

## NOTICE INVITING BIDS

Notice is hereby given that the Town Council of the Town of Loomis, State of California, will receive sealed bids at the office of the Town Clerk of said Town, Town Hall, 3665 Taylor Road, Loomis, California 95650, for:

### **Loomis Town Center Implementation Plan - Phase 3**

Bids must be received prior to the Bid Opening on April 16 at 3:00 PM at Loomis Town Hall. Each bidder must submit a proposal to the Town Clerk on standard forms which are contained in the project specifications. Said proposal to be accompanied by a certified check or bidder's bond of ten percent of the amount of the bid submitted, to be made payable to the Town of Loomis.

Before submitting a Bid, each Bidder will, at Bidder's own expense, make or obtain any additional examinations, investigations, explorations, tests, and studies and obtain any additional information and data which pertain to the physical conditions (surface, subsurface, and underground utilities) at or contiguous to the site or otherwise which may affect cost, progress, or performance of the Work and which the Bidder deems necessary to determine its Bid for Performing the Work in accordance with the time, price, and other terms and conditions of the Contract.

The bidder is required to examine carefully the site of the work, and the proposal, plan, specifications and contract forms for the work contemplated, and it will be assumed that the bidder has investigated and is satisfied as to the conditions to be encountered, as to the character and quality of work to be performed and materials to be furnished, and as to the requirements of the specifications, the special provisions and the contract. It is mutually agreed that the submission of a proposal shall be considered prima facie evidence that the bidder has made such examination.

**The Town of Loomis is aware, but does not know the exact locations, of subsurface conditions such as ground water, shallow rock outcroppings and existing concrete/metal structures or pipes. The Contractor shall make himself or herself aware of these conditions for each scope of work and make Town aware of the findings prior to beginning work. If the contractor does not make Town aware of these type of conditions, the Town will not be responsible for additional costs due to rock removal, de-watering, additional labor, off-site removal and/or any other subsurface work. Should the condition cause a delay in the scheduled work, the Town Engineer may grant additional working days.**

Site is available for examination by prospective bidders at all times.

More than one Bid from an individual, firm, partnership, corporation, or association under the same or different names will not be considered. If the Town of Loomis believes that any Bidder is interested in more than one Bid for the Work contemplated, all Bids in which such Bidder is interested will be rejected. If the Town of Loomis believes that collusion exists among the Bidders, all Bids will be rejected. A party who has quoted prices to a Bidder is not hereby disqualified from quoting prices to other bidders, or from submitting a Bid directly for the Work.

In the event there are unit price bid items in a Bidding schedule and the amount indicated for a unit price bid item does not equal the product of the unit price and quantity, the unit price shall govern and the amount will be corrected accordingly, and the Bidder shall be bound by said correction. In the event there is more than one Bid item in a Bid Schedule and the total indicated for the Schedule does not agree with the sum of the prices Bid on the individual items, the prices Bid on the individual items shall govern and the total for the schedule will be corrected accordingly, and the Bidder shall be bound by said correction.

Unauthorized conditions, limitations or provisions attached to the Bid shall render it non-responsive and cause its rejection. The completed Bid forms shall be without blanks, interlineations, alterations, or erasures in the printed text. Alternative Bids will not be considered unless called for. Oral, telegraphic, or telephonic Bids or modifications will not be considered.

Plans and specifications, to which all prospective bidders are referred, are available in the office of the Town Engineer, Town Hall. A charge of **\$35.00** (sales tax included) will be made for a complete set of plans and specifications, which is nonrefundable. Checks should be made payable to the Town of Loomis.

The Town Council reserves the right to reject any or all bids and to determine which proposal is in its opinion the lowest responsive bid of a responsible Bidder, and that which it deems in the best interest of the Town of Loomis to accept. The Town Council also reserves the right to waive any informalities not material to cost or performance in any Proposal or Bid.

All bidders may be required to furnish a sworn statement of their financial responsibility, technical ability, and experience before award is made to any particular bidder. The Bidder is required, in accordance with the California Labor Code, if awarded the contract, to secure the payment of compensation to its employees.

Contractor and subcontractors who may be awarded a contract will be required to maintain an affirmative action program, the standards of which are contained in the Standard Specifications.

Notice is hereby given that pursuant to Section 1770, et. seq., of the California Labor Code, the Contractor shall pay not less than the prevailing rate of per diem wages as determined by the Director of California Department of Industrial Relations.

The Contractor shall forfeit, as penalty to the Town, twenty-five dollars (\$25.00) for each day or portion thereof, for each workman paid less than the stipulated prevailing rates for any work done under the contract by him or by any subcontractor under him, in violation of the provisions of such Labor Code. The provisions of Section 1775 of said Labor Code shall be complied with.

Notice is also hereby given that all bidders may be required to furnish a sworn statement of their financial responsibility, technical ability and experience before award is made to any particular bidders. Before submitting bids, Contractor shall be licensed in accordance with the provisions of Section 7000 through 7145, inclusive, of the Business and Professions Code of the State of California. The successful Contractor will be required to furnish two acceptable surety bonds; one for faithful performance and the other for labor and materials. Each bond is to be executed in a sum equal to one hundred percent (100%) of the contract price. The successful Contractor will be required to obtain a business license from the City and pay related fees.

A Class "A" or C12 Contractor's License is required to complete this project. No bidder may withdraw his bid for a period of forty-five (45) days after the date set for the opening thereof.

Brit Snipes, Town Engineer