

**SAN FRANCISCO  
BAY AREA  
RAPID TRANSIT DISTRICT  
INVITATION TO BID  
FOR  
LMA STAIRWELL & ELEVATOR NO. 83  
HEADHOUSE SITE RESTORATION**

**CONTRACT NO. 17BJ-150**

NOTICE IS HEREBY GIVEN that sealed Bids will be received until the hour of 2:00 p.m., Tuesday, February 23, 2010, at the District Secretary's Office, 23rd Floor, 300 Lakeside Drive, Oakland, California 94612 (mailing address: P.O. Box 12688, Oakland, California, 94604-2688) for LMA STAIRWELL & ELEVATOR NO. 83 HEADHOUSE SITE RESTORATION, Contract No. 17BJ-150. Such Bids will be opened publicly and announced at the said hour and date in the 23rd Floor Conference Room No. 2382T, Kaiser Center Building, 300 Lakeside Drive, Oakland, California. Bids will thereafter be accepted or rejected by the District. The Bidders are responsible to ensure their Bids are received at the time and location specified.

The time for receipt of Bids may be extended by the District's General Manager, or authorized representative, from the above-stated Bid Opening date. Notice of such extension will be published at least once in a newspaper of general circulation in the District, which publication will be at least 10 Days before Bids are formally received and opened.

The work, in general, consists of: Furnishing of all labor, materials, equipment, and services necessary to perform the work on the street level plaza adjacent to the Lake Merritt BART Station, more particularly described in the Contract Specifications, Summary of Work, Section 01 11 00 of the Contract Book, Volume I.

The estimated value of this Contract is \$ 875,000.00 to \$ 1,100,000.00.

A pre-Bid meeting and site inspection tour will be held on February 5, 2010. The pre-Bid meeting will convene at 11:00 a.m. at the District's offices, in Conference Room 1500, of 300 Lakeside Drive, 15th Floor Oakland, California. At the pre-Bid meeting, the District's Non-Discrimination Program for Subcontracting will be explained. A conducted inspection tour of the Jobsite(s) will immediately follow the pre-Bid meeting. Prospective Bidders are requested to make every effort to attend this only scheduled pre-Bid meeting and site tour. Interested prospective Bidders are requested to confirm their intention to attend by notifying Steve Alva, telephone (510) 464-6383 or email to [salva@bart.gov](mailto:salva@bart.gov), prior to the date of the scheduled pre-Bid meeting and site tour.

The Availability Percentages for this Contract are, for Minority Business Enterprises (MBEs) 23% and for Women Business Enterprises

(WBEs) 12%.

Bids shall be submitted in accordance with, and subject to, the conditions contained in the Instructions to Bidders contained in the Contract Book to which prospective Bidders are referred.

Bid Documents may be examined at certain public and private plan rooms. The location of these plan rooms may be obtained by calling the District's Contract Administrator at the telephone number or email address set forth above.

Bid Documents may be obtained from the District Secretary's Office, San Francisco Bay Area Rapid Transit District, in person on the 23rd Floor at 300 Lakeside Drive, Oakland, California 94612, or by mail at P.O. Box 12688, Oakland, California 94604-2688. Documents requested by mail will be packaged and sent postage paid. Requests must be accompanied by either cash, check, or postal money order drawn in favor of the San Francisco Bay Area Rapid Transit District in the following amount, which includes any applicable sales tax, and is not refundable:

Contract Book and Contract Drawings (Includes forms for submittal of Bids)..... \$ 50.00

BART Facilities Standards, Standard Specifications, Release R2.0, dated September 2008 (BFS):

BFS Compact Disc (CD)..... \$ 20.00

Full Size Drawings, per sheet..... \$ 2.50

Copies of BART Facilities Standards, Standard Specifications, Release R2.0, dated September 2008 may be purchased as described **above** or may be downloaded from the District website: [www.bart.gov](http://www.bart.gov).

