

**NOTICE INVITING BIDS**

**SARATOGA AVENUE AND FRUITVALE AVENUE OVERLAY AND  
REHABILITATION PROJECT  
FEDERAL PROJECT ID: ESPL 5332(015)**

SEALED BIDS will be received by the CITY OF SARATOGA (CITY) until **June 7<sup>th</sup>, 2010 at 10:00 am** for the **SARATOGA AVENUE AND FRUITVALE AVENUE OVERLAY AND REHABILITATION PROJECT**. Sealed bids shall be submitted addressed and noted as follows:

**John Cherbone, Public Works Director  
City of Saratoga  
13777 Fruitvale Ave.  
Saratoga, CA 95070**

**Sealed Bid for SARATOGA AVENUE AND FRUITVALE AVENUE OVERLAY AND REHABILITATION PROJECT: ESPL 5332(015)**

All bids must be accompanied by bidder's security in accordance with California Public Contract Code Sections 20170 et seq.

Following the closure of the bid submittal period, bids will be publicly opened and read for performing work as follows:

Furnishing all labor, equipment, and performing all work necessary and incidental to the construction of the project known as **SARATOGA AVENUE AND FRUITVALE AVENUE OVERLAY AND REHABILITATION PROJECT** according to drawings and specifications as prepared by City of Saratoga and according to the Contract Documents. The work to be done consists of supplying all labor, methods or processes, implements, tools, machinery, and equipment to install asphalt overlays, striping and other work not specifically mentioned herein, but which may be required as directed by CITY or its designated representative.

**CITY hereby notifies all Bidders that this project is federally funded, and particular attention should be paid to the Federal and State requirements for construction. All required Federal and State required information must be provided in order for the bid to be considered conforming. These sections are located in the back portion of the bid documents. The Underutilized Disadvantage Business Enterprises (UDBEs) goal for this project is 2.78%.**

Project is to be completed within 20 working days from the date specified in the Notice to Proceed. The Contractor shall pay to the City of Saratoga the sum of **three hundred dollars (\$300.00)** for each and every calendar day's delay in finishing the work in excess of the calendar day completion time.

Bidders may obtain copies of the bidding documents at the Saratoga Public Works Department; Phone: (408) 868-1239. There is no charge for the bid documents for this project. Send requests for project drawings and specifications to City of Saratoga; 13777 Fruitvale Avenue; Saratoga, California 95070; Attn: Public Works Director.

Pursuant to California Labor Code Section 1771, the successful bidder and all subcontractors shall pay not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations. Copies of such prevailing rate of per diem wages are available for view at the City of Saratoga Department of Public Works.

Pursuant to California Public Contract Code Section 22300, the Contractor may, at its option, choose to substitute securities for monies earned by the Contractor and retained by CITY to ensure the performance of the Contract.

Pursuant to California Public Contract Code Section 3300, City has determined that the Contractor shall possess a valid General Engineering Contractor License at the time that the bid is submitted. Failure to possess the specified license shall render the bid non-responsive.

The successful bidder will be required to furnish a payment bond in the amount equal to one hundred percent (100%) of the Contract Price, as well as a faithful performance bond, in the amount equal to one hundred percent (100%) of the Contract Price. The bonds shall be on the forms included in the Contract Documents.

The successful bidder shall insure that employees and applicants for employment are not discriminated against on the basis of age, color, race, national origin, ancestry, religion, sex, sexual preference, or marital status, and shall comply with the Americans with Disabilities Act.

Bids will be examined and reported to the City of Saratoga City Council (Council) at a meeting within thirty (30) days of the bid opening. CITY reserves the right to reject any and all bids, or to waive any irregularities or informalities in any bid or in the bidding procedure, or to postpone the bid opening or award for good cause. No Bidder may withdraw its bid for a period of five calendar days after the date of opening of the bids. Each bidder will be notified of award of contract, if award is made. Contract Documents, Forms of Bid and any questions concerning this bid should be addressed to Public Works Director, City of Saratoga, (408) 868-1239.

CITY OF SARATOGA  
Office of the Clerk  
May 12<sup>th</sup>, 2010