

1 **BOARD OF SUPERVISORS COUNTY OF FRESNO STATE OF CALIFORNIA**

2
3 **NOTICE TO BIDDERS**

4
5
6 Sealed proposals will be received at
7 <https://www.bidexpress.com/businesses/36473/home>, and at the Fresno County
8 Department of Public Works and Planning, Office of the Design Engineer, Seventh
9 Floor, Fresno County Plaza Building, 2220 Tulare Street, Fresno, CA 93721 until

10
11 **2:00 P.M., (1400 hours and 00 seconds)**
12 **Thursday, September 3, 2020**

13
14 at which time the bidding will be closed.

15
16 Due to the COVID-19 restrictions and guidelines, the Department's bid reception desk
17 may be closed and all bidders are encouraged submit bids online through Bid
18 Express.

19
20 **If a bidder is unable to submit online, please mail bid or e-mail**
21 **DesignServices@fresnocountyca.gov or call (559) 600-9908 in advance, so that**
22 **arrangements may be made to hand deliver your bid.**

23
24 Promptly following the closing of the bidding all timely submitted bids will be publicly
25 opened and viewable via a livestream (the link for which will be posted at
26 <http://www.co.fresno.ca.us/planholders>), for construction in accordance with the
27 specifications therefor, to which special reference is made as follows:

28
29 **GENERAL BUILDING JOB ORDER CONTRACT**

30
31 **Contract Nos.: 20-J-03, Class B**
32 **20-J-04, Class B**
33 **20-J-05, Class B**

34
35 A Job Order Contract is an indefinite quantity contract pursuant to which the Contractor
36 will perform an ongoing series of individual projects at different locations throughout
37 the County of Fresno. The bid documents include a Construction Task Catalog®
38 containing construction tasks with preset Unit Prices. All Unit Prices are based on local
39 labor prevailing wages, material and equipment prices and are for the direct cost of
40 construction.

41
42 **A MANDATORY pre-bid conference will be held at 10:00 a.m., on Friday, August**
43 **21, 2020 for the purpose of discussing the Job Order Contract concept,**
44 **documents, bid considerations and to discuss Job Order Contracting from a**
45 **contractor's viewpoint. The MANDATORY pre-bid conference will be held**
46 **online (the link for which will be posted at**
47 **<http://www.co.fresno.ca.us/planholders>).**

1 **Prospective bidders whose representative(s) attend the MANDATORY pre-bid**
2 **conference will receive the electronic link to the official specification books, the**
3 **Construction Task Catalog® and Technical Specifications.**
4

5 **The County reserves the right, in its sole discretion, to schedule a second pre-**
6 **bid conference via the issuance of an addendum to this contract. In such case,**
7 **attendance at only one of the pre-bid conferences will be mandatory.**
8

9 Bidders will bid three sets of Adjustment Factors to be applied to the Unit Prices. One
10 set of Adjustment Factors for County/State-funded projects, one set of Adjustment
11 Factors for Federally-funded projects and one set of Adjustment Factors for
12 County/State-funded projects in a Secure Facility. Each set of Adjustment Factors will
13 include one Adjustment Factor for performing work during Normal Working Hours and
14 a second Adjustment Factor for performing work during Other Than Normal Working
15 Hours. All Adjustment Factors apply to every task in the Construction Task Catalog®.
16

17 Upon award of contract and as projects are identified, the Contractor will jointly scope
18 the work with the County Project Manager. The County Project Manager will prepare
19 a Detailed Scope of Work and issue a Request for Proposal to the Contractor. The
20 Contractor will then prepare a Work Order Proposal for the project including a Work
21 Order Price Proposal, Schedule, Sketches or Drawings, a list of subcontractors, and
22 other requested documentation. The value of the Work Order Price Proposal shall be
23 calculated by summing the total of the calculation for each Pre-priced Task (Unit Price
24 x quantity x Adjustment Factor) plus the value of all Non Pre-priced Tasks.
25

