

C0676 – CROSS VALLEY PIPELINE EXTENSION PROJECT**Project No. 91864005****INVITATION NO. VW0003**

1. **Notice. Due to the County of Santa Clara Public Health Officer's Order, the Santa Clara Valley Water District offices remain closed to the public until further notice.**

Notice is hereby given that electronic Bids (eBids) will be received by the Santa Clara Valley Water District (Valley Water) and submitted into a public site through PlanetBids (PB System™) as indicated in Section 2. Santa Clara Valley Water District Vendor Portal, on **Wednesday, August 25, 2021 by 2:00 p.m.**, for furnishing all material and performing all work necessary for construction of Coyote Valley Pipeline Extension Project within the City of San Jose, California.

2. **Santa Clara Valley Water District Vendor Portal**

Santa Clara Valley Water District (Valley Water) Vendor Portal:

<https://pbsystem.planetbids.com/portal/48397/portal-home>.

3. **Availability of Bid Documents**

- A. The Notice to Bidders documents (herein referred to as "NTB document") specifying the requirements of the work and the details of the NTB procedures, Project Plans, Specification and Contract Documents, including the Instruction to Bidders and Bid Documents can be downloaded at the Valley Water Vendor Portal.
- B. To download these documents, prospective Bidders must first register as a vendor at the Valley Water Vendor Portal indicated above. By registering as a vendor, Bidder will automatically receive notifications of upcoming Valley Water's bidding opportunities. Once registered, Bidder can download the documents and the Bidder will be automatically included in the planholders list. There is no charge for downloading these documents.
- C. It is highly recommended that prospective Bidders acquire the Contract Documents directly through the Valley Water Vendor Portal in order to bid on this Project and be assured that their Bids include all addenda. All addenda must be acknowledged online before selecting "Place eBid" to start the electronic submission process. The PB System™ will direct the prospective bidder to the Addenda tab if at least one acknowledgement is missing prior to entering the submission area. Bids that do not acknowledge receipt of addenda may be considered nonresponsive.
- D. For questions or if you need assistance regarding the vendor registration, please select the help section within the PB System or contact the Valley Water Plan Room by email at scvwdplanroom@valleywater.org.

4. California State Department of Industrial Relations Contractor and Subcontractor Registration Requirements.

California Labor Code Section 1771.1 requires:

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, unless currently registered and qualified to perform public work pursuant to Section 1725.5 of the California Labor Code.

An inadvertent error in listing a subcontractor who is not registered pursuant to Section 1725.5 in a bid proposal shall not be grounds for filing a bid protest or grounds for considering the bid nonresponsive, provided that any of the following apply:

1. The subcontractor is registered prior to the bid opening.
2. Within 24 hours after the bid opening, the subcontractor is registered and has paid the penalty registration fee.
3. The subcontractor is replaced by another registered subcontractor pursuant to Section 4107 of the Public Contract Code within 24 hours after the bid opening.

5. Summary of Work –

A. Project Description. The Project scope includes the following:

1. Completely drain and remove all water from approximately 7 linear miles of 78-inch pipeline.
2. Connect, furnish, install, and test approximately 7,093 LF of 36-inch diameter welded steel pipe conveyance system and one 2-inch fiber optic conduit;
3. Furnish, install, and test all above- and below-grade and vaulted pipeline appurtenances and associated lateral piping, structures, foundations and all other related work as shown on the Drawings and as specified in the Specifications.
4. Coordinate, furnish, and install connections with PG&E
5. Furnish and install supervisory control and data acquisition (SCADA) system;
6. Furnish and Install a cathodic protection system
7. Furnish and install one (1) trenchless crossing.

8. Furnish and install all vaults, actuators, and accessories for Owner Furnished - contractor installed Equipment including: triple offset butterfly valves, electrical equipment, flow meter, and plunger valve.
9. Furnish and install flow metering vault at Station 70+00, including but not limited to all interior piping and accessories.
10. Furnish and install an engineer outfall structure, including but not limited to one 12-foot diameter energy dissipator, and engineered rip rap structure that routes water into Coyote Creek.
11. Construct foundations, structures, fences, security enclosures, and slabs for outside electrical Equipment and engine generator.
12. Coordinate, furnish, and install connections with PG&E and Pacific Bell.
13. Furnish and install supervisory control and data acquisition (SCADA) system components.
14. Provide environmental support, surveys, and monitoring.
15. Configure and program the SCADA system, system software, and remote terminal units (RTUs). Restore roadways impacted by pipeline construction in accordance with the County of Santa Clara and City of San Jose standards.
16. Restore all impacted work sites to a condition equal to or better than that existing prior to construction.

