

to Bid, DBEs will be afforded full opportunity to submit Bids in response to this invitation and will not be discriminated against on the basis of race, color, sex, or national origin in consideration for an award.

The San Francisco Bay Area Rapid Transit District, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 USC 2000d to 2000d-4 and Title 49, Code of Federal Regulations (CFR), Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-Assisted Programs of the Department of Transportation, issued pursuant to such Act, hereby notifies all Bidders that it will affirmatively ensure that in any Contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit Bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

Bidders attention is directed to the Supplementary Conditions which set forth the District's DBE participation policy for this Contract. Inquiries regarding the DBE participation policy shall be directed to the District's Office of Civil Rights at the address for the District indicated in this Invitation for Bids, or at telephone (510) 464-6100.

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

Bidders 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 ten percent (10%) of the total Bid Price which shall remain in full force and effect for the period of time stated in the Instructions to Bidders, Paragraph 13.C, Time of Award. The Bidders 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. Such Bidder shall furnish a Performance Bond and a Labor and Materials Bond (Payment Bond), each in an amount not less than one-hundred percent (100%) 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 April, 2010.

/s/ Kenneth A. Duron
Kenneth A. Duron,

District Secretary
San Francisco Bay Area

Rapid Transit District
4/30/10

CNS-1849794#

DAILY CONSTRUCTION SERVICE

DCS: April 30, 2010

**NOTICE TO BIDDERS:
NOTICE INVITING SEALED PROPOSALS OR
BIDS FOR
FAIRMONT PARK RECREATION CENTER
ROOF PROJECT**

The City of Pacifica invites sealed proposals or bids for renovating the existing FAIRMONT PARK RECREATION CENTER roof at 649 Parkview Circle.

**FAIRMONT PARK RECREATION CENTER
ROOF PROJECT**

On file at the Department of Parks, Beaches and Recreation at 1810 Francisco Blvd. (650 738 7381) in said City and to which reference is hereby expressly made for more particular description of the work to be done. All work is to be done in accordance with said plans and specifications.

General work description:

Removal of the existing roofing surface and the construction of a new sloping roof surface structure.

Bids due by: Wednesday, May 12th 2010 at 9:30 am

An appropriate contractors license is required for this contract.

Payments will be made by said City to the Contractor in accordance with provisions of the specifications and on itemized estimates duly certified and approved by the City Engineer submitted in accordance herewith, based upon labor and materials incorporated into said work.

NOTICE IS FURTHER GIVEN that the City of Pacifica has heretofore established a prevailing rate and scale of wages. Reference is hereby made to said list of prevailing wage rates which has been determined pursuant to Section 1773 of the Labor Code, and which are heretofore established by reference. The prevailing rate and scale of wages for this contract is the determination made by the Director of Industrial Relations as applicable to San Mateo County. A copy of the Determination is on file at the office of the City Engineer.

The Contractor shall, in the performance of the work and improvements conform to the Labor Code of the State of California and other laws of the State of California applicable hereto.

All proposals or bids shall be accompanied by a cashiers or certified check payable to the order of said City amounting to 10% of the bid or by a bond in said amount and payable to said City, signed by the bidder and a corporate surety or by the bidder and two sureties who shall testify before any officer competent to administer an

oath. Said check shall be forfeited or said bond shall become payable to said City in case the bidder depositing the same does not, within 10 days after written notice that the contract has been awarded to said bidder, enter into a contract with the City.

Successful Contractor shall furnish City a faithful performance bond and labor and material bond and insurance certificates as required in these specifications.

The City of Pacifica hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, sex, age, color, national origin, creed, sexual orientation or marital status in consideration for an award.

Minimum wage rates for this project as predetermined by the Secretary of Labor are set forth in the special provisions. If there is a difference between the minimum wage rates predetermined by the Secretary of Labor and prevailing wage rates determined by the Department of Industrial Relations for similar classifications of labor, the Contractor and his subcontractors shall pay not less than the higher wage rate.

The time fixed for receiving sealed bids or proposals for the doing of said work and improvements herein ordered is **Wednesday, May 12th 2010 at 9:30 am** at the Office of the City Clerk, 170 Santa Maria Avenue, Pacifica, California 94044, which said time and place are hereby fixed as the time and place of a public meeting, at which said public meeting said bids will be publicly opened, examined and declared by the City Clerk; said bids, after being publicly opened, examined and declared, will be calculated by the Engineer of Work, their report returned to the City Clerk, and the report of the results of the bidding and the calculations of the Engineer of Work will be reported to the City Council of the City of Pacifica at the next regular meeting thereof. The City Council of the City of Pacifica reserves the right to reject any and all proposals or bids, should it deem this necessary for the public good, and also the bid of any bidder who has been delinquent or unfaithful in any former contract with the City of Pacifica.

Time of completion for all work shall be **fifteen(15) calendar days** after notice to proceed. The notice to proceed will be issued upon acceptance of all contract documents, including all bonds and insurance documents required by the project specifications. All such documents must be received no later than **Wednesday, May 12th 2010 at 9:30 am**. Construction shall therefore begin no earlier than **June 18th, 2010** and must be completed no later than **July 2nd, 2010**. All weekends within this time frame are excluded unless otherwise approved by the City.

For information about the project, please call

CSG Consultants at 650-522-2500.
A copy of the plans and specifications may be obtained from the Department of Parks, Beaches and Recreation, 1810 Francisco Blvd., Pacifica, California 94044, for **\$15.00 (nonrefundable)**.

DCS: April 29, 30, 2010

LEGAL