

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 or set out in the wage determination of the U.S. Secretary of Labor, whichever is higher. 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 in which the Work is to be performed and has copies available upon request from BART Procurement Department, 300 Lakeside Drive, 17th Floor, Oakland California 94612. The wage determination of the U.S. Secretary of Labor is attached hereto following Supplementary Conditions Article SC10. For a craft or classification not shown on the general prevailing wage determinations, Contractor may be required to pay the wage rate of the most closely related craft or classification shown in such determinations for Contract Work or request a wage determination from the State Department of Industrial Relations for the craft or classification.

This Contract is subject to a financial assistance contract between the District and the United States Department of Transportation. This Contract is partially funded under a grant from the Federal Transit Administration (FTA). Attention is directed to the Bid Form where all Bidders and certain proposed Subcontractors and subsuppliers will be required to certify that they and any such proposed Subcontractors and subsuppliers have not been debarred, suspended or declared ineligible to participate in U.S. Government contracting activity. Contractor will be required to comply with all applicable Equal Employment Opportunity Laws and Regulations.

Attention is directed to the Bid Form where all Bidders and any proposed Subcontractors or subsuppliers of any tier receiving an amount in excess of \$100,000 under this Contract will be required to execute the "Certification Regarding Lobbying". The Bidder is responsible for forwarding all such Certifications to the District within the time frame specified in the Instructions to Bidders. Special attention is directed to General Conditions Article GC7.1.2 outlining Contractor's responsibilities for affirmative action relating to Fair Employment Practices.

This Contract is subject to Contra Costa County Affirmative Action Requirements, Equal Employment Opportunity Area Plans.

The District hereby notifies all Bidders that it will affirmatively ensure that in regard to any Contract entered into pursuant to this Invitation

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 also 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 25th day of June, 2010.

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

District Secretary
San Francisco Bay Area
Rapid Transit District
6/30/10

CNS-1893143#
DAILY CONSTRUCTION SERVICE

DCS: June 30, 2010

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
NOTICE TO BIDDERS
CONTRACT NO. 1097

Sealed bids for the work shown in the special provisions entitled:

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
SPECIAL PROVISIONS
FOR HOT MIX ASPHALT OVERLAY,
SUMMER 2010
LOCATED
VARIOUS LOCATIONS, WESTERN
PLACER COUNTY

Bids will be received at the Office of the Purchasing Manager, 2964 Richardson Drive, Dewitt Center, Auburn, California, 95603 until **3:30 PM on TUESDAY JULY 20, 2010** at which time they will be publicly opened and read at said address. Any protest regarding the award of the contract must be submitted pursuant to Section 10.0 of the Placer County Purchasing Policy Manual; please see end section of Special Notes.

Bid forms for this work are included in a separate bid book (Bid Book 1) entitled:

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS

HOT MIX ASPHALT OVERLAY,
SUMMER 2010
LOCATED
VARIOUS LOCATIONS, WESTERN PLACER
COUNTY

• **General work description: Hot Mix Asphalt Overlay, Placer County, Summer 2010 includes the placement of an hot mix asphalt overlay on approximately 8.7 miles of County roads located in western Placer County.**

Project Locations:

The following roads are to receive a hot mix asphalt overlay (the portion of the road to be overlaid is approximate and for general description purposes only):

STREET NAME LIMITS LENGTH

- 1. Cavitt-Stallman Road - Barton Road to C-S Road South - 14,085

2. Barton Road - Douglas Blvd. to Cavitt-Stallman Road - 8,050
3. Copper Penny Lane; Joeger Road to Meadowbrook Drive - 1,679
4. Country Meadows Ct. - Meadowbrook Drive to End - 661
5. Meadow Brook Ct. - Meadowbrook Drive to End - 398
6. Meadow Brook Drive - Bell Road to End - 1,685
7. Rock View Court - Copper Penny Lane to End 963
8. Heritage Oak Place - Professional Drive to Bell Road 918
9. Professional Drive - Heritage Oak Place to Education Street - 1,446
10. Blue Oaks Drive - Bell Road to Education Street - 705
11. Education Street - Blue Oaks Drive to Highway 49 - 1,807
12. Fortune Court - Professional Drive to End - 770
13. Bell Road - Highway 49 to AAA entrance - 1,526
14. Bowman Road - Luther Road to Dry Creek Road - 11,403

TOTAL:8.7 miles

The Engineer's Estimate for this project is **\$2,100,000.00**

NO pre-bid meeting is scheduled for this project.

Bids are required for the entire work described herein.

Bids will be awarded to the lowest base bid.

Attention is directed to Section 7-1.01C, CONTRACTORS' LICENSING LAWS, of the Standard Specifications.

The Contractor shall possess a valid California Class A contractors license at the time of the bid submittal, and the license shall remain in effect throughout the term of this contract.

Specifications and proposal forms for bidding this project can only be obtained at the Office of the Purchasing Manager for the County of Placer, 2964 Richardson Drive, DeWitt Center, Auburn, California 95603-2640, Telephone 530.889.7776.

A non-refundable fee of ten dollars (\$10.00) per set will be charged if Bid Documents are picked up and an additional five dollars (\$5.00) charged if the documents are to be mailed. Bid Documents may be purchased in person at Procurement Services, or can be ordered online at: www.placer.ca.gov/admin/procurement/openconstructionbids.aspx

Bid Bonds will be required for this project.

The successful bidder shall be required to furnish a Payment Bond and a Performance Bond and certificates of liability and property damage insurance. The amounts of liability and property damage insurance will not be less than the amounts shown in the Special Provisions and will include an Additional Insured Endorsement to the Contractor's Liability insurance policy naming Placer County, its officers, agents and employees as additional insured.

Bidders are urged to obtain MBE, WBE, and DVBE participation on this project, although there are no specific goals for MBE, WBE, and DVBE participation.

The County of Placer 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, color, or national origin in consideration for an award.

This contract is subject to State contract nondiscrimination and compliance requirements pursuant to Government Code, Section 12990.

Inquiries or questions based on alleged patent ambiguity of the plans, specifications or estimate must be communicated as a bidder inquiry prior to bid opening. Any such inquiries or questions, submitted after bid opening, will not be treated as a bid protest.

All inquiries concerning this project must be provided in writing and must be received by the County, in the manner described below, on or before the bid opening date. The County makes no assurances that questions received within five (5) days of the bid opening date will be answered prior to bid opening. Written questions may be faxed or mailed to the following locations:

Faxes: To the attention of Kevin Taber, Engineering Manager at (530) 889-6989.

Mailed: To the attention of Kevin Taber, Engineering Manager at County of Placer, Department of Public Works, 11428 F Avenue, Auburn, CA 95603.

Pursuant to Section 1773 of the Labor Code, the general prevailing rate of wages in the county in which the work is to be done has been determined by the Director of the Department of Industrial Relations. For bidding purposes these wage rate publications may be examined at the office of the Department of Public Works, 3091 County Center Drive, Ste. 220, DeWitt Center, Auburn, California or at the Office of the

Purchasing Manager, County of Placer, 2964 Richardson Drive, DeWitt Center, Auburn, California 95603-2640. Future effective wage rates, which have been predetermined and are on file with the Department of Industrial Relations are referenced but not printed in said publication.

The Labor Surcharge and Equipment Rental Rates in effect on the date the work is accomplished will apply to work done under this contract.

COUNTY OF PLACER
DEPARTMENT OF PUBLIC WORKS
KEN GREHM, DIRECTOR

DCS: June 30, July 6, 9, 13, 2010