26 If the Work Order Price Proposal is found to be reasonable, a Work Order may be
27 issued. The Contractor is required to complete each Detailed Scope of Work for the
28 Work Order Price within the Job Order Completion Time.
29

30 A Work Order will reference the Detailed Scope of Work and set forth the Work Order
31 Completion Time, and the Work Order Price. The Work Order Price is determined by
32 multiplying the preset Unit Prices by the appropriate quantities and by the appropriate
33 Adjustment Factor. The Work Order Price shall be a lump sum, fixed price for the
34 completion of the Detailed Scope of Work.
35

36 A separate Work Order will be issued for each project. Extra work, credits, and
37 deletions will be contained in a Supplemental Work Order.
38

39 **Minimum and Maximum Contract Values:**

40 A. The Minimum Contract Value for this Contract is \$25,000. If a contract is
41 awarded, the Contractor is guaranteed to receive the opportunity to perform
42 one or more Work Orders totaling at least \$25,000 issued during the Contract
43 Term.
44

45 B. The Maximum Contract Value is \$2,000,000, with one option to increase the
46 Maximum Contract Value up to the amount currently authorized by the
47 California Public Contract Code during the term of the Contract. The Contractor
48 is not guaranteed to receive this volume of Work Orders. It is merely an
49 estimate. The Owner has no obligation to issue Work Orders in excess of the
50 Minimum Contract Value. The awarded contractor will be required to obtain
51 payment and performance bonds for the Maximum Contract Value.

1
2 Contract Term:

- 3 A. The Contract Term commences on the date the contract is awarded by the
4 County of Fresno Board of Supervisors (i.e.: the effective date of the Contract).
5
6 B. The term of the Job Order Contract will be either for one year or when issued
7 Work Orders totaling the Maximum Contract Value have been completed,
8 whichever occurs first. All Work Orders must be issued but not necessarily
9 completed within one calendar year of the effective date of the Contract. All
10 Work Orders for which a Notice to Proceed is issued by the County Contract
11 Manager during the term of this Contract shall be valid and in effect
12 notwithstanding that the Detailed Scope of Work may be performed, payments
13 may be made, and the guarantee period may continue, after the Contract Term
14 has expired. All terms and conditions of the Contract apply to each Work Order.
15 No notices to proceed will be issued after 5:00, P.M. on the final day of the
16 Contract Term.
17

18 Planholder and exchange/publication names may be obtained from the Fresno
19 County website at <http://www.co.fresno.ca.us/planholders>. Bidders may fill out a
20 Request to be Added to Planholders List form:

21
22 [https://www.co.fresno.ca.us/departments/public-works-planning/divisions-of-public-
23 works-and-planning/design-division/planholders-list-request-to-be-added](https://www.co.fresno.ca.us/departments/public-works-planning/divisions-of-public-works-and-planning/design-division/planholders-list-request-to-be-added)
24

25 Requesters will then be listed as a planholder for the project on the website and
26 receive email notifications regarding the project.
27

28 Electronic copies (in “.pdf” file format) of the official project plans and specifications
29 and such additional supplemental project information as may be provided at the
30 mandatory pre-bid conference.
31

32 Electronic versions of the bid documents are available online at:
33 <https://www.bidexpress.com/businesses/36473/home> and bids may be submitted
34 electronically through that website. Planholders listed in the Bid Express website for
35 this project will also be listed as a planholder on the Fresno County website and will
36 receive email notifications regarding this project.
37

38 If a bidder is unable to submit a bid via Bid Express, Bid books, which contain bid
39 proposal sheets necessary to submit a bid, may be obtained at the mandatory pre-bid
40 conference. Paper bids shall be submitted in a sealed, opaque envelope addressed
41 to the Department and labeled with the name of the bidder, the name of the project,
42 the contract number, and the statement 'Do Not Open Until The Time Of Bid Opening.'
43

44 Electronic copies of the Specification books are made available solely for the
45 convenience of prospective bidders on the Contract, and are not considered part of
46 the contract documents. No representation or warranty is made, either express or
47 implied, with regard to the accuracy or suitability of said electronic copies for any
48 purpose whatsoever. Utilization or viewing of said electronic copies shall constitute
49 implicit acknowledgement and acceptance of the provisions of this paragraph.
50

1 A Summary of Bids for the apparent low bidder will be posted at the above listed
2 website, generally within 24 hours of the Bid Opening.

