

CITY AND COUNTY OF SAN FRANCISCO
MUNICIPAL TRANSPORTATION AGENCY

INVITATION FOR PROPOSALS

Sealed bids will be received at One South Van Ness Ave., 3rd Floor, San Francisco, California 94103, until 11:00 a.m., October 14, 2009, for the following public work:

Third Street Light Rail Program
Phase 2 – Central Subway
Moscone Station and Portal Utilities Relocation
(Contract No. 1250)

Bidders must submit Bidders Lists no later than 4:00 p.m. on October 14, 2009 at One South Van Ness Ave., 3rd Floor, San Francisco, California 94103. All bids shall be held, unopened, until 4:00 p.m. on October 14, 2009, to allow for all bidders to submit Bidders Lists. Bids shall be publicly opened at 4:00 p.m. on October 14, 2009. See Specification, Instructions for Preparation and Execution of Forms, Agreement and Bonds, Page 2b, Section III.

The purpose of this project is to relocate utilities that currently reside within the footprint of the proposed Moscone Station and Fourth Street Portal for the Central Subway Program. The project also includes installation of building protection and monitoring of buildings adjacent to proposed utility trenches.

The estimated cost for this work is between \$9 and \$10 million.

All Bidders must possess the proper license at the time of Contract award. A California State Contractor's License Classification A is required of the prime bidder for this Contract. Each subcontractor must possess the appropriate license covering subcontract work it will perform.

The bidder is hereby notified that a goal of at least 20 percent for Small Business Enterprise (SBE) participation has been established for this Contract. The type of work, the value of, or the amount for the Allowance, Bid Items GE-3 through GE-8 and TR-6, as well as items listed in the Schedule of Bid Prices as an Alternate or Optional Bid Items, if any, will not be used for determining the SBE participation goal of the bid. Those items will be calculated toward achievement of the SBE goal as the amounts are expended.

A pre-bid conference will be held at One South Van Ness Ave. 3rd Floor, San Francisco, California 94103, at 11:00 a.m. on September 29, 2009, to discuss the salient aspects of the Project, construction issues, the SBE/Nondiscrimination requirements, and to answer questions from the prospective bidders.

No deposit is required for the bid documents, which may be procured from the SFMTA on the 3rd Floor, One South Van Ness Ave., San Francisco, California 94103. Bid documents may also be obtained by mailing a request to Mr. Bernie Ancheta at the aforementioned address, faxing a request to (415) 701-4300 or by calling (415) 701-4278.

The work described in these specifications is to be financed with the assistance of a grant from the Federal Transit Administration. All work described in these specifications shall be performed in accordance with Federal Transit Administration guidelines and regulations.

All proposals must be made on the proposal form bound with the specifications for the proposed work.

The award (if an award is made), will be made as provided in the Invitation for Proposals. The award shall be made to the responsible bidder that submits the lowest responsive bid, provided that, if the City believes that the public interest will be best served by accepting other than the lowest bid, it shall have the authority to accept the bid that will best serve the public interest.

The award of this contract shall be subject to the concurrence of the United States Department of Transportation (DOT). All bidders will be required to certify that they are not on the United States Controller General's list of ineligible contractors.

The Contractor will be required to comply with all applicable Equal Employment Opportunity laws and regulations.

The Contractor and its subcontractors will be required to fully comply with the requirements of the State Apprenticeship Program as set forth in the California Labor Code, Division 3, Chapter 4 (commencing at section 3070) and section 1777.5.

The Contractor will be required to submit proof of a current Business Tax Registration Certificate.

The City and County of San Francisco hereby notifies all bidders that it will affirmatively ensure that in regard to any contract entered into pursuant to this advertisement, small 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.

In accordance with San Francisco Administrative Code Chapter 6, no bid is accepted and no contract in excess of \$100,000 is awarded by City and County of San Francisco until such time as the department head recommends the contract for award and the board or commission then adopts a resolution awarding the contract. Pursuant to Charter section 3.105, all contract awards are subject to certification by the Controller as to the availability of funds.

The successful Bidder (or Proposer) shall cooperate with SFMTA in meeting its commitments and objectives with regard to ensuring nondiscrimination in the award and administration of Department of Transportation (DOT)-assisted contracts and shall use its best efforts to ensure that barriers to participation of SBEs do not exist.

To be eligible for award of the contract, each subcontractor whose estimated cost of work exceeds \$10,000 must fully comply with the requirements of the “Standard Federal Equal Employment Opportunity Construction Contract Specifications (Executive Order 11246)” and the provisions of the Notice to Bidders, “Small Business Enterprise Program”, copies of which are attached to and made part of the contract documents.

A certified check or corporate surety bond of not less than 10 percent of the amount bid must accompany each proposal. Each bidder shall submit with its bid the names and quotations of all subcontractors, if any, upon which the bid is based.

The contract will provide for progressive payments. Liquidated damages for failure to complete the work within the specified time are included in the specifications, and all bids must cover the entire work required under this contract. The City reserves the right to reject any or all bids.

Copies of the prevailing rate of per diem wages, as determined by the Director of the State of California Department of Industrial Relations, are on file at the SFMTA at One South Van Ness Ave., 3rd Floor San Francisco, California, and are available to any interested party upon request.

NONDISCRIMINATORY EMPLOYMENT PRACTICES: Provisions of Administrative Code Chapters 12B & 12 C as amended are incorporated herein and by reference made a part of this contract as though fully set forth.

By order of the Municipal Transportation Agency,
Robert Boomer, Secretary