

NOTICE TO CONTRACTORS

Sealed proposals will be received in the office of the Purchasing Division, East Bay Municipal Utility District, 375 11th Street, First Floor, Oakland, California 94607, until 1:30 p.m. Wednesday, September 11, 2024, and will at that hour be publicly opened and read in the Board Room, Second Floor, of the District's Administration Building, for the Main Wastewater Treatment Plant Oxygen Plant Rehabilitation, under SD-428.

Work includes demolition and replacement of motors, valves, instruments, controls, and other appurtenances associated with the cryogenic oxygen production facility at East Bay Municipal Utility District's Main Wastewater Treatment Plant (MWWTP). Existing pneumatic controls will be replaced with new electronic instruments and controls. The work also includes re-coating of existing steel cold boxes, new controls, integration of controls into the MWWTP's distributed controls system (DCS), fire protection, fall protection, seismic retrofit of panels, and all materials, equipment, services, and construction inherent to the Work.

Estimated cost of this work is between \$9.0M and \$10.0M. All work covered by the contract shall be completed as follows: Operational Completion within 730 calendar days after the issuance of the Notice to Proceed, and Final Completion within 790 calendar days after issuance of the Notice to Proceed.

The District will conduct a MANDATORY pre-bid jobsite conference/inspection to familiarize prospective bidders with the project site and conditions. Bidders submitting a bid must attend the pre-bid conference for their bid to be responsive. Attendees will be required to sign a waiver prior to entering the plant site. See Appendix A for waiver. The pre-bid meeting will be conducted on July 30, 2024 at 9:00 a.m. Bidders/bid walk attendees (Attendees) shall assemble at 2020 Wake Avenue, Oakland, California 94607. This is the only time that the Oxygen Plant will be open for inspection. The conference/inspection will last approximately 2 hours. No photography by the Attendees will be allowed. The District will take photographs, as requested by the Attendees, restricted to the work zone. The District will release photographs to Attendees after the bid walk, pending review by District. All Attendees are required to have a photo ID and sign a confidentiality agreement not to share, sell, or publish photos.

The Prime Contractor and its subcontractors are strongly encouraged to attend the jobsite inspection where a "sign-in" sheet will be provided. Requirements of the District's Contract Equity Program, including the pilot Local Hire component, will be discussed and explained at the pre-bid meeting.

Project information, including plans, specifications, plan holders list, bid results, etc., can be found at <https://construction-bids.ebmud.com/CurrentorFutureBid.aspx?BidMode=Current>. The District will make its best efforts to include information provided by bidders obtaining plans and specifications, such as bidder's names, addresses, phone and fax numbers, and email and website addresses, on the website plan holders list.

For review purposes, prospective bidders may obtain the Contract Documents by downloading the files from the District's website. Prospective bidders who download the documents from the website shall register online or send an email to [wwspecs@ebmud.com](mailto:wwspecs@ebmud.com) (include first and last name, business name, address, phone number, fax number, email address, MBE/WBE status if applicable, and the specification you wish to be listed for) in order to be included on the Plan Holders List. Hardcopy sets of the Contract Documents will not be provided. In order to submit a bid, prospective bidders shall request an electronic bid package (electronic copies of all forms required for submitting a bid) via email. Bidders shall print the forms out and submit their bid proposals via hardcopy. Wet-signed copies of all forms are required. To request the bid package, prospective bidders shall visit the project website at Current Construction Bids at <https://construction-bids.ebmud.com/Request.aspx> and submit a request through the "Request a Bid Set" link.

Proposals to perform the work shall be made on the forms provided and shall be submitted complete, including bid bond and list of subcontractors, in accordance with the requirements of the Specifications.

Refer to Appendix C in the Specifications for details pertaining to sole source products specified by the District.

Bidders shall have an active Class A (General Engineering) license from the Contractors' State License Board at the time of bid submission, which must remain valid throughout the duration of the contract. Refer to Article 21 of the Instruction to Bidders, Document 00 21 13.

A bidder's bond for not less than 10% of the total bid dollar amount is required. Performance and payment bonds for not less than 100% of the contract price are required. As provided in Section 22300 of the Public Contract Code of the State of California, the Contractor may substitute securities for monies withheld by the District to ensure performance of the work.

In accordance with Public Contract Code Section 3400, the District has established a procedure which permits bidders to have their proposed unlisted "or equal" product or service submittals evaluated prior to the project bid opening. See Instructions To Bidders, Document 00 21 13, Article 3 - "Submittals Prior To Opening Bid." This procedure does not apply where products or services have been limited by specific designation per Public Contract Code Section 3400 (c). The intent of the prequalification process is not for bidders to submit all of their proposed "or equal" products, but only those that would, if rejected, affect the bidder's bid amount.

This is a public works contract. Prevailing wages are required on this contract. The prevailing wage rates are available on the Internet at <http://www.dir.ca.gov/dlsr/DPreWageDetermination.htm>. A copy of the prevailing wage rates is on file and available for inspection by any interested party on request at the District's Wastewater Project and Construction Management Section. This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

Davis-Bacon prevailing wages are required on this contract. The Davis-Bacon prevailing wage rates are available on the Internet at <https://www.wdol.gov/dba.aspx>. The Contractor and its subcontractor of any tier shall pay no less than the locally prevailing wages and fringe benefits paid on projects of a similar character. This project is subject to compliance monitoring and

enforcement by the Department of Labor.

All Contractors bidding on a public works project and all Subcontractors of any tier shall be registered with the State Department of Industrial Relations pursuant to Section 1725.5 of the Labor Code. If awarded a contract, the Contractor and its subcontractors, of any tier, shall maintain active registration with the Department of Industrial Relations for the duration of the Project.

As provided in Section 22300 of the Public Contract Code of the State of California, the Contractor may substitute securities for monies withheld by the District to ensure performance of the work.

For information concerning this project, contact the District's Construction Manager, John Law, at 510-287-7186.

Rischa S. Cole  
Secretary of the District  
Oakland, California

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