6. **Sole Source Products.** None.

7. **Contract Time.** Time limit for the completion of the Work is **300** calendar days. See Contract Documents, Special Provisions, Article 12.03. Contract Time(s) for Milestones and Contract Times.

8. **Liquidated Damages.** See Standard Provisions, Liquidated Damages, Article 5.07 and Special Provisions, Liquidated Damages, Article 12.05 of the Contract Documents for requirements regarding Liquidated Damages.

9. **Estimated Cost.** The estimated cost of the Project is between \$10.8M to \$13M. This estimate is intended to serve merely as an indication of the magnitude of the Work. Neither the Bidder(s) nor the Contractor will be entitled to pursue a claim or be compensated due to variance in the stated estimated cost range.

A. **Additive/Deductive Bid Items.** Not Used.

- B. **Supplemental Bid Items.** These Bid Items may or may not be required. They may be deleted entirely or in part, by deductive change order(s), at the sole discretion of Valley Water. The sum of the Total Base Bid and the Total Supplemental Bid will be used to determine the lowest Bid price.
10. **Contractor's License Requirement.** The Bidder must possess a current Class A Contractor's license issued by the California Department of Consumer Affairs, Contractor's State License Board when the Bid is submitted. Regardless of whether a subcontractor must be identified at the time of Bid, each subcontractor must also be properly licensed to perform its scope of Work.
11. **Pre-Bid Conference and Site Visit.** A pre bid conference/site visit will be conducted by Valley Water on Thursday, **July 22, 2021**. The conference will convene at 10:00 a.m. (Pacific Standard Time), at the corner of Hale Avenue and San Bruno Avenue, San Jose, CA. Anyone not in attendance at the meeting by the time indicated above will be considered late and as having not attended this **MANDATORY** Pre-Bid conference/site visit. A Bid submitted by any Bidder not represented at the entire mandatory Pre-Bid conference/site visit will not be considered and its Bid will not be accepted. Attendance at the Pre-Bid conference/site visit by subcontractors is not required.

Attendance by the Bidder at the Pre-Bid conference/site visit is:

- ☒ Mandatory
- ☐ Optional

The objective of the Pre-Bid conference/site visit is to familiarize prospective Bidders with the site. Please confirm your intent to attend the Pre-Bid conference/site visit 24 hours in advance by registering at the Valley Water Vendor Portal at <https://pbsystem.planetbids.com/portal/48397/portal-home>. Additional information regarding the Pre-Bid conference/site visit will be sent to all prospective Bidders who confirm their intention to attend.

Valley Water will require all participants to bring and wear the appropriate Personal Protection Equipment (PPE), i.e., protective face covering, in order to be allowed entrance onto the site and to remain on the site.

Reasonable efforts will be made to accommodate persons with disabilities wishing to attend the Pre-Bid conference/site visit. Please request accommodations by email at scvwdplanroom@valleywater.org.

12. **Inquiries.** The Bidder must submit all requests for clarification, or interpretation of the Bid Documents in accordance with the requirements stated in Instructions to Bidders, paragraph #7. Questions During Bidding. Written questions must be submitted in the Valley Water Vendor Portal either before or at least nine (9) calendar days before the deadline for receipt of Bids.

Valley Water may issue written Addenda as appropriate for clarification or other purposes during the bidding period. Addendum will be posted on the Valley Water Vendor Portal and each planholder will be notified automatically.

- A. Project Manager. Valley Water's project manager for this Project is Marisela Garcia.

13. Prevailing Wage Requirements

- A. Workers employed on this Project must be paid at rates at least equal to the prevailing wage rates as determined by the State of California Department of Industrial Relations pursuant to Section 1770 et seq. of the Labor Code. Said wage rates are incorporated herein by reference and are available on the State of California Department of Industrial Relations website at: <http://www.dir.ca.gov/>. See Standard Provisions, Prevailing Wages Article 4.04. through Apprentices Article 4.06. for related requirements.

Valley Water offices will remain closed to the public until further notice. The wage rates are therefore not currently available for review at Valley Water offices.

