



CITY OF PETALUMA

POST OFFICE BOX 61
PETALUMA, CA 94953-0061

ADDENDUM NO. 1

North McDowell Boulevard Complete Streets Project City Project Number C16102147

July 28, 2022

This Addendum No. 1 modifies the Bidding Documents for the North McDowell Boulevard Complete Streets Project, City Project Number C16102147. This Addendum shall become part of the Contract and all provisions of the Contract shall apply thereto. Bidders shall acknowledge all Addendums in the Bid Schedule.

NOTICE INVITING BID CHANGE

Refer to page 1, item 2 of the Notice of Inviting Bids. The Bids will be ~~publicly~~ opened and ~~read at 2:00 PM (enter time) on June 9th, 2022~~ **read at 2:00 PM (enter time) on Thursday, August 11, 2022**, at the ~~above-mentioned~~ office of the CITY. The CITY reserves the right to postpone the date and time for opening of Bids at any time prior to the aforesaid date and time.

The following paragraphs of the "Notice Inviting Bids" will be modified as described.

1. RECEIPT OF BIDS: Bids for this project will be submitted by email before 2:00 PM on **Thursday, August 11, 2022**. The emailed bid will include all of the completed documents found in the BID FORMS section of the Contract Documents. The bids will be emailed to: CITYCLERK@cityofpetaluma.org. **Note:** Please limit emailed bid file size to 15MB. If needed the respondent may submit multiple emails so long as they are properly labeled and submitted **before** the above-stated time. The email subject line will be "North McDowell Boulevard Complete Streets Project (C16102147)". The response email from the City Clerk will indicate the time stamp of the bid receipt.

2. Original copies of the Sealed Bids will be sent by standard United States Postal Service (USPS) mail services and received by the mail clerk at 11 English Street, Petaluma CA 94952. The Sealed Bids will be postmarked at USPS not later than the date of **August 11, 2022**. Sealed Bids postmarked after **August 11, 2022**, may not be considered. The Sealed Bids sent via USPS will include all of the original signed and sealed documents included in the Bid Form section of the Contract Documents. This packet will be clearly marked on the outside of the package "North McDowell Boulevard Complete Streets Project (C16102147)".

OPENING OF BIDS: The emailed bids will be opened by the Project Manager and the City Clerk. The bids will be documented on the Bid Result template with the name of the bidding contractor and ranked by the Base Bid dollar amount. The Bid results will be posted on the City's webpage at <https://cityofpetaluma.org/bid-opportunities-2/>

Teresa Barrett
Mayor

Brian Barnacle
D'Lynda Fischer
Mike Healy
Dave King
Kevin McDonnell
Dennis Pocekay
Councilmembers

Public Works & Utilities

City Engineer
11 English Street
Petaluma, CA 94952
Phone (707) 778-4303

Environmental Services
Ellis Creek Water
Recycling Facility
3890 Cypress Drive
Petaluma, CA 94954
Phone: (707) 776-3777
Fax: (707) 656-4067

Parks & Facility
Maintenance
840 Hopper St. Ext.
Petaluma, CA 94952
Phone (707) 778-4303
Fax (707) 206-6065

Transit Division
555 N. McDowell Blvd.
Petaluma, CA 94954
Phone (707) 778-4421

Utilities & Field Operations
202 N. McDowell Blvd.
Petaluma, CA 94954
Phone (707) 778-4546
Fax (707) 206-6034

E-Mail: publicworks@cityofpetaluma.org

NOTICE INVITING BID SECTION ADDITIONS AND UPDATE

The following two (2) paragraphs, #18 and #19 will be added to the “Notice Inviting Bids” as described.

