



00010 INVITATION TO BIDDERS

1. PROJECT IDENTIFICATION

Notice is hereby given that sealed bids will be received by the County Clerk of the County of San Luis Obispo, California, in their new offices in the **New County Government Center at 1055 Monterey Street, Suite D120 (1st. Floor), San Luis Obispo, CA 93408**, until **3:00 p.m. on Thursday, July 5th, 2012** for **Job Order Contract (PJOC12)** for work to be performed at Countywide facilities, with Contract Documents for said work on file in the office of the Clerk of the Board of Supervisors. **Please note that metered parking is extremely limited.**

2. DESCRIPTION OF THE WORK

A Job Order Contract (JOC) is a competitively bid, firm-fixed-price indefinite-quantity contract. It includes a collection of detailed repair and remodel tasks and specifications that have established unit prices. It is placed with a Contractor for the accomplishment of repair, alteration, modernization, rehabilitation, etc., of buildings, structures, or other real property. Ordering is accomplished by means of issuance of a Job Order against the Contract.

The Contractor, under the JOC Contract, furnishes management, labor, materials, equipment and engineering support needed to perform the work.

The guaranteed minimum quantity of work that will be ordered under **PJOC12**, will not be less than \$50,000. The County estimates the initial maximum dollar value of the Contract to be \$1,000,000 for the one-year contractual period. However, the law allows for the Contract amount to be increased up to \$4,152,000 within the one-year contractual period, upon mutual consent and provided additional bonds are provided. Therefore, the County reserves the right to increase the amount of the Contract allowable by law based on budgetary considerations and performance of the Contractor.

The JOC Contract includes a Construction Task Catalog (CTC). This CTC is based on the use of experienced labor and high quality materials. All of the unit prices incorporate prevailing local wage and materials cost data. The CTC is work segment based. The CTC also incorporates local activity, climate and geographic features.

Bidders will offer a pricing adjustment factor for Projects less than \$25,000 and for Projects \$25,000 and greater for both normal working hours and other than normal working hours (overtime) to be applied to the CTC unit price. These adjustment factors will be proposed separately. The CTC and the Contractor's adjustment factors will be incorporated in the awarded Contract.

3. EXAMINATION AND PROCUREMENT OF DOCUMENTS

Contract Documents may be obtained from the Department of General Services, 1087 Santa Rosa Street, San Luis Obispo, California 93408, for the purchase price of **Seventy-five Dollars (\$75.00)** per set, said purchase cost is not to be refunded. The Documents shall consist of a bound printed document containing the Invitation to Bidders, Instructions to Bidders, Bid Form, Supplements to the Bid Form, Agreement, Bond and Insurance Requirements, General Conditions, Supplemental Conditions and Appendix; as well as a CD Rom which shall contain the Construction Task Catalog and Technical Specifications.



4. **PRE-BID CONFERENCE**

All bidders are **REQUIRED** to register and attend a **MANDATORY** Pre-Bid Conference at the Veterans Memorial Building, 801 Grand Avenue, San Luis Obispo, at 9:00 A.M. local time, Wednesday, June 20th, 2012 for the purpose of discussing the JOC concept, discussing JOC from the Contractors' perspective, and answering questions from potential bidders.

5. **BID OPENING**

5.1 All bids must be addressed to the **Chairman of the Board of Supervisors, County of San Luis Obispo**, and delivered to the **County Clerk, New Government Center, 1055 Monterey Street Suite D120 (1st Floor), San Luis Obispo, CA 93408**, and shall bear the **Project Title, Project Number and Name of the Bidder**.

5.2 Said bids shall be opened and read aloud by the County Clerk, on said above specified date at 3:15 PM at a public meeting.

5.3 The Bidder must satisfy themselves by personal examination of the location of the proposed Work and by such other means as they prefer as to the actual conditions and requirements of the Work, and shall not at any time after submission of the bid dispute, complain, or assert that there was any misunderstanding in regard to the nature or amount of Work to be done. It is the sole responsibility of the bidder to see that bid is received in proper time. Any bid received after the scheduled closing time for receipt of bids shall be returned to the bidder unopened.

