



COUNTY OF RIVERSIDE

TRANSPORTATION AND LAND MANAGEMENT AGENCY

Patricia Romo, P.E.
Director of Transportation

Mojahed Salama, P.E.
Deputy for Transportation/Capital Projects
Richard Lantis, P.L.S.
*Deputy for Transportation/Planning and
Development*

Transportation Department

January 15, 2020

Lucas J. Walker, Vice President/ Regional Manager
Griffith Company
12200 Bloomfield Ave
Santa Fe Springs, CA 90670

**RE: Notice of Acceptance of Proposal and Intent to Award
Cajalco Road Combined Projects
Mead Valley Area
Project No. C6-0060, Federal Aid No. HSIPL 5956 (253)
C7-0035, C8-0079 and ZDST10**

Dear Mr. Walker:

There were five bids received December 18, 2019 for the referenced project. Hardy & Harper, Inc. (H & H) was announced as apparent low bidder. The Monday after the bid opening, H & H 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 H & H meets the requirements of PCC §5101 and §5103. Accordingly, the Department will recommend to the County of Riverside Board of Supervisors to formally relieve H & H of their bid.

Griffith Company 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 for the referenced project. Therefore, the County of Riverside intends to award the construction contract to your firm. The Contract includes:

- Base Bid Schedule 1 CAJALCO ROAD INTERIM SAFETY PROJECT Brown Street to Day Street
- Base Bid Schedule 2 CAJALCO ROAD RESURFACING WORK Brown Street to Day Street
- Base Bid Schedule 3 TRAFFIC SIGNALS At Day Street and At Alexander Street
- Alternative Bid Schedule 1 EMWD Facilities Adjustments
- Base Bid Schedule 4 CAJALCO ROAD RESURFACING PROJECT Alexander Street to Brown Street
- Base Bid Schedule 5 WASHINGTON STREET YARD RESURFACING PROJECT

Therefore, the total contract amount is \$5,399,935.00.

This is a federally funded project and the DBE contract goal set at 17%. 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 \$226,529.50. Base Bid Schedule 1, proposed cost amount of \$3,846,959.50, is the only portion of work that is federally funded for this project. Since your company's DBE commitment was documented at 6%, 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 has recommended award to your company, based on a GFE, to Caltrans Office of Policy Development and Quality Assurance (OPDQA) within the Division of Local Assistance and also to the District Local Assistance Engineer (DLA). The OPDQA and DLA are 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. Per funding requirements, Form FHWA 1273 (Revised May 1, 2012) and Federal Prevailing Wage Decision (updated by addendum No. 6) are physically attached to the Contract.

In accordance with Section 28 "Award of Contract" of the "Instructions to Bidders" section of the bid documents, you are directed to return to this office, within 10 working days 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 additional insured endorsements must be signed by an authorized broker or by the insurance carrier.

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

In addition to the requirements of Section 4, "Insurance and Hold Harmless", Subsection F, "Hold Harmless/Indemnification" of the "General Conditions" section of contract documents, the Contractor's Certificate of Insurance and endorsements for the project shall name the following listed entities 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, Special Districts and Departments, their respective director, officers, Board of Supervisors, elected and appointed officials, employees, agents, and representatives.
2. Eastern Municipal Water District its elected and appointed officials, employees, agents, and representatives.

Each of the above listed entities 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 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.

Additionally, an Equal Employment Opportunity Certification must be submitted for each of the five (5) verified subcontractors listed in your Bid's Subcontractor List. Page B13 of the Contract Documents is attached for your information and use.

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

I have attached 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.
Senior Civil Engineer
Contracts/Bidding Unit

JRJ:jjr

Attachments: Contract, 4 sets (including Form FHWA-1273 and Federal Prevailing Wages)
Performance Bond form with each Contract
Payment Bond form with each Contract
Brief List of Contract Insurance Requirements
Summary of Bids
Copy of Equal Employment Opportunity Certification form (Contract Documents page B13) for subs

cc: Khalid Nasim
Scott Staley
Alfredo Martinez
Chronological File
Construction/Inspection File with Attachments
Project File