

## NOTICE TO CONTRACTORS

Notice is hereby given that the Executive Director of the Sacramento Area Flood Control Agency (SAFCA), Sacramento, California, will receive sealed bids as follows:

**BID DATE:** **October 3, 2019**

**SUBMIT SEALED BIDS TO:** **Department of General Services  
Contract & Purchasing Services Division  
9660 Ecology Lane  
Sacramento, CA 95827**

**FOR: TWO (2) JOC CONTRACTS 2019** **SAFCA JOC-001 and SAFCA JOC-002**

**MAXIMUM ESTIMATED VALUE:** **\$2,000,000 each Job Order Contract**

**CONTRACTOR'S CALIFORNIA LICENSE AND/OR CLASS REQUIRED:** **General Engineering Contractor "A"**

**MANDATORY PRE-BID CONFERENCE DATE; TIME; AND LOCATION:** **September 19, 2019 10:00am SAFCA Office  
1007 7<sup>th</sup> Street, 7<sup>th</sup> Floor, Sacramento, CA 95814**

**PROJECT DESCRIPTION:** **The work performed under this Contract includes the furnishing of all labor, materials, equipment and supervision for a Job Order Contract.**

A mandatory pre-bid conference will be held for the purpose of reviewing and answering questions regarding this project. Any interested contractor or his/her agent should attend. Representatives of SAFCA will be present for questions. Attendance at the pre-bid conference is mandatory, a representative of the prime contractor must be in attendance and sign in on the attendance log to be eligible to have a bid accepted on these JOCs.

Award of this contract requires the bidder to have a valid California contractor's license with the classification(s) identified above. This requirement shall be met at the time of the bid opening.

It is intended that two contracts will be awarded – one to each of the two lowest responsive and responsible bids.

Contract Documents may be downloaded at <http://www.dgs.saccounty.net/capsd/Pages/Construction.aspx> Contractors will need to register on the site (County of Sacramento uses a third party site called Public Purchase) to download the contract documents. If you have any technical difficulties with Public Purchase, Contact them at 800-591-5546 or at [support@publicpurchase.com](mailto:support@publicpurchase.com). For further assistance, contact Tracy Soth at [SothT@saccounty.net](mailto:SothT@saccounty.net)

Each bid must be submitted on the bid form provided in the Contract Documents. Each bid must also be accompanied by security in the form of a bid bond issued by a corporate surety, a certified check or cashier's check payable to SAFCA, or cash for an amount not less than \$25,000.

The successful bidder shall be required to execute a Material and Labor Payment Bond and a Performance Bond, issued by a corporate surety, acceptable to SAFCA, each for not less than one hundred percent (100%) of the Maximum Contract Value.

SAFCA encourages the submission of bids and sub-bids by minority-owned and women-owned business enterprises.

This is a public works project in accordance with Section 1720 of the California Labor Code. No contractor or subcontractor may be listed on a bid proposal for a public works project unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 [with limited exceptions from this requirement for bid purposes only under Labor Code section 1771.1(a)]. No contractor or subcontractor may be awarded a contract for public work on a public works project unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5.

SAFCA uses the County of Sacramento's Labor Compliance program. The County of Sacramento received final approval from the Director of the California Department of Industrial Relations as a Labor Compliance Program effective March 15, 1994. All questions regarding this Labor Compliance Program should be directed to the Labor Compliance Section at (916) 875-2711.

This is a construction project in accordance with Section 1771.5 of the California Labor Code. This contract is subject to: (1) Federal Labor Standards Provisions as required by the Davis-Bacon Act and other applicable Federal requirements, (2) Equal Employment Opportunity requirements pursuant to Executive Order 11246, and (3) Minority Business Enterprise (MBE) development pursuant to Executive Order 12432.

All labor on the project shall be paid no less than the minimum wage rates as established by the U.S. Secretary of Labor or as determined by the Director of the California Department of Industrial Relations. The higher of the two rates will be paid in accordance with the following acts and codes:

- (1) The Davis-Bacon Act, and
- (2) Section 1770, and following, of the California Labor Code.

Copies of the minimum wage rates established by the Secretary of the U.S. Department of Labor ([www.wdol.gov](http://www.wdol.gov)) and the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations (<http://www.dir.ca.gov/OPRL/PWD/index.htm>) are on file at the office of the Labor Compliance Program, 9700 Goethe Road, Suite D, Sacramento, CA 95827. These copies shall be made available to any interested party upon request.

SAFCA will not accept lower State wage rates not specifically included in the Federal Minimum Wage Decision. This includes "helper" (or other classifications based on hours of experience) or any other classification not appearing in the Federal Wage Decision. Where the Federal Wage Decision does not contain the State wage rate determination otherwise available for use by the Contractor and subcontractors, the Contractor and subcontractors shall pay not less than the Federal minimum wage rate which most closely approximates the duties of the employees in question.

Pursuant to California Public Contract Code Section 22300, the contractor may, at its own expense, substitute securities for any money being withheld by SAFCA to ensure performance under this contract.

SAFCA reserves the right to reject any or all bids, to waive any informality in any bid, and to determine which bid, in the judgment of the agency, is the lowest responsive bid of a responsible bidder.

