

ORIGINAL

**COUNTY OF EL DORADO, CALIFORNIA
CHIEF ADMINISTRATIVE OFFICE
FACILITIES DIVISION
NOTICE TO BIDDERS**

NOTICE IS HEREBY GIVEN by the County of El Dorado, State of California that sealed bids for work in accordance with the Contract Documents, Construction Task Catalog®, and Technical Specifications designated:

**COUNTY OF EL DORADO
JOB ORDER CONTRACTING (JOC)
CLASS B – GENERAL BUILDING CONTRACTOR**

BID #21-968-052

BID #21-968-053

BID #21-968-054

All bids must be received by the Chief Administrative Office, Procurement & Contracts Division, located at **330 FAIR LANE, PLACERVILLE, CALIFORNIA, NO LATER THAN 3:00 P.M. ON JULY 23, 2021**. **The time stamp clock located in the office of the Chief Administrative Office will serve as the official time clock.** Bids will be opened publicly and read by the Chief Administrative Office, Procurement & Contracts Division.

No Bid may be withdrawn after the time established for receiving bids or before the award and execution of the Contract, unless the award is delayed for a period exceeding sixty (60) calendar days. Bids shall be executed in accordance with the instructions given and on the forms provided in the Contract Documents furnished by the County of El Dorado, Chief Administrative Office, Procurement & Contracts Division through Quest Construction Data Network (Quest). All bids must be clearly marked on the envelope:

“BID FOR JOB ORDER CONTRACTING”

BID #21-968-052 or

BID #21-968-053 or

BID #21-968-054

Three (3) bids are being advertised simultaneously utilizing the same Project Manual and Construction Task Catalog®, with one (1) bid form package.

LOCATION/DESCRIPTION OF THE WORK: A Job Order Contract is an indefinite quantity contract pursuant to which the Contractor may perform an ongoing series of individual projects involving repair, remodel, or other repetitive work for any County department on existing County property at different locations throughout the County. The work shall not include new construction, design, or contract drawings. The bid documents include a Construction Task Catalog® containing construction tasks with preset unit prices. All unit prices are based on local labor, material, and equipment prices and are for the direct cost of construction.

The Contractor will bid **FOUR (4)** sets of adjustment factors to be applied to the unit prices. One set of Adjustment Factors for West Slope general facilities/property, one set of Adjustment Factors for West Slope secured facilities/property, one set of Adjustment Factors for non-secured facilities/property located in the Tahoe Basin and one set of Adjustment Factors for secured facilities/property located in the Tahoe Basin. Each set of Adjustment Factors will include an Adjustment Factor for performing work during Normal Working Hours (6:00 am to 6 pm Monday through Friday) and an Adjustment Factor for performing work during Other Than Normal Working Hours (6:00 pm to 6:00 am Monday through Friday and all day Saturday, Sunday and Holidays). All Adjustment Factors apply to every task in the Construction Task Catalog®.

All Unit Prices listed in the Construction Task Catalog® are priced at a net value of 1.0000. The Adjustment Factors shall be an increase or decrease to all the Unit Prices listed in the Construction Task Catalog®. For example, 1.1000 would be a 10% increase to the Unit Prices and 0.9500 would be a 5% decrease to the Unit Prices. Bidders who submit separate Adjustment Factors for separate Unit Prices will be considered non-responsive and their bid will be rejected.

Thereafter, as projects are identified the Contractor will jointly scope the work with the Project Manager. The Project Manager will prepare a Detailed Scope of Work and issue a Request for Proposal to the Contractor. The Contractor will then prepare a Proposal for the project including a Job Order Price Proposal, Schedule, Sketches or Drawings, a list of subcontractors, and other requested documentation. If the Proposal is found to be reasonable, a Job Order may be issued.

A Job Order will reference the Detailed Scope of Work and set forth the Job Order Completion Time, and the Job Order Price. The Job Order Price is determined by multiplying the preset unit prices by the appropriate quantities and by the appropriate Adjustment Factor. The Job Order Price shall be a lump sum, fixed price for the completion of the Detailed Scope of Work. A separate Job Order will be issued for each project. Extra work, credits, and deletions will be contained in additional Job Orders.