3
4 All questions regarding this contract shall be in writing and shall be received by the
5 Department of Public Works and Planning, Design Division, no later than 2:00 P.M.
6 on the seventh (7th) calendar day before bid opening. Any questions received after
7 this deadline will not receive a response unless the Department of Public Works and
8 Planning elects to issue an addendum to revise the bid opening date. In the event
9 that the bid opening date is revised, the deadline for questions will be extended to no
10 later than 2:00 P.M. on the seventh (7th) calendar day before the revised bid opening
11 date. Questions shall be submitted on the "CONTRACTOR REQUEST FOR
12 CLARIFICATION" form provided on the project website at:

13
14 [http://www.co.fresno.ca.us/departments/public-works-and-planning/contractor-bids-
15 plan-holders-electronic-plans-bid-results/20-02-j-20-03-j-general-
16 engineering/request-for-clarification-20-j-03-20-j-04-20-j-05-general-building](http://www.co.fresno.ca.us/departments/public-works-and-planning/contractor-bids-plan-holders-electronic-plans-bid-results/20-02-j-20-03-j-general-engineering/request-for-clarification-20-j-03-20-j-04-20-j-05-general-building)
17

18 Any changes to, or clarification of, the Contract documents and specifications shall be
19 in the form of a written addendum issued to planholders of record. Questions that
20 prompt a change or clarification shall be included in the addendum with the
21 subsequent answer.

22
23 Any oral explanation or interpretations given to this project are not binding.

24
25 Bidders will submit one (1) bid that will be considered for three potential Contracts
26 being offered.

27
28 Bidders will bid three (3) sets of Adjustment Factors to be applied to the Unit Prices.

- 29 • One set of Adjustment Factors for County/State-funded projects.
- 30 • One set of Adjustment Factors for Federally-funded projects.
- 31 • One set of Adjustment Factors for County/State-funded projects in a Secure
32 Facility.

33
34 Each set of Adjustment Factors will include one Adjustment Factor for performing work
35 during Normal Working Hours and a second Adjustment Factor for performing work
36 during Other Than Normal Working Hours. All Adjustment Factors apply to every task
37 in the Construction Task Catalog®.

38
39 The County intends to award a contract to each of the three (3) lowest responsible
40 bidders. One proposal must be submitted by each bidder wishing to bid for one of the
41 three contracts in the Class B license category. Bids will be compared, for purposes
42 of identifying the apparent low bidder for proposed award of the contract, on the basis
43 of the Award Criteria Figure. The Award Criteria Figure is the sum of the weighted
44 Adjustment Factors.

45
46 The Construction Task Catalog® is priced at a net value of 1.0000. The bid shall be
47 an increase to (e.g., 1.1000) or decrease to (e.g., 0.9500) the Unit Prices listed in the
48 Construction Task Catalog®. Bidders who submit separate Adjustment Factors for
49 separate Unit Prices will be considered non-responsive and their bid will be rejected.
50

1 The Owner selected The Gordian Group's (Gordian) Job Order Contracting (JOC)
2 System for their JOC program. The Gordian JOC System includes Gordian's
3 proprietary eGordian® and Gordian Cloud JOC Applications and Construction Task
4 Catalog®, which shall be used by the Contractor to prepare and submit Job Order
5 Proposals, subcontractor lists, and other requirements specified by the Owner. The
6 Contractor shall be required to execute Gordian's JOC System License and Fee
7 Agreement, and pay a 1% JOC System License Fee to obtain access to the Gordian
8 JOC Solution.

9
10 Each bid shall be submitted in a sealed envelope addressed to the Department and
11 labeled with the name of the bidder, the name of the project, the contract number, and
12 the statement 'Do Not Open Until The Time Of Bid Opening.'