18. FINDING OF SUBSTANTIAL COMPLEXITY

Pursuant to Public Contract Code section 7201(b)(3) the CITY’s Public Work’s Director has found that the WORK is substantially complex due to:

1. The amount of technical and scientific knowledge needed to complete the project
 - a. New and novel technology
 - b. Dependence on technological processes
2. The number of resources needed to complete the project including number of days, workers, and labor
3. The urgency for project completion
4. The number of tasks needed to complete the project
5. Number of organizational stakeholders needed to satisfy
6. The environmental complexity
 - a. Complicated geological conditions
 - b. Changing conditions;
7. The Federal Aviation Administration Grant Funding Requirements

and therefore, this is a unique project that is not regularly performed and requires a higher retention amount than 5 percent.

Notwithstanding Public Contract Code Section 7201 or any other law or regulation that purports to provide otherwise, public contracting is a quintessential municipal affair, subject to charter cities’ home rule power, and the California Constitution grants charter cities supreme authority over municipal affairs, which include public works, procurement, and the mode of municipal contracting (see, Public Contract Code Section 1100.7 and e.g., *Bishop v. City of San Jose* (1969) 1 C3d 56).; and it is the courts, not the legislature, that determines which matters are municipal affairs (see, e.g., *California Federal Savings and Loan v. City of Los Angeles* (1991) 54 C3d 1); and

Article X, Section 67 of the Petaluma Charter provides in pertinent part:

“ . . . no progressive payments can be provided for or made at any time which, with prior payments, if there have been such, shall exceed in amount at that time ninety percent of the value of the labor done and the materials used up to that time, and no contract shall provide for or authorize or permit the payment of more than ninety percent of the contract price before the completion of the work done under said contract and the acceptance thereof . . . ; and”

City charters are documents of limitation and a restriction on the City Council’s powers imposed by the voters (see, e.g., *City of Glendale v. Trondsen* (1957) 48 C2d 93) and, as a result, the City Council’s contracting power is limited by the retention requirement in Article X, Section 67, and the City Council and City staff lack the power to provide for public works contract retention other than as specified in the City Charter.

19. GOVERNMENT CODE SECTION 1090

The successful Bidder may be precluded from competing for, or participating in, subsequent contracts that result from or relate to the Work performed pursuant to this Bid. The ethics laws that apply to the City and all its consultants, contractors, and vendors include California Government Code Section 1090 and following, which prohibits government officials, employees, and contractors from participating in making

government contracts in which the official, employee or contractor has a financial interest. Because City contractors always have a financial interest in their City contracts, the Section 1090 prohibition regarding City contractors focuses on whether a contractor is or would be "making a government contract" in a quasi-governmental capacity for purposes of Section 1090. Section 1090 prohibits City contractors from using their role as a contractor to influence how the City spends the public's funds in a way that benefits the contractor. For example: if a City contractor prepared a scope of work the City intended to release to solicit proposals to perform the scope of work, that contractor would most likely be prohibited from being awarded a contract to perform that scope of work, because preparation of the scope of work could influence the spending of City funds in a way that benefits the contractor. Similarly, if a City contractor prepared Plans Specifications and Estimates for a publicly-bid construction project or played a role in developing the scope for a construction project, such as through performing site analysis, environmental studies or CEQA or NEPA documents for the project, the consultant would most likely be prohibited from being awarded a contract to build the project, or to provide construction management services for the project. Penalties for violating Section 1090 are severe, and may include felony criminal penalties, permanent disqualification from holding public office in California, disgorgement of any benefit received by the financially interested contractor, civil and administrative penalties, and voiding of the prohibited contract.

The following paragraph of the "Notice Inviting Bids" will be modified as described.

~~18-20.~~ **CITY'S RIGHTS RESERVED:** The CITY reserves the right to reject any or all bids, to waive any minor irregularity in a bid, and to make awards to the lowest responsive, responsible bidder as it may best serve the interest of the CITY.

BID SCHEDULE: The Bid Award will be based on the Base Bid plus Additive Alternative 1 Signal Interconnect. See attached revised Bid Schedule.

QUESTIONS AND ANSWERS

Q: *What is the engineer's estimate for the project?*

A: The engineer's Base Bid estimate for the project is \$7,980,000.00.