The County selected The Gordian Group's (Gordian) Job Order Contracting (JOC) System for their JOC program. The Gordian JOC Solution includes Gordian's proprietary eGordian® JOC Applications and Construction Task Catalog®, which shall be used by the Contractor to prepare and submit Job Order Proposals (using the Unit Prices defined in the Construction Task Catalog®), subcontractor lists, and other requirements specified by the County. The Contractor shall be required to execute Gordian's JOC System License and Fee Agreement, and pay a 1% JOC System License Fee to obtain access to the Gordian JOC Solution.

A. Minimum and Maximum Contract Values:

There is no Minimum Contract Value.

The Maximum Contract Value is \$2,500,000, with one option to increase the Maximum Contract Value to the amount currently authorized by the California Public Contract Code during the term of the Contract. The Contractor is not guaranteed to receive this volume of Job Orders.

- B. The contract term commences ninety (90) days after contract execution OR upon first Notice to Proceed, whichever occurs first.
- C. The term of the Job Order Contract will be either for one year or when issued Job Orders totaling the Maximum Contract Value have been completed, whichever occurs first. All Job Orders must be issued but not necessarily completed within one calendar year of the commencement date of the first Job Order. All Job Orders issued during the term of this Contract shall be valid and in effect until work has been completed and accepted by County. All terms and conditions of the Contract apply to each Job Order.
- D. Each Job Order shall set forth the Job Order Completion Time which is the amount of time allotted for the Contractor to complete the Detailed Scope of Work.
- E. The successful Bidder(s) shall be required to furnish both a payment bond the amount of one million five hundred thousand dollars (\$1,500,000) and a performance bond in the amount of one million five hundred thousand dollars (\$1,500,000) on the forms set forth in the Contract Documents. Prior to beginning additional work, Contract holders will be required to re-bond for an additional amount as determined by County for anticipated work for both the payment and performance bonds once the total of completed and outstanding Job Orders reaches \$1,500,000, the amount of the original bond.
- F. A Pre-Bid Meeting is scheduled for this contract on **July 7, 2021 starting PROMPTLY at 10:00 a.m. in the County of El Dorado's Board of Supervisors Meeting Room located at 330 Fair Lane, Placerville, California. Attendance at the Pre-Bid Meeting is NOT MANDATORY. Representatives Shall Follow County Covid-19 Policy While On County Premises Which Currently Includes, But Is Not Limited To, The Use Of Face Coverings And Physical Distancing Of Six (6) Feet. The Updated County Policy Is Available At: <https://www.edcgov.us/Government/BOS/Documents/E-11%20COVID-19%20Workplace%20Guidelines.pdf>.** The County will post on the Quest website such Addenda as the County in its discretion considers necessary in response to questions arising and information presented at the Pre-Bid Meeting. Oral statements shall not be relied upon and will not be binding or legally effective. Addenda issued as a result of the Pre-Bid Meeting shall constitute the sole and exclusive record and statement of the results of the Pre-Bid Meeting.

QUESTIONS: Questions will be accepted in writing only, through submission to the Quest website under the Quest Project #7840263 "Project Q&A", by email, or in hard copy, until **5:00 P.M. ON JULY 13, 2021**. Questions can be emailed to: kady.leitner@edcgov.us with **2021 Job Order Contracting – Question** as the subject; or in hard copy delivered to: County of El Dorado, Procurement & Contracts, 330 Fair Lane, Placerville, CA 95667, **2021 Job Order Contracting – Question**. Answers to questions deemed relevant and appropriate will be posted on the Quest website on or about **5:00 P.M. ON JULY 16, 2021**.

OBTAINING OR INSPECTING CONTRACT DOCUMENTS: The Contract Documents may be examined:

- Online from the Quest website at <http://www.questcdn.com>
- Interested parties may also access the Quest website by clicking on the link next to the Project Name or entering the Quest project #7840263 on the Chief Administrative Office, Procurement and Contract's website at <http://edcapps.edcgov.us/contracts/invite.asp>.
- Interested parties may view the Contract Documents on the Quest website at no charge. The digital Contract Documents may be downloaded for \$15.00 by inputting the Quest project #7840263 on the websites' Project Search page. Please contact Quest CDN.com at 925.233.1632 or info@questcdn.com for assistance with free membership, registration, downloading, and working with this digital project information.
- Physical paper copies of the Contract Documents, including Plans, may be examined at the County of El Dorado, Chief Administrative Office, Procurement & Contract Division located at 330 Fair Lane, Placerville, California; however, the Chief Administrative Office will no longer issue paper copies of the Contract Documents to bidders.

