responsibility. If a department reviews this information and determines that a finding of non-responsibility should be pursued, the department will adhere to the guidelines specified in the Los Angeles County Code, Chapter 2.202 and the County's Implementation Procedures for Determinations of Contractor Non-Responsibility and Contractor Debarment.

The Contractor Development and Bonding Program (CDABP) is administered by the Chief Executive Office of the County of Los Angeles for all County Construction Contracting Departments. The CDABP provides a broad range of contractor technical assistance, training, and support in qualifying for bonds, as well as contract financing for County awarded contracts. The CDABP assistance is available to you prime and subcontractors. The CDABP is a County funded resource designed to reduce the barriers to small and diverse firms seeking to bid and contract on County projects. Additional information on the CDABP is included in the Special Provisions.

The successful bidder will be required to fully comply with all applicable State and Federal reporting requirements relating to employment reporting for its employees and comply with all lawfully served Wage and Earnings Assignment Orders and Notice of Assignment and continue to maintain compliance throughout the duration of the contract. Failure to comply may be cause for termination of the contract or initiation of debarment proceedings.

The contract is subject to the requirements of the County of Los Angeles' Defaulted Property Tax Reduction Program (Defaulted Tax Program), Los Angeles County Code, Chapter 2.206. Bidders should carefully read the Defaulted Tax Program Ordinance. The Defaulted Tax Program applies to both contractors and their subcontractors.

Bidders will be required to certify that they are in full compliance with the provisions of the Defaulted Tax Program and shall maintain compliance during the term of the contract, or shall certify that they are exempt from the Defaulted Tax Program by completing a certification of compliance with the County's Defaulted Property Tax Reduction Program. In accordance with Los Angeles County Code, Chapter 2.202, failure to maintain compliance with the Defaulted Tax Program or to cure defects within the time specified may be cause for termination of the contract and/or initiation of debarment proceedings against the noncompliant contractor.

Bids that fail to comply with the certification requirements of the Defaulted Tax Program will be considered nonresponsive and excluded from further consideration.

The successful bidder will be required to submit a Faithful Performance bond, payment bond, and liability and worker's compensation insurance with the contract.

As provided for in Section 22300 of the State Public Contract Code, the contractor may substitute securities for any monies withheld by Public Works to ensure performance under the contract or enter into an escrow agreement for payment of such monies to an escrow agent.

Each person by submitting a response to this Notice Inviting Bids certifies that such bidder and each County lobbyist and County lobbying firm, as defined by Los Angeles County Code, Section 2.160.010, retained by the bidder, is in full compliance with Chapter 2.160 of the Los Angeles County Code.

Para mas informacion con relacion a esta noticia, por favor llame a este numero (626) 458-3118. Nuestras horas de oficina son de 7 a.m. a 5:30 p.m. de Lunes a Jueves.

The County supports and encourages equal opportunity contracting.

By order of the Board of Supervisors of the County of Los Angeles, State of California.

Dated November 1, 2022.

Celia Zavala  
Executive Officer of the  
Board of Supervisors

JAL

\\Pw01\pwpublic\ddpub\Specifications\Admin\Contract Documents\Notice Inviting Bids and Legal Advertisement\NIB FHWA (12-15-21) 2018 Format.docx