6. **CERTIFICATION OF BIDS (BID BOND)**

Pursuant to Public Contract Code, Section 20120, each Bid must be accompanied by Cash, Certified or Cashier's Check, or a Bidder's Bond from a company ADMITTED to transact business in the State of California in the sum of **Twenty-Five Thousand Dollars (\$25,000)**. Said checks or bond shall constitute liquidated damages in the event the successful bidder fails to file satisfactory bonds as otherwise required by the Contract Documents, or fails or refuses to enter into a Contract within the specified time. If a bidder's bond is submitted, it must be in the form provided herein.

7. **GOVERNING LAWS AND REGULATIONS**

7.1 **Public Contract Code**

The bidding of this project is governed by the California State Public Contract Code. The State of California Public Contract Code makes provisions for the rejection of bids and sets forth alternate Contract procedures. If all bids are rejected, the County Board of Supervisors, after re-evaluating its project cost estimates, may, subject to the provisions of Section 22038 of the Public Contract Code; (1) abandon the project, (2) re-advertise for bids, (3) proceed with the project utilizing Owner personnel or force account. If no bids are received, the project may be performed by Owner employees by force account or by negotiated Contract.

In the event any action is taken by the Board of Supervisors pursuant to Section 22038 all bidders will be notified in writing. The Contract will be awarded to the lowest responsible bidder, subject to Owner's right to reject any or all bids and to waive any informality in the bids or in the bidding. If two or more bids are the same and the lowest, the Owner may accept the one it chooses or both.



7.2 Contractor's License

A Contractor is required to be licensed in accordance with the provisions of Chapter 9, Division III of the Business and Professions Code Pursuant to Section 3300, of the Public Contract Code, the classification of the bidder's Contractor's License shall be "**B**". Failure of a bidder to obtain adequate licensing for an award of a Contract shall constitute a failure to execute the Contract and shall result in the forfeiture of the Bidder's Bond.

7.3 Payment of General Prevailing Rate

Pursuant to the provisions of Section 1770 of the Labor Code of the State of California, the Director of Industrial Relations of the State of California has ascertained the general prevailing rates of wages and employer payments for health and welfare, vacations, pensions, and similar purposes applicable to the Work to be done. Not less than the general prevailing rate of per diem wages for Work of a similar character in the locality in which the public Work is performed, and not less than the general prevailing rate of per diem wages for holiday and overtime Work fixed as provided in Section 1771 of the Labor Code, shall be paid to all workmen employed on public works, including employer payments as defined in Section 1773.1 of the Labor Code. The Prevailing wage rate determination is on file with the Clerk of the Board of Supervisors and is available for public inspection and is considered a part of this Specification. Note that any change in the applicable minimum hourly rates of wages during the contract period shall not affect the unit price to be paid by the Owner for work performed under the Contract.

7.4 Classification Not Covered by Prevailing Rate

Any laborer or mechanic employed to perform Work on the project under this Contract, which Work is not covered by any of the stipulated classifications, shall be paid not less than the minimum rate of wages specified for the classification which most nearly corresponds to the Work to be performed by him and such minimum wage rate shall be retroactive to the time of initial employment of such person in such classification. In the event of any dispute on that question, the question and the information shall be referred for determination to the Board of Supervisors or to any official designated by the Board of Supervisors, whose decision on the question shall be conclusive on the parties to this Contract with the same effect as if the Work performed by such laborer or mechanic had been classified and the minimum rate specified herein.

7.5 Overtime, Sundays, and Holidays

Not less than one and one-half (1-1/2) times the basic hourly rate plus applicable employer payments. The holidays upon which such rates shall be paid shall be all holidays recognized in the collective bargaining agreement applicable to the particular craft, classification or type of worker employed on the project.

7.6 Apprentices

Attention is directed to the provisions in Sections 1777.5 and 1777.6 of the Labor Code concerning the employment of apprentices by the Contractor or any sub-contractor under him.

BY ORDER OF THE BOARD OF SUPERVISORS of the County of San Luis Obispo, California, this 10th day of April, 2012.

Clerk of the Board of Supervisors

By: _____
Deputy Clerk



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