Q: *What is the EE for each of the Alternates?*

A:

Bid Alt 1: \$520,000
Bid Alt 2: \$1,525,000
Bid Alt 3: \$2,919,000
Bid Alt 4: \$228,400

Q: *Confirm the bid award basis.*

A: The Bid Award will be the Base Bid plus Bid Alt 1. See revised BID SCHEDULE.

Q: *Per the Public contract Code 10180, the City is required to publicly open the sealed bids on the day named in the public notice. Can we expect a public opening on August 4th shortly after 2pm?*

A: See notice inviting bid change page one of Addendum #1. The bid due date is extended to August 11 at 2pm.

Q: *There are several bid items for Relocate Utility Pole. The poles that are within the project appear to have PG&E/Telephone/TV utilities attached and would be relocated by them. If there are other utility poles to be relocated, please indicate where these poles are located, the plans do not show these poles.*

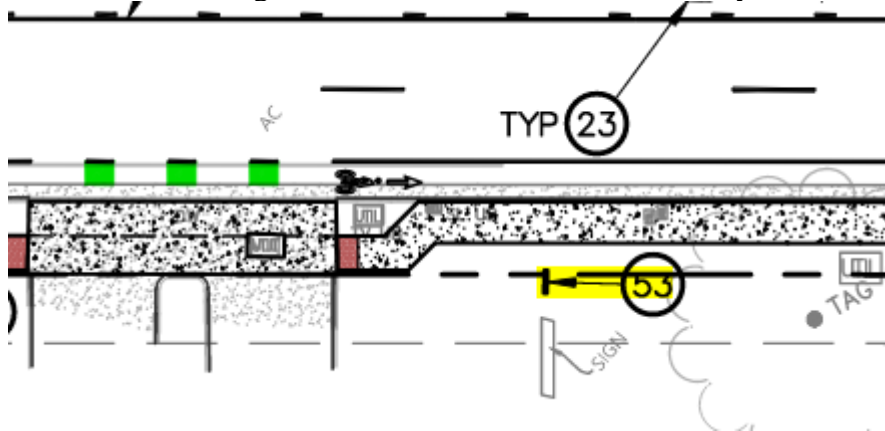
A: There is no utility pole relocation. The scope of work will be for coordinating with the owner of the pole to hold the pole in place while work is done around the pole (keynote 8 on the drawings). See revised Bid Schedule.

Q: *According to the project schedule (section 30E), work related to the Full Depth Reclamation and Asphalt Paving shall be completed between June 6th 2022 and August 15th 2022.*

A: Section 30E Schedule is removed and no longer applies.

Q: *The plans do not show the location for Relocate Monument Sign #25.*

A: The location for Monument Sign #25 is called out on sheet ST-6, keynote 53.



ST-6, keynote 53



Google streets view of Monument Sign #25

Q: *There are large areas of new sidewalk that will be installed in where sidewalk doesn't exist. How does the earthwork excavation get paid?*

A: Excavation will be paid as part of the Minor Concrete-Sidewalk line item per Technical Specifications section 400F Measurement and Payment, Minor Concrete – Sidewalk. This section includes excavation, grading and conforms to existing grades.

Q: *There are locations where new medians get installed, how does the Roadway Excavation get paid. Also, there are areas where new curb returns are extended out into the existing AC area, how does this Roadway Excavation get paid? Existing concrete does not exist in these areas?*

A: The line items for Minor Concrete all indicate that “excavation” is included in those payment items. Therefore, roadway excavation will be paid as part of the Minor Concrete (curb and gutter and/or median curb) line items.

Q: How do the curb ramps get paid?

A: Curb ramps are paid for as part of Minor Concrete – Sidewalk and Minor Concrete – Curb and Gutter. There is a separate payment item for the truncated domes. All of this is covered in Section 400, there it is noted that the ramps are considered part of “minor concrete”.