13
14 Bid security in the amount \$25,000, and in the form of a bid bond issued by an admitted
15 surety insurer licensed by the California Department of Insurance, cash, cashier's
16 check or certified check shall accompany the bid. Bid security shall be made in favor
17 of the County of Fresno. You must either attach an electronic bid bond or provide an
18 original bid bond (or other form of bid security authorized by Public Contract Code
19 Section 20129(a)), prior to the bid opening, in accordance with the detailed directions
20 set forth in Section 1.04 ("PREPARATION OF PROPOSALS") of the Instructions to
21 Bidders.

22
23 No contract will be awarded to a contractor who has not been licensed in accordance
24 with the provisions of the Contractors State License Law, California Business and
25 Professions Code, Division 3, Chapter 9, as amended, or whose bid is not on the
26 proposal form included in the contract document. A valid California Contractor's
27 License, **Class B, (General Building)** is required for this project.

28
29 No contractor or subcontractor may be listed on a bid proposal for a public works
30 project unless registered with the Department of Industrial Relations pursuant to Labor
31 Code section 1725.5 [with limited exceptions from this requirement for bid purposes
32 only under Labor Code section 1771.1(a)].

33
34 No contractor or subcontractor may be awarded a contract for public work on a public
35 works project unless registered with the Department of Industrial Relations pursuant
36 to Labor Code section 1725.5.

37
38 The work performed under this contract is subject to compliance monitoring and
39 enforcement by the Department of Industrial Relations.

40
41 This contract is subject to state contract nondiscrimination and compliance
42 requirements pursuant to Government Code, Section 12990.

43
44 Pursuant to Section 1773 of the Labor Code, the general prevailing wage rates in the
45 county, or counties, in which the work is to be done have been determined by the
46 Director of the California Department of Industrial Relations. These wages are set
47 forth in the General Prevailing Wage Rates for this project, available at County of
48 Fresno, Department of Public Works and Planning, 2220 Tulare Street, Sixth Floor,
49 Fresno CA 93721-2104 and available from the California Department of Industrial
50 Relations' Internet web site at <http://www.dir.ca.gov/DLSR/PWD>. Future effective
51 general prevailing wage rates, which have been predetermined and are on file with

1 the California Department of Industrial Relations are referenced but not printed in the
2 general prevailing wage rates.

3
4 The successful bidder shall furnish a faithful performance bond in the amount of 100
5 percent of the Maximum Contract Value, a payment bond in the amount of 100 percent
6 of the Maximum Contract Value, and One Year Warranty Bond in the amount of 10
7 percent of the Maximum Contract Value. Each bond specified in this Notice (bid bond,
8 faithful performance bond and payment bond) shall meet the requirements of all
9 applicable statutes, including but not limited to those specified in Public Contract Code
10 section 20129 and Civil Code section 9550.

11
12 Each bond specified in this Notice shall be issued by a surety company designated as
13 an admitted surety insurer in good standing with and authorized to transact business
14 in this state by the California Department of Insurance, and acceptable to the County
15 of Fresno. Bidders are cautioned that representations made by surety companies will
16 be verified with the California Department of Insurance. Additionally, the County of
17 Fresno, in its discretion, when determining the sufficiency of a proposed surety
18 company, may require the surety company to provide additional information supported
19 by documentation. The County generally requires such information and
20 documentation whenever the proposed surety company has either a Best's Key Rating
21 Guide of less than **A** and a financial size designation of less than **VIII**. Provided,
22 however, that the County expressly reserves its right to require all information and
23 documentation to which the County is legally entitled from any proposed surety
24 company.

25
26 Pursuant to Public Contract Code Section 22300, substitution of securities for any
27 moneys withheld by the County of Fresno to ensure performance under the contract
28 shall be permitted.

29
30 The Board of Supervisors reserves the right to reject any or all bids.

31
32 Board of Supervisors, County of Fresno

33
34 Jean Rousseau, County Administrative Officer

35
36 Bernice E. Seidel, Clerk to the Board

37
38 Issue Date: August 11, 2020

39
40 END OF SECTION
41
42
43
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45
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