



Dennis Acuna, P. E., T. E.
Director of Transportation

COUNTY OF RIVERSIDE

TRANSPORTATION AND LAND MANAGEMENT AGENCY

Transportation Department

Hector D. Davila, P.E.
*Deputy for Transportation/
Capital Projects*

Russell Williams
*Deputy for Transportation/
Planning and Development*

May 29, 2024

James Bailey, President
Skanska USA Civil West California District Inc.
1995 Agua Mansa Road
Riverside, CA 92509

**RE: Notice of Acceptance of Proposal and Intent to Award
Gilman Springs Road Phase 6 Safety Project
From 8,920 Feet S/O Alessandro Boulevard To 5,340 Feet S/O Bridge Street
Eastern Moreno Valley and Gilman Hot Springs Areas
Project No. C2-0161
Federal Aid No. HSIPL-5956 (263)**

Dear Mr. Bailey:

There were five bids received and publicly opened April 24, 2024 for the referenced project. Empire Equipment Service, Inc. (EES) was announced as the apparent low bidder when the submitted bid totals were read aloud. After reviewing their submitted proposal and finding company mathematical errors that created wrong unit prices, EES submitted a letter requesting relief from their bid.

Public Contract Code (PCC) § 5101 et. seq. permits an awarding authority to relieve a bidder of its bid because of a mistake. The County of Riverside Transportation Department concludes that the information provided by EES meets the requirements of PCC §5101 and §5103. Accordingly, the Department will recommend to the County of Riverside Board of Supervisors to formally relieve EES of their bid.

Skanska USA Civil West California District Inc. submitted the second lowest responsive and responsible bid.

Please consider this as the County of Riverside's notice to your firm that it accepts your proposal received April 24, 2024 for the referenced project, and that the County of Riverside intends to award the construction contract to your firm. The Contract includes the Base Bid Schedules 1 and 2. The total contract amount is \$20,203,423.00.

Your company submitted Exhibit 15G Construction Contract DBE Commitment within the allowed period for compliance after bids were received and the total claimed DBE participation is in the amount of \$3,020,286. Since your company's DBE commitment was documented at 16.23%, your company was required to provide a Good Faith Effort (GFE) submittal. Exhibit 15H, DBE Information- GFE, was submitted along with support documentation within the allowed period for compliance.

After reviewing your submittal, the DBE Liaison Officer has accepted your DBE and GFE submittal. The County is recommending award to your company, based on a GFE, to Caltrans District Local Assistance Engineer (DLAE). As stated in the pre-bid meeting, the DLAE is required to review and provide feedback prior to awarding a contract for projects greater than \$2 million and that will be awarded based on a GFE.

Furthermore, your company is recommended to make an effort to increase DBE participation within the limitations of the Public Contract Code §4100 et seq., "Subletting and Subcontracting Fair Practices Act". Your company may increase DBE participation for trucking, supplies, materials, and subcontracts in separable amounts of rendered service less than ½ of 1% of the total bid (contract) amount.

Attached for execution, by your company, are four sets of the construction contracts, Performance Bond form, and Payment Bond form.

In accordance with "Instructions to Bidders" Section 28 "Award of Contract" of the bid documents, you are directed to return to this office, within 10 working days of the date of this letter, four (4) sets of executed original construction contracts, **two (2) original** Performance Bonds, **two (2) original** Payment Bonds, and one (1) complete insurance certificate package that conforms to the terms of the bid documents.

Insurance documentation must include additional insured endorsements for General Liability policies, Automobile Liability policies, and Excess Liability policies. Additionally, a Waiver of Subrogation shall be furnished for the Worker's compensation policy. All endorsements must be signed by authorized broker or insurance carrier.

Attached to this letter is a Brief List of Contract Insurance Requirements.

In addition to the requirements of "General Conditions" Section 4 "Insurance and Hold Harmless" of contract documents, the Contractor's Certificate of Insurance and endorsements for the project shall name the following listed entity(s) as additional insured under the Contractor's general liability, excess liability, and auto liability insurance policies, and each listed entity shall be named on the Waiver of Subrogation for the Contractor's Workers Compensation policy:

1. The County of Riverside, its Agencies, Districts, Special Districts and Departments, their respective directors, officers, Board of Supervisors, elected and appointed officials, employees, agents, and representatives.
2. State of California, Department of Transportation, its elected and appointed officials, officers, directors, employees, agents, and representatives.
3. The City of Jacinto, their elected and appointed officials, officers, directors, employees, agents, and representatives.

The additional insured entity(s) as listed above shall also be held harmless, in accordance with the requirements of General Conditions Section 4, "Insurance and Hold Harmless" of the Specifications and Contract Documents Book.

Also, please provide us with a Corporate Resolution authorizing the signatory of the contract to sign such documents on behalf of your corporation.

Failure to execute the documents and submit all of the above listed documents to the Transportation Department within the specified time may cause the County of Riverside to

Notice of Acceptance of Proposal and Intent to Award

May 29, 2024

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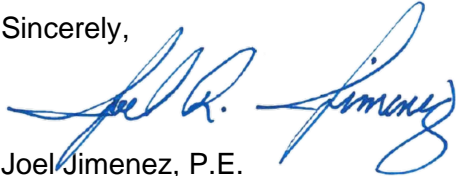
consider your firm as not being in compliance with the bid documents, resulting in rescission of the Notice of Acceptance and Intent to Award, and your bid bond being forfeited on that basis.

Following full execution and award of the contract by the County of Riverside Board of Supervisors, one original set of the Contract and bonds will be returned to you for your file.

Attached is a copy of the summary of bids for your use and reference.

If you have any questions or need additional information, please contact me at your convenience at (951) 955-1537 or Roman Ramirez at (951) 955-6786.

Sincerely,



Joel Jimenez, P.E.
Engineering Project Manager
DBE Liaison Officer
Contracts / Bidding Unit

JRJ:jj

Attachments: Contract, 4 sets
Performance Bond form with each Contract
Payment Bond form with each Contract
Brief List of Contract Insurance Requirements
Summary of Bids

CC (Email): Cesar Tolentino, Alfredo Martinez
CC (Paper): Chronological File
Construction/Inspection File with Attachments
Project File