Summary of Changes: Bids will be emailed to the City Clerk, and original copies of the sealed bids will be mailed in. The “Notice Inviting Bids” and “BID SCHEDULE” has been updated as stated above. Some project questions have been answered above. All other items of the bid documents shall remain unchanged.

City of Petaluma,

A handwritten signature in blue ink that reads "Ken Eichstaedt". The signature is written in a cursive style with a long horizontal stroke extending to the right.

Ken Eichstaedt, P.E, T.E.
Senior Traffic Engineer
Public Works & Utilities Department

A signed copy of this Addendum and the attached acknowledgment form shall be attached to the bid proposal. Failure to do so may cause rejection of your bid as being non-responsive.

ADDENDUM NO. 1

**North McDowell Boulevard Complete Streets Project
City Project Number C16102147**

July 28, 2022

ACKNOWLEDGEMENT

Receipt of Addendum No. 1 is hereby acknowledged by _____
(Contractor's Name)
on the _____ day of _____, 2022.

By: _____
Signature

Title

Company



BID SCHEDULE

BASE BID
ROAD WORK, CURB RAMPS AND LIMITED GAP CLOSURE BETWEEN OLD REDWOOD
AND SMART TRACKS

Item No.	Description	Estimated Quantity	Unit	Unit Price	Total Price
1	MOBILIZATION/DEMobilIZATION	1	LS		
2	TRAFFIC CONTROL	1	LS		
3	STORM WATER MANAGEMENT AND EROSION CONTROL	1	LS		
4	TREE REMOVAL	5	EA		
5	LANDSCAPE WALL REMOVAL	10	LF		
6	MINOR CONCRETE - VERTICAL CURB	745	LF		
7	MINOR CONCRETE - CURB AND GUTTER	1375	LF		
8	MINOR CONCRETE - SIDEWALK	13465	SF		
9	MINOR CONCRETE - REINFORCED CONCRETE SIDEWALK	1880	SF		
10	MINOR CONCRETE - 8" MEDIAN CURB	210	LF		
11	MINOR CONCRETE - RETAINING WALL	370	LF		
12	MINOR CONCRETE - VALLEY GUTTER	1085	SF		
13	SIDEWALK CONFORM GRINDING	500	SF		
14	VEHICULAR CONCRETE	3885	SF		
15	TRUNCATED DOME PANELS (3'X5')	66	EA		
16	TRUNCATED DOME PANEL INSTALL	2	EA		
17	12" AC FULL DEPTH CONFORM	165	TON		
18	END OF PAVEMENT REHABILITATION CONFORM	2450	SY		
19	6" COLD PLANING/GRINDING	43940	SY		
20	CCPR AC OVERLAY	11120	TON		
21	GLASGRID	43940	SY		
22	AC OVERLAY	3710	TON		
23	6" GRIND DIGOUT	6460	TON		
24	PEDESTRIAN BARRICADE	40	LF		
25	RELOCATE MONUMENT SIGN	1	EA		
26	RELOCATE SIGN	2	EA		
27	FLASHING BEACON SYSTEM (RRFB)	1	LS		
28	PAVEMENT MARKINGS	7260	SF		
29	FIRE HYDRANT RETROREFLECTIVE MARKER	30	EA		
30	BIKE LANE STRIPING, GREEN	12180	SF		
31	DETAIL 9	11250	LF		
32	DETAIL 21	1680	LF		
33	DETAIL 32	5160	LF		
34	DETAIL 38	2400	LF		
35	DETAIL 39	12220	LF		
36	DETAIL 39A	3240	LF		
37	OBJECT MARKER (TYPE K-1)	9	EA		
38	ADJUST EXISTING UTILITY BOX TO GRADE	42	EA		
39	ADJUST EXISTING VALVE COVER TO GRADE	93	EA		
40	ADJUST EXISTING MANHOLE TO GRADE	29	EA		
41	ADJUST OR REPLACE EXISTING MONUMENT COVER TO GRADE	8	EA		