To be included on the planholders list and receive notification of addenda, interested parties must download the Contract Documents from Quest. Those downloading the Contract Documents assume responsibility and risk for completeness of the downloaded Contract Documents.

CONTRACTORS LICENSE CLASSIFICATION: Bidders shall be properly licensed to perform the Work pursuant to the Contractors' State License Law (Business and Professions Code Section 7000 et seq.) and shall possess a **Class B – General Building Contractor's** license and shall maintain a valid license through completion and acceptance of the Work, including the guarantee and acceptance period. Failure of the successful Bidder to obtain proper adequate licensing shall constitute a failure to execute the Contract and shall result in the forfeiture of the Bidder's security.

BUSINESS LICENSE: The County Business License Ordinance provides that it is unlawful for any person to furnish supplies or services, or transact any kind of business in the unincorporated territory of El Dorado County without possessing a County business license unless exempt under County Ordinance Code Section 5.08.070. The Bidder to whom an award is made shall comply with all of the requirements of the County Business License Ordinance, where applicable, prior to beginning work under this Contract and at all times during the term of this Contract.

REQUIRED LISTING OF PROPOSED SUBCONTRACTORS: No subcontractors will be listed with the bid. Each individual Job Order under the Contract shall have listed therein the name and address of each subcontractor, to whom the Bidder proposes to subcontract portions of the work in an amount in excess of 1/2 of one percent of its total Job Order Price Proposal in accordance with the Subletting and Subcontracting Fair Practices Act, commencing with Section 4100 of the Public Contract Code. The Bidder shall also describe in the Subcontractor Listing the work to be performed by each subcontractor listed. The work to be performed by the subcontractor shall be shown by listing the description of the work, and portion of the work to be performed by the subcontractor in the form of a percentage calculated by dividing the work to be performed by the subcontractor by the lump sum bid price. At the time the Job Order Price Proposal is submitted all listed subcontractors shall be properly licensed to perform their designated portion of the work. The Bidder's attention is invited to other provisions of the Act related to the imposition of penalties for a failure to observe its provisions by using unauthorized subcontractors or by making unauthorized substitutions.

Pursuant to recently enacted legislation (SB 854, Stat. 2014, Chapter 28), no contractor or subcontractor may be listed on a bid proposal for public works project (submitted on or after March 1, 2015) or awarded a contract for a public works project (awarded on or after April 1, 2015) unless registered with the Department of Industrial Relations pursuant to Labor Code Sections 1771.1(a), 1725.5.

EMISSIONS REDUCTION:

Contractor shall comply with emission reduction regulations mandated by the California Air Resources Board, sign the certification of knowledge in the Agreement, and provide County a Certificate of Reported Compliance when road legal diesel vehicles with a gross vehicle weight over 14,000 pounds are included in their fleet. Contractor must require all sub-contractors to comply with such regulations and provide County a Certificate of Reported Compliance for each sub-contractor with road legal diesel vehicles over 14,000 pound gross vehicle weight.

NONDISCRIMINATION: Attention is directed to the following Notice that is required by Chapter 5 of Division 4 of Title 2, California Code of Regulations.

**NOTICE OF REQUIREMENT FOR NONDISCRIMINATION PROGRAM
(GOVERNMENT CODE SECTION 12990)**

PREVAILING WAGE REQUIREMENTS: In accordance with the provisions of California Labor Code Sections 1770 et seq., 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 California Department of Industrial Relations. These wage rates appear in the California Department of Transportation publication entitled General Prevailing Wage Rates. Interested parties can obtain the current wage information by submitting their requests to the Department of Industrial Relations, Division of Labor Statistics and Research, P.O. Box 420603, San Francisco CA 94142-0603, Telephone (415) 703-4708 or by referring to the website at <http://www.dir.ca.gov/dlsr/PWD>. The rates at the time of the bid advertisement date of a project will remain in effect for the life of the project in accordance with the California Code of Regulations, as modified and effective January 27, 1997.

Copies of the general prevailing rate of wages in the county in which the Work is to be done are also on file at the Chief Administrative Office, Facilities Division, and are available upon request.