Copies of the Standard Specifications of the Department of Transportation, State of California, dated July 1992, can be purchased at the Caltrans Office, located at 1900 Royal Oaks Drive, Sacramento, California, telephone (916) 654-2852 or by written request to: Department of Transportation, Publication Unit, 1900 Royal Oaks Drive, Sacramento, CA 94815 or by visiting the following website, [www.dot.ca.gov](http://www.dot.ca.gov).

Bidders are informed that all of these documents will be required in the preparation of Bids. Each Bid shall be on a prescribed Bid Form and shall be for the entire Contract including all Bid Items.

The District may reject any and all Bids.

At the time of submitting a Bid, the Bidder must have a valid State Contractor's license, Classification A or B, and be in good standing with the Contractors' State License Board. If the Bidder is a joint venture, each of the joint venturers must have a current, active license in good standing to act separately in the capacity of a Contractor within the State, in accordance with Section 7029 and 7029.1 of the State

Business and Professions Code or the Bid may be rejected. Also, if the Bidder is a Joint Venture, the Bidder may submit its valid State Contractor's license number, classification, and expiration date with the Bid but shall submit such information no later than 2 PM on Friday of the week following the date of Bid opening to the Contract Administrator at the address indicated in the Instructions to Bidders. Any Bid submitted by a Specialty Contractor must be in compliance with Section 7059 of the State Business and Professions Code.

All work shall be performed in accordance with the Laws of the State of California.

Special attention is directed to Division 2, Part 7, Chapter 1, Article 2 of the State Labor Code concerning wages. Contractor and each Subcontractor shall pay to all workers employed on the Work not less than the prevailing rate of wages as determined by the Director of the State Department of Industrial Relations. Pursuant to Section 1773 of the State Labor Code, the District has obtained from the Director of the State Department of Industrial Relations the general prevailing rate of per diem wages and the general prevailing rate for holiday and overtime work in the locality(ies) in which the Work is to be performed and has copies available upon request from the Procurement Department, 300 Lakeside Drive, 17th Floor, Oakland, CA 94612.

Special attention is directed to Article GC7.1.2 of the General Conditions outlining Contractor's responsibilities for affirmative action relating to Fair Employment Practices.

The District hereby notifies all Bidders that it is the policy of the San Francisco Bay Area Rapid Transit District to ensure that Contractors who contract with the District do not discriminate or give a preference in the award of Subcontracts on the basis of race, national origin, color, ethnicity, or gender.

Bidder's attention is directed to the Supplementary Conditions which set forth the District's Non-Discrimination Program for Subcontracting for this Contract. Inquiries regarding only the District's Non-Discrimination Program for Subcontracting shall be directed to the District's Office of Civil Rights, 300 Lakeside Drive, 18th Floor, Oakland, California 94612 or telephone (510) 464-6100.

Bidders' attention is directed to the Instructions to Bidders Paragraph 6.G entitled Financial Contribution Limitations. This Paragraph details each Bidder's responsibility for complying with BART Board of Directors Rule regarding financial contribution limitations.

Bidder's attention is directed to General Conditions Article GC9.7.1.1 which permits the substitution of securities by Contractor for any monies retained by the District to insure performance under this Contract.

Each Bid shall be accompanied by a Bidder's Security equal to at least 10 percent of the total Bid Price which shall remain in full force and effect for the period of time stated in the

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Instructions to Bidders, Paragraph 13.C. The Bidder's Security must be in the form of cash, a cashiers check, a certified check, a Bidders Bond, or a combination thereof. The Bidder to whom the Contract is awarded shall furnish specified Certificates of Insurance as are required herein. Such Bidder shall also furnish a Performance Bond and a Labor and Materials Bond (Payment Bond), each in an amount not less than 100 percent of the Contract Price. Bonds shall be on forms provided by the District and shall be executed as surety by a corporation or corporations authorized to issue surety bonds in the State of California, as an admitted surety insurer and acceptable to the District.

Dated at Oakland, California, this 26th day of January, 2010.

/s/ Kenneth A. Duron  
Kenneth A. Duron,  
District Secretary  
**San Francisco Bay Area  
Rapid Transit District**

1/28/10  
CNS-178  
4708#  
DAILY CONSTRUCTION SERVICE

DCS: January 28, 2010