42	ADJUST EXISTING UTILITY TO GRADE - COORDINATE W/ UTIL OWNER	8	EA		
43	RELOCATE LIGHT POLE	16	EA		
44	RELOCATE FIRE HYDRANT	6	EA		
45	RELOCATE UTILITY POLE	3	EA		
46	RELOCATE BACKFLOW PREVENTER	1	EA		
47	TRAFFIC SIGNAL AND LIGHTING SYSTEM	1	LS		
48	CLEARANCE PRUNING	1	LS		

Total Base Bid \$ _____

ADDITIVE ALTERNATIVE 1
SIGNAL INTERCONNECT

Item No.	Description	Estimated Quantity	Unit	Unit Price	Total Price
1	MOBILIZATION/DEMObILIZATION	1	LS		
2	TRAFFIC CONTROL	1	LS		
3	SIGNAL INTERCONNECT	1	LS		

Total Alt 1 Bid \$ _____

ADDITIVE ALTERNATIVE 2
ADDITIONAL GAP CLOSURE BETWEEN OLD REDWOOD AND SMART TRACKS

Item No.	Description	Estimated Quantity	Unit	Unit Price	Total Price
1	MOBILIZATION/DEMObILIZATION	1	LS		
2	TRAFFIC CONTROL	1	LS		
3	STORM WATER MANAGEMENT AND EROSION CONTROL	1	LS		
4	TREE REMOVAL	6	EA		
5	LANDSCAPE WALL REMOVAL	35	LF		
6	MINOR CONCRETE - VERTICAL CURB	55	LF		
7	MINOR CONCRETE - CURB AND GUTTER	890	LF		
8	MINOR CONCRETE - SIDEWALK	15985	SF		
9	MINOR CONCRETE - RETAINING WALL	1200	LF		
10	VEHICULAR CONCRETE	2995	SF		
11	TRUNCATED DOME PANELS (3'X5')	12	EA		
12	12" AC FULL DEPTH CONFORM	90	TON		
13	RELOCATE SIGN	8	EA		
14	ADJUST EXISTING UTILITY BOX TO GRADE	47	EA		
15	ADJUST EXISTING UTILITY TO GRADE - COORDINATE W/ UTIL OWNER	10	EA		
16	RELOCATE LIGHT POLE	10	EA		
17	RELOCATE FIRE HYDRANT	5	EA		
18	RELOCATE UTILITY POLE	3	EA		
19	RELOCATE BACKFLOW PREVENTER	3	EA		
20	INSTALL CATCH BASIN	1	EA		