**JOC DESCRIPTION AND SCOPE:**

A Job Order Contract (JOC) is an indefinite quantity contract pursuant to which the Contractor may perform an ongoing series of individual Projects at different locations throughout the SAFCA service area. 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.

This Contract will be awarded to the lowest, responsive, responsible bidder.

SAFCA selected The Gordian Group’s Job Order Contracting (JOC) System for their JOC program. The Gordian JOC Solution includes proprietary Gordian Cloud JOC System and JOC Applications and Construction Task Catalog®, which shall be used by the Contractor to prepare and submit Job Order Proposals, subcontractor lists, and other requirements specified by SAFCA. 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 Cloud JOC System.

**ADJUSTMENT FACTORS:** The Contractor will bid two (2) Adjustment Factors to be applied to the Unit Prices. These two (2) Adjustment Factors shall apply to every Pre-priced Task in the Construction Task Catalog®.

1. Adjustment Factor for performing work during Normal Working Hours
2. Adjustment Factor for performing work during Other Than Normal Working Hours

For bid evaluation purposes only, the following work distributions shall be used to determine the Award Criteria Figure:

<b>Adjustment Factor</b>	<b>% Weight (For Bid Evaluation Only)</b>
Normal Working Hours	80%
Other than Normal Working Hours	20%

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.

**REQUEST FOR JOB ORDER PROPOSAL:** Thereafter, as projects are identified, the Contractor will jointly scope the work with the Agency Project Manager. The Agency Project Manager will prepare a Detailed Scope of Work and issue a Request for Job Order Proposal to the Contractor.

**JOB ORDER PROPOSAL:** The Contractor will then prepare a Job Order Proposal for the Project including a Job Order Price Proposal, drawings and sketches, a list of subcontractors and material suppliers, construction schedule, and other requested documentation. The Job Order Price shall equal the value of the approved Job Order Price Proposal. The value of the Job Order Price Proposal shall be calculated by summing the total of the calculation for each Pre-priced Task (Unit Price x quantity x

Adjustment Factor) plus the value of all Non Pre-priced Tasks. If the Job Order Proposal is found to be complete and reasonable, a Job Order may be issued.

**JOB ORDER:** A Job Order will include the Detailed Scope of Work, Completion Time, and the Job Order Price. The Job Order incorporates by reference all clauses, provisions and Exhibits of the Contract, unless otherwise specified on the Job Order. 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 a Change Order. The Contractor is required to complete each Detailed Scope of Work for the Job Order Price within the Job Order Completion Time.

**SCOPE OF SERVICES:** The anticipated scope of work for this JOC General Engineering Construction Services contract primarily consists of repair, remodeling, or other repetitive work for, general engineering and site improvements, which includes, but is not limited to, earthwork, utilities, paving, concrete, demolition, sign installation, drainage, landscaping mitigation, site clearing, and all required incidental professional and technical services for projects.

Each Job Order will include the specific and detailed scope of work for the construction and completion of the Job Order, which the Contractor undertakes to perform in accordance with the terms of the Contract, including the manufacture and furnishing of all equipment and materials necessary for the construction and completion of the scope of work.

This Contract is for construction work and related services to be performed within the jurisdiction of the Agency, which includes areas outside of the boundaries of the Agency which may be required for the protection of property within the boundaries of the Agency.

Where the plans or specifications describe portions of the Job Order in general terms, but not in complete detail, it is understood that only the best general practice is to prevail and that only materials and workmanship of the first quality are to be used. Unless otherwise specified, the Contractor shall furnish all labor, materials, tools, equipment, and incidentals, and do all the Work involved in executing the Contract in a satisfactory manner.

**CONTRACT VALUE AND PERIOD:** The Maximum Contract Value each Contract is \$2,000,000 over one (1) year. There is no Minimum Contract Value over one (1) year, subject to the terms and conditions set forth in the Special Provisions. One (1) contract will be awarded to the successful lowest bidder and one (1) to the second lowest bidder. Only one bid per Contractor shall be submitted for both contracts.

The apparent lowest responsive and responsible bidder on one JOC contract will be excluded from consideration for the subsequent contract.

The Contractor is not guaranteed to receive any volume of Job Orders. The Maximum Contract Value is merely an estimate of the total volume of Job Orders that may be entered into over 12 months. All Job Orders issued during the term of this Contract shall be valid and in effect notwithstanding that the Detailed Scope of Work may be performed, payments may be made, and the guarantee period may continue, after the Contract Time Period has expired.

NOTE ALL QUESTIONS AND CORRESPONDENCE CONCERNING THIS NOTICE TO CONTRACTORS SHALL BE DIRECTED AS FOLLOWS:

Mrs. Jennifer Heredia, Contract Specialist  
SAFCA  
1007 7th Street, 7th Floor  
Sacramento, CA 95814

Tel: (916) 874-7606  
Fax: (916) 874-8289  
heredia@saccounty.net

(Include "SAFCA Job Order Contract 2019" in the subject line of e-mail correspondence.)

General and limited questions may be answered by telephone. More detailed questions shall be submitted in writing. Questions will be accepted until **September 25, 2019 at 2 p.m.** Written responses to questions will be made by addendum.

By order of the Board of Directors of the Sacramento Area Flood Control Agency at Sacramento, California, dated August 15, 2019.



Clerk, Board of Directors  
Sacramento Area Flood Control Agency