ALAMEDA COUNTY CONGESTION MANAGEMENT AGENCY (ACCMA)
NOTICE TO CONTRACTORS

Sealed proposals will be received at the Office of the Deputy Director, Alameda County Congestion Management Agency (ACCMA), 1333 Broadway, Suite 220, Oakland, California, until **2:00 p.m. on July 7, 2005** at the ACCMA office, at which time they will be publicly opened and read in the ACCMA Board Room, Oakland, CA for construction in accordance with the Project Plans and specifications to which special reference is made, as follows:

Title:	**BUS RAPID TRANSIT – TELEGRAPH AVENUE**
Project No:	**03-05**

Project Description: The work consists, in general, of signal controller cabinet upgrades, signal interconnect, installation of Emergency Vehicle Preemption (EVP) equipment, Video Detection Equipment (VID), Closed Circuit TV (CCTV), Microwave Vehicle Detection System (MVDS), traffic control, and other work as shown on the Plans and specified in these special provisions. The Plans include work along Telegraph Avenue, Bancroft, Oxford, Durant and Dana Street in the Cities of Berkeley and Oakland.

This project is a cooperative effort between the City of Oakland, City of Berkeley, Caltrans and the Alameda County Congestion Management Agency. A Cooperative Agreement is executed between the Alameda County Congestion Management Agency and each of the respective agencies.

The Contractor shall follow all local agency requirements and coordinate with the local agencies throughout the duration of the contract. The Contractor shall obtain encroachment permits from Caltrans and BART prior to the commencement of construction within the affected agency.

Portions of equipment and materials for this project have been purchased and will be provided to the Contractor. The Contractor shall coordinate with the Equipment Vendors for delivery, installation, and testing of all improvements.

- This project has a goal of **ten (10) percent** for disadvantaged business enterprises (DBE).
- The construction work for the entire project shall be completed within 210 working days.
- If the Additive Bid Items are awarded, an additional 20 working days will be allowed.
- Bids are required for the entire work, including Additive Bid Items. The amount of the bid, for comparison purposes and selection of the low bidder, will be the total of the BASE BID ITEMS AND ADDITIVE BID ITEMS.
- ACCMA reserves the right to award the Additive Bid Items at anytime during the contract term.
- The Transit Signal Priority Element of the Project shall be completed and operational by **May 1, 2005.** (See Section 4 of the Special Provisions for additional information).
- At the time this contract is awarded, the Contractor shall possess a **Class A** license or **C-10** license.

A bid submitted by any Contractor who is not licensed to engage in business or act in the capacity of a Contractor shall be considered nonresponsive and shall be rejected, except for those exceptions that are governed by Section 7028.15 of the Business and Profession Code.

The Alameda County Congestion Management Agency (ACCMA) hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement; minority business enterprises will be afforded full opportunity to submit bids in response to this invitation. Bidders will not be discriminated against on the grounds of race, color, religion, sex, national origin, ancestry, place of birth, sexual orientation, age or disability in consideration for an award.

Each bid must be accompanied by certified or cashier's check, or bidder's bond duly executed by a responsible corporate surety authorized to issue such bonds in the State of California, made payable to the ACCMA for an amount equal to at least ten (10) percent of the amount bid. The successful bidder shall furnish a Labor and Materials Bond and a Faithful Performance Bond. Attention is directed to the Federal minimum wage rate requirements included in these specifications. If there is a difference between the minimum wage rates predetermined by the United States Secretary of Labor and the general prevailing wage rates determined by the Director of the California Department of Industrial Relations for similar classifications of labor, the Contractor and subcontractors shall pay not less than the higher wage rate. The Department will not accept lower State wage rates not specifically included in the Federal minimum wage determinations. This includes "helper" (or other classifications based on hours of experience) or any other classification not appearing in the Federal wage determinations. Where Federal wage determinations do 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 Section 1770 of the Labor Code, the California Director of the Department of Industrial Relations has ascertained the general prevailing rate of per diem wages applicable to the work to be performed, which rates are filed in the office of the Deputy Director, and copies of which are available to any interested parties on request.

This project is subject to the "Buy America" provisions of the Surface Transportation Assistance Act of 1982 as amended by the Intermodal Surface Transportation Efficiency Act of 1991.

The Contractor may elect to receive 100% of payments due under the contract from time to time, without retention of any portion of the payment by the ACCMA, by depositing securities of equivalent value with the ACCMA in accordance with the provisions of Section 4590 of the Government Code. All expenses of such substitute deposit shall be borne by the Contractor. Securities eligible for investment under the section shall include those listed in Section 16430 of the California Government Code or certificates of deposit of a bank or savings and loan association. The Contractor shall be the beneficial owner of any securities substituted for moneys withheld and shall receive any interest thereon. Such securities, if deposited by the Contractor, shall be valued by the ACCMA, whose decision on valuation of the securities shall be final.

Bidders may purchase the project specifications with reduced Plans and Proposal Forms for $50 by visiting or writing the:

Alameda County Congestion Management Agency
c/o Harris & Associates
7700 Edgewater Drive, Suite 742
Oakland, CA 94621

In addition, these documents may also be reviewed at the various builder's exchanges and construction service offices throughout the San Francisco Bay Area.

Bid Inquiries shall be submitted in writing, via mail, fax or e-mail, to the Engineer at the following address:

Alameda County Congestion Management Agency
c/o Harris & Associates
7700 Edgewater Drive, Suite 742
Oakland, CA 94621
PHONE – (510) 635-7266
FAX – (510) 635-2232
EMAIL: eezeoha@harris-assoc.com

Any Bid Inquiries must be received in the above office by 5 p.m. on June 30, 2005. Any inquiries received after that time shall not be considered.

All planholders shall be sent written notice of each Bid Inquiry and the Agency's response not less than three (3) days prior to bid opening. Contract Addenda, if necessary, shall be issued not less than three (3) calendar days prior to bid opening.

There will be a pre-bid meeting on Thursday, June 23, 2005 at 10 A.M. at Alameda County Congestion Management Agency offices at 1333 Broadway, Suite 220, Oakland, CA 94612 to answer any questions regarding the project.

June 15, 2005
Advertisement Date

Christina Muller
ACCMA Board Secretary