Total Alt 2 Bid \$ _____



ADDITIVE ALTERNATIVE 3
IMPROVEMENTS BETWEEN SMART TRACKS AND SUNRISE

Item No.	Description	Estimated Quantity	Unit	Unit Price	Total Price
1	MOBILIZATION/DEMobilIZATION	1	LS		
2	TRAFFIC CONTROL	1	LS		
3	STORM WATER MANAGEMENT AND EROSION CONTROL	1	LS		
4	FENCE REMOVAL	15	LF		
5	TREE REMOVAL	17	EA		
6	MINOR CONCRETE - VERTICAL CURB	100	LF		
7	MINOR CONCRETE - CURB AND GUTTER	1310	LF		
8	MINOR CONCRETE - SIDEWALK	4520	SF		
9	MINOR CONCRETE - 8" MEDIAN CURB	730	LF		
10	MINOR CONCRETE - VALLEY GUTTER	70	SF		
11	VEHICULAR CONCRETE	4285	SF		
12	TRUNCATED DOME PANELS (3'X5')	12	EA		
13	12" AC FULL DEPTH CONFORM	720	TON		
14	END OF PAVEMENT REHABILITATION CONFORM	965	SY		
15	5" COLD PLANING/GRINDING	12820	SY		
16	CCPR AC OVERLAY	2520	TON		
17	GLASGRID	12820	SY		
18	AC OVERLAY	1080	TON		
19	5" GRIND DIGOUT	1930	TON		
20	RELOCATE SIGN	8	EA		
21	PAVEMENT MARKINGS	3460	SF		
22	FIRE HYDRANT RETROREFLECTIVE MARKER	15	EA		
23	BIKE LANE STRIPING, GREEN	3360	SF		
24	DETAIL 9	4560	LF		
25	DETAIL 21	1220	LF		
26	DETAIL 32	680	LF		
27	DETAIL 38	500	LF		
28	DETAIL 39	7060	LF		
29	DETAIL 39A	1190	LF		
30	OBJECT MARKER (TYPE K-1)	4	EA		
31	ADJUST EXISTING UTILITY BOX TO GRADE	6	EA		
32	ADJUST EXISTING VALVE COVER TO GRADE	39	EA		
33	ADJUST EXISTING MANHOLE TO GRADE	18	EA		
34	ADJUST OR REPLACE EXISTING MONUMENT COVER TO GRADE	3	EA		
35	ADJUST EXISTING UTILITY TO GRADE - COORDINATE W/ UTIL OWNER	1	EA		
36	RELOCATE LIGHT POLE	2	EA		
37	RELOCATE FIRE HYDRANT	1	EA		
38	RELOCATE UTILITY POLE	3	EA		
39	INSTALL CATCH BASIN	7	EA		
40	CONVERT CATCH BASIN TO SDMH	5	EA		
41	LANDSCAPE FABRIC AND MULCH	425	SY		

Total Alt 3
Bid \$

ADDITIVE ALTERNATIVE 4
IMPROVEMENTS OUTSIDE OF CITY ROW

Item No.	Description	Estimated Quantity	Unit	Unit Price	Total Price
1	MOBILIZATION/DEMobilIZATION	1	LS		
2	TRAFFIC CONTROL	1	LS		
3	STORM WATER MANAGEMENT AND EROSION CONTROL	1	LS		
4	FENCE REMOVAL	50	LF		
5	MINOR CONCRETE - VERTICAL CURB	135	LF		
6	MINOR CONCRETE - CURB AND GUTTER	45	LF		
7	MINOR CONCRETE - SIDEWALK	1240	SF		
8	MINOR CONCRETE - VALLEY GUTTER	415	SF		
9	VEHICULAR CONCRETE	1040	SF		
10	TRUNCATED DOME PANELS (3'X5')	7	EA		
11	12" AC FULL DEPTH CONFORM	20	TON		
12	ADJUST EXISTING UTILITY BOX TO GRADE	4	EA		
13	RELOCATE LIGHT POLE	2	EA		
14	RELOCATE UTILITY POLE	2	EA		
15	TRAFFIC SIGNAL AND LIGHTING SYSTEM	1	LS		

Total Alt 4 Bid \$ _____

*Note: In case of error in extension of price into the total price column, the unit price will govern.

<p>Total Amount of Bid (written in words) is: _____</p> <p>_____ Dollars and</p> <p>_____ Cents.</p> <p>In the event of discrepancy between words and figures, the words shall prevail.</p> <p>\$ _____</p> <p>_____ Figures</p>
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Note: The award of the contract shall be awarded to the lowest price of the Base Bid plus Additive Alternate 1 Signal Interconnect

Address of Bidder

Signature of Bidder

City

Name of Bidder (Print)

Telephone Number of Bidder

Fax Number of Bidder

Contractor's License Number

License's Expiration Date

Addendum Acknowledgement

Addendum No. 1 Signature Acknowledging Receipt: _____ Date: _____

Addendum No. 2 Signature Acknowledging Receipt: _____ Date: _____

Addendum No. 3 Signature Acknowledging Receipt: _____ Date: _____

Addendum No. 4 Signature Acknowledging Receipt: _____ Date: _____