In accordance with the provisions of Labor Code 1810, eight (8) hours of labor shall constitute a legal day's work upon all work done hereunder, and Contractor and any subcontractor employed under this Contract shall conform to and be bound by the provisions of Labor Code Sections 1810 through 1815.

BID SECURITY: A bid security shall be provided with bid. Bid security shall be in the amount of \$25,000.00 and shall be cash, a certified check or cashier's check drawn to the order of the County of El Dorado or a Bidder's Bond executed by a surety satisfactory to the County of El Dorado on the **form provided in the Proposal section of these Contract Documents.**

AWARD OF CONTRACT: The County may at its sole discretion, award up to three (3) individual Contracts, each with a maximum amount of \$2,500,000. Bidders may bid separately on any or all of the JOC Bids; however, only one Contract may be awarded to any bidder. Award will be made to the lowest responsive and responsible bidder on each JOC Bid. The lowest responsive and responsible bidder on a bid will be excluded from consideration for award of each successive JOC Bid.

The County of El Dorado reserves the right after opening bids to reject any or all bids, to waive any irregularity in a bid, or to make award to the lowest responsive, responsible Bidder(s) and reject all other bids, as it may best serve the interests of the County. No Bidder is to be awarded more than one Job Order Contract under this solicitation. The Purchasing Agent will recommend the bids for award by the Board of Supervisors.

As a condition of award, the successful Bidder(s) will be required to submit bonds and evidence of insurance prior to execution of the Agreement by the County. Failure to meet this requirement shall constitute abandonment of the Bid by the Bidder and forfeiture of the Bidder's security. Award will then be made to the next lowest responsible Bidder.

BIDDERS PROTEST PROCEDURES:

Any Bidder in the course of a competitive solicitation who is determined non-responsive or who is not being recommended for award of a contract may Protest the solicitation award.

1. A Bidder may submit a Protest if they believe that:
 - a) The rating factors and/or evaluation criteria put them at an unjust disadvantage,
 - b) The County erred in its conclusion that the Bidder's solicitation was non-responsive or failed to follow procedures set forth in the solicitation document and therefore was unfairly disqualified from the solicitation process,
 - c) Bidder provided the overall best value response, and that the County erred in not recommending them for award of the contract or purchase order, or
 - d) County failed to follow written policy and/or procedures.
2. The Bidder must submit a formal written Protest to the Procurement & Contracts Division **within five (5) working days** of the County's Notice of Intent to Award.
3. The Bidder's Protest should provide evidence that County failed to follow procedures specified in the solicitation or made identifiable mathematical errors or other calculation errors while evaluating the solicitation.

Protests must be filed in writing with the Procurement and Contracts Division within five (5) working days of Notice of Intent to Award.

PAYMENTS: Attention is directed to section 6.2 APPLICATIONS FOR PAYMENT of the Conditions of the Contract.

RETAINAGE FROM PAYMENTS: The Contractor may elect to receive one hundred percent (100%) of payments due under the Contract from time to time, without retention of any portion of the payment by the County, by depositing securities of equivalent value with the County in accordance with the provisions of Section 22300 of the Public Contract Code. Securities eligible for deposit hereunder shall be limited to those listed in Section 16430 of the Government Code, or bank or savings and loan certificates of deposit.

PROJECT ADMINISTRATION: All communications relative to the Contract Documents and Plans shall be directed to Michele Weimer, Purchasing Agent, County of El Dorado Chief Administrative Office, Procurement and Contracts Division, 330 Fair Lane, Placerville, CA 95667, telephone: (530) 621-5670. No oral responses to any questions concerning the content of the Contract Documents, Construction Task Catalog®, and Technical Specifications will be given. All responses will be in the form of written addenda to the Contract Documents and/or Construction Task Catalog® and/or Technical Specifications.

BY ORDER OF the Board of Supervisors, County of El Dorado, State of California.

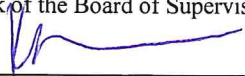
Authorized by the Board of Supervisors on June 22, 2021 at Placerville, California.

Dated: 6/22/2021

By: 
Chair, Board of Supervisors

ATTEST:

Kim Dawson
Clerk of the Board of Supervisors

By: 
Deputy Clerk

Dated: 6/22/2021

*** END OF DOCUMENT ***