- B. This Project is subject to compliance monitoring and enforcement by the State of California Department of Industrial Relations. The Contractor and subcontractors must furnish the records specified in California Labor Code Section 1776 directly to the Labor Commissioner, in the following manner: monthly, in a format prescribed by the Labor Commissioner

- 14. Bid Proposal Submittal.** Electronic Bid submittal must be at the Valley Water Vendor Portal: <https://pbsystem.planetbids.com/portal/48397/portal-home>. The Proposal must be submitted in time for all information to be transferred to the PB System™ before the bid submission deadline. If the transfer is not completed before the bid closes, it will be considered submitted late and the Bid Proposal will not be accepted.

- 15. Bid Opening.** The opening of bids shall be made available to the public only by video teleconference, live stream, on the date stated in this Notice to Bidders, paragraph #1. Notice, above, at 2:30 p.m. The results will be available at the Valley Water Vendor Portal: <https://pbsystem.planetbids.com/portal/48397/portal-home> and posted on the District's website at <https://www.valleywater.org/construction> no later than close of business the following day.

- A. **Join Zoom Meeting.** Any person interested in attending the live-stream bid opening, may do so by accessing the link below, or join via phone by calling the toll-free number listed below:

Join Zoom Meeting: <https://valleywater.zoom.us/j/3796054075>

Meeting ID: 379 605 4075

One tap mobile:

+16699009128, 3796054075# US (San Jose)
+13462487799, 3796054075# US (Houston)

Dial by your location:

+1 669 900 9128 US (San Jose)

+1 346 248 7799 US (Houston)
+1 253 215 8782 US (Tacoma)
+1 646 558 8656 US (New York)
+1 301 715 8592 US (Germantown)
+1 312 626 6799 US (Chicago)

Meeting ID: 379 605 4075

Find your local number: <https://valleywater.zoom.us/j/aekffBkBma>

16. Errors or Discrepancies in the Bids. Valley Water's Board of Directors reserves the right to reject any and all Bid Proposals and to waive minor defects or irregularities in any submitted Bid Form(s).

17. Bidder's Security

- A. Each Proposal must be submitted electronically through the Valley Water Vendor Portal and accompanied by a Bidder's bond in the sum of not less than 10 percent of the total aggregate of the Proposal including all additive and supplemental Bid items, if any.
- B. Original Bidders Bond documents with embossed seal from the Surety must be submitted by the Bidders submitting the three apparent low Bids no later than 5 pm on the third business day following the Bid opening. The original Bidders Bond documents must be sent to the address indicated below. Non-compliance with result will result in a Bid Proposal being determined non-responsive.

Santa Clara Valley Water District
Attention: Construction Contracts & Support Unit
C0676 – Cross Valley Pipeline Extension Project
Project No. 91864005
5905 Winfield Boulevard
San Jose, CA 95123-2428

Please take note that **NO DELIVERY WILL BE ACCEPTED VIA USPS (US MAIL)**. USPS (US Mail) does not deliver to 5905 Winfield Boulevard. Please only use a **THIRD-PARTY CARRIER** such as: FEDEX, UPS, DHL, CA Overnight, Golden State Overnight, etc.

18. Contract Retention

- ☒ The Contract Retention for this Project is established at five (5) percent of the Contract Price.
- ☐ The Contract Retention for this Project is established at ten (10) percent of the Contract Price. The Board of Directors has made a finding that the Project is substantially complex and therefore requires retention higher than five percent.

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19. **Substitution of Securities.** The Contractor may, at the Contractor's request and expense substitute securities equivalent to the amount withheld by Valley Water to ensure the performance of the contract, in accordance with Public Contract Code Section 22300.
20. **Small Business Preference. [NOT USED].**
21. **Rights of Way.** Valley Water has an Agreement for Possession and Use (PUA) with the County of Santa Clara. The rights under the PUA are sufficient to permit the construction, use and maintenance of the water pipeline.
22. **Permits.** It is anticipated that the Union Pacific Railroad permit necessary for construction will be received soon. The construction contract will not be awarded by Valley Water until all required permits have been secured.
23. **Equal Opportunity.** Valley Water is an equal opportunity employer and all Contractors of Valley Water projects are to have and follow a policy of equal opportunity including adherence to all state and federal laws and regulations, including the Federal Equal Opportunity Clause.

By order of the Board of Directors of the Santa Clara Valley Water District, San Jose, California, on Tuesday, JULY 13, 2021.

ATTEST: MICHELE L. KING, CMC

Clerk, Board of Directors

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