

**CITY OF DIXON**

**NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN by the City of Dixon that sealed bids will be received by the City Clerk at City Hall, 600 East A Street, Dixon, California on **Wednesday, November 26, 2008**, until 3:00 p.m. at which time all bids will be publicly opened and read by the City Clerk. All bids will be considered for award by the City of Dixon City Council at their regular meeting on Tuesday, December 9, 2008, for the following project:

**SIDEWALK REPLACEMENT PROJECT  
(PROJECT NUMBER 2008-7)**

LOCATION OF WORK: East A Street, East Mayes Street and East Chestnut Street in the City of Dixon, Solano County.

DESCRIPTION OF WORK: Remove and replace existing concrete sidewalks and driveways.

**All work is to be done in accordance with said Plans and Specifications. A copy of the Plans and Specifications may be obtained from the City Clerk, at 600 East A Street, Dixon, California 95620, for a non-refundable deposit of \$7.00 (plus an additional \$4.50 fee if mailed). If you mail a check for the Plans and Specifications be sure to address your envelope as follows:**

**City of Dixon, 600 East A Street, Dixon, CA 95620, Attn: City Clerk**

The quantities given in the Proposal and Contract forms are approximate, being given as a basis for the comparison of bids only, and the City does not expressly, or by implication, agree that the actual amount of work will correspond therewith, but reserves the right to increase or decrease the amount of any class or portion of work or to omit any portion of the work, as may be deemed advisable or necessary by the City Engineer.

**If you desire a copy of the plan holders list, call City Hall at (707) 678-7000 or fax 678-1489.** If you have questions regarding this project, call Chris Gioia at (707) 678-7031 extension 303, or Toodie Gomez at (707) 678-7031 extension 310.

All Work shall be completed no later than **thirty (30)** working days after the date set in the Notice to Proceed. The City shall assess liquidated damages as provided for in the Contract Documents for delays in the completion of the Project.

BIDS DUE:

Bids are due no later than **Wednesday November 26, 2008, 3:00 p.m.** in the office of the City Clerk at City Hall, City of Dixon, 600 East A Street, Dixon, California 95620. At said time and place the bids shall be publicly opened, examined, and declared by the City Clerk. Bidders are invited to attend the bid opening. The City reserves the right to reject any and all bids, waive any irregularity or informality in the bids, to make any award in what it alone deems to be in the best interest of the City, and to reject the bid of any bidder who has been delinquent or unfaithful in any former contract with the City of Dixon.

Each bid submitted to the City Clerk must be clearly marked on the envelope as follows:

**“Proposal for SIDEWALK REPLACEMENT PROJECT, PROJECT NUMBER 2008-7”  
to be opened at 3:00 p.m., Wednesday, November 26, 2008.**

Each bid must be submitted using the City of Dixon forms provided in the Bid materials.

Bids may be withdrawn at any time prior to bid opening.

A City of Dixon business license is required prior to award of the project.

CONTRACTOR'S LICENSE:

All bidders shall be licensed under the provisions of the Business and Professions Code to do the type of work contemplated in the Project. In accordance with Public Contract Code section 3300, the City has determined that a **Class A** State contractor's license is required for this project.

LABOR CODE REQUIREMENTS:

Pursuant to Section 1770 et seq. of the California Labor Code, the successful bidder and all subcontractors shall pay not less than the rate of per diem wages as determined by the Director of the California Department of Industrial Relations. The prevailing rate and scale of wages of this contract is the determination made by the Director of Industrial Relation as applicable to Solano County. A copy of the Determination is on file at the office of the City Clerk.

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.

BIDDER'S DEPOSIT/BOND:

All proposals shall be accompanied by a cashier's or certified check payable to the order of the City of Dixon amounting to ten percent (10%) of the bid, or by a bond in said amount and payable to said City, signed by the bidder and a corporate surety

authorized to transact surety business in the State of California. A bond given as security for a bid shall be on the form enclosed with the bid documents. 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 on the form enclosed with the Contract Documents, and provide the required bonds and evidence of insurance. **Each bid must also be accompanied by a non-collusion affidavit executed by the bidder that is in the form required by Public Contract Code Section 7106.**

#### GENERAL LEGAL REQUIREMENTS:

The successful bidder shall be required to furnish the City with a certificate of insurance, a performance bond, and a payment bond in an amount of one hundred percent (100%) of the Contract Sum and insurance certificates as required by the Specifications. The Payment and performance bonds shall be on forms included with the Contract Documents.

The Contractor may elect to receive 100 percent of payments due under the Contract Documents from time to time, without retention from any portion of the payment by the City, by depositing securities of equivalent value with the City in accordance with the provisions of Public Contract Code section 22300. Such securities, if deposited by the Contractor, shall be valued by the City, whose decision on valuation of the securities shall be final. Securities eligible for investment under this provision shall be limited to those listed in Public Contract Code section 22300 and Section 16430 of the California Government Code.

Pursuant to Section 23300 of the California Public Contract Code, the Contractor may substitute securities for any money held by the City to ensure performance of the contract. At the request and expense of the Contractor, securities equivalent to the amount withheld shall be deposited with the City or with a state or federally chartered bank as an escrow agent, who shall return such securities to the Contractor upon satisfactory completion of the contract. Deposit of securities with an escrow agent shall be subject to written agreement in accordance with the provisions of Section 22300. The City shall not certify that the contract has been completed until at least 35 days after the recordation of a Notice of Completion with the County Recorder. Securities eligible for investment under this section shall be limited to those listed in Section 16430 of the California Government Code, bank or savings and loan certificates of deposit, interest bearing demand deposit accounts, standby letters of credit, or any other security mutually agreed upon by the Contractor and the public agency.

#### PROOF OF ADMITTED SURETY:

The payment and performance bonds, and the bidder's bond if submitted, must be accompanied by a certificate of authority from the County Clerk of the County of Solano, State of California, as an admitted surety by the Insurance Commissioner, authorizing the insurer to transact surety insurance in the State of California, and that the authority

has not been surrendered, revoked, canceled, annulled, or suspended. **In lieu of the certificate of authority from the County Clerk, a printout from the State Department of Insurance, web site ([www.insurance.ca.gov](http://www.insurance.ca.gov)), indicating that the company is an admitted insured, will be acceptable.**

### **BIDDER'S QUESTIONNAIRE**

Each bid must include an accurate bidder's questionnaire properly completed on behalf of the bidder and signed by a representative authorized to bind the bidder. The City will use the information contained in the bidder's questionnaire and information obtained from references listed in the bidder's questionnaire to determine whether, pursuant to applicable law, a bidder is deemed a responsible bidder for purposes of the project. The information provided in a bidder's questionnaire may, in itself, be sufficient to support a determination that a bidder is non-responsive.

Dated: November 3, 2008

Janice Beaman  
City Clerk

Advertisement Dates: November 5, 2008, and November 12, 2008