

SANTA BARBARA METROPOLITAN TRANSIT DISTRICT
Invitation for Bids for Terminal 2 Recommissioning – Phase 1

ATTACHMENT 1
BID FORMS & CERTIFICATIONS



SANTA BARBARA METROPOLITAN TRANSIT DISTRICT
Invitation for Bids for Terminal 2 Recommissioning – Phase 1
CHECKLIST

The Checklist is an aid for completing the requirements of this IFB. It does not substitute for any provision or obligation in the Solicitation Instructions or the terms and conditions in the attachments. In the event of any conflict between this Checklist and the aforementioned documents, the latter shall control over the Checklist.

Important Dates:

- Mandatory Pre-Bid and Job Walk on Wednesday, November 8, 2023, at 10:00 AM at project site:
MTD Terminal 2, 5353 Overpass Rd. Goleta, CA 93111
- Requests and clarifications due by Wednesday, November 15, 2023 at 10:00 AM by e-mail to
purchasing@sbmtd.gov
- Bid Submittal due on Thursday, December 7, 2023, at 10:00 AM at MTD Administrative Offices:
MTD Terminal 1, 550 Olive Street, Santa Barbara, CA 93101 (bid opening at first floor auditorium)

Required Bid Documents:

- Price Bid Form (All bids must list Total Project Bid and Deductive Alternate Bid 1)
- Acknowledgement of Addenda Form
- Bidder Information Form
- References & Suppliers Form
- Subcontractors Form
- Non-Collusion Declaration and Compensation Certification Form
- Lobbying Certification Form
- Buy America Certification Form
- Certificate of Insurance
 - Provide a Certificate of Liability Insurance listing policy coverages currently in effect for the interested Prime Bidder.
- Bid Security (5% of the Total Project Bid Price).

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PRICE BID

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Description	Firm-Fixed Price
<p>TOTAL PROJECT BID Furnish all labor, materials, equipment, and appliances, and to perform operations necessary to complete the Project Work as specified in the Contract Documents for a stipulated sum of (not including local agency permits):</p>	\$
<p>DEDUCTIVE ALTERNATE 1 The deductive alternate shall be to include the Project Work as specified in the Contract Documents, exclude the cost of the work associated with the vehicle wash equipment as indicated on the Terminal 2 – Recommissioning (Issue for bid) Drawings (Q-121, P-202, E-301) include all other work in the Project to rehabilitate the Wash Building, including but not limited to the structural improvements (roof, slab-on-grade, etc.), architectural (repainting, new roof, etc.), new plumbing (utility connection, trench drain, sump pit, etc.), and new electrical connection including the new electrical panel (A-100, A-121, Q-121, M-001-003, P202, and E-301) for a stipulated sum of (not including local agency permits):</p>	\$

See Bidder Certification (page 2). Bidder certifies it has read, understands, and agrees to the terms and conditions of this solicitation and any ensuing contract that it is awarded as a result of this solicitation.

Authorized Official Signature

Date of Signature

Authorized Official Name

Authorized Official Title

Business Name of Bidder

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PRICE BID

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Bidder Certification

The Bidder hereby represents and warrants that:

1. It has sufficiently informed itself in all matters affecting the performance of the work, or the furnishing of the labor, supplies, material, or equipment called for in carrying out the project.
2. It has reviewed the Contract Documents including the most recent *MTD Master Agreement*, the *FTA Contract Provisions*, the *State of California Provisions for Public Works Projects*, the *Terminal 2 Recommissioning Drawings* and *Terminal 2 Recommissioning Project Manual* and agrees to the terms and conditions thereof.
3. The contract will be awarded to the Bidder submitting the lowest Total Project Bid price excluding the price of Alternates.
4. The Contract Price (see paragraph 7 of the *MTD Master Agreement*) shall be the price listed for the Project Bid. Alternates are not guaranteed and shall be authorized through a Construction Change Order (see the General Provisions of the *Terminal 2 – Recommissioning Project Manual*).
5. It will meet the minimum insurance coverage requirements in paragraph 18 of *MTD Master Agreement*, and ensure its subcontractors compliance with MTD’s insurance coverage requirements.
6. It will obtain performance and payment bonds with penal amounts of 100% for each, in accordance with paragraph 19 of *MTD Master Agreement*.
7. All iron, steel, cement, and manufactured products used in for this project shall be produced in the United States, in accordance with Buy America per *FTA Contract Provisions*.
8. It will pay prevailing wages and make available evidence of its compliance, and its subcontractors compliance, with general prevailing wage rates.
9. Its bid has been thoroughly checked for errors and omissions and the costs, prices, hours, rates, and any other constituents of this Price Bid are a complete and correct statement of its price for performing all project work required by the Contract Documents (do **not** include the cost of local agency permits).
10. Its bid is genuine, not sham or collusive, nor made in the interest of any person not herein named; that it has not in any illegal manner sought to secure for itself any advantage over any other Bidder.
11. Its bid is valid for 60 calendar days following the bid due date.
12. It is understood and agreed that MTD reserves the right to reject any or all bids if, in MTD’s sole discretion, that is believed by MTD to be in its best interests. MTD also reserves the right to waive any informality or irregularity in any bid received and to be the sole judge of the merits of the bid(s) received. MTD’s potential contract award, if any is made, will be made to the lowest responsive, responsible Bidder.

Authorized Official Signature

Date of Signature

Authorized Official Name

Authorized Official Title

October 26, 2023

Business Name of Bidder

SANTA BARBARA METROPOLITAN TRANSIT DISTRICT

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ACKNOWLEDGEMENT OF ADDENDA

The undersigned acknowledges the Bidder’s receipt of the following addenda to this IFB and has incorporated information or changes in said addenda within its submittal (if no addenda were received, write “None” in the first blank):

Addendum No.	_____	dated	_____
Addendum No.	_____	dated	_____
Addendum No.	_____	dated	_____
Addendum No.	_____	dated	_____
Addendum No.	_____	dated	_____
Addendum No.	_____	dated	_____

Note: It is the Bidder’s responsibility to ensure it receives all addenda which are posted on the MTD website at <http://www.sbmtd.gov/about/doing-business/>.

Authorized Official Signature

Date of Signature

Authorized Official Name

Authorized Official Title

Business Name of Bidder

(Signer must match authorized official shown on Bidder Information form)

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BIDDER INFORMATION FORM

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General Information

Business Name of Bidder: _____

Business Type: Corporation (State of Incorporation: _____) Partnership
 Sole Proprietorship Other: _____

Special Business Designations (DBE, MBE, WBE, etc): _____

Business Federal Tax ID Number: _____ DUNS Number (if have one): _____

DIR Registration Number: _____ DIR Expiration: _____

CA Contractor License Number: _____ CA Contractor License Class: _____

CA Contractor License Expiration: _____

Corporate Headquarters

Street Address: _____

City: _____ State: _____ Zip Code: _____

Local Office (check box at left & leave below blank if the local office is the HQ or there is no local office)

Street Address: _____

City: _____ State: _____ Zip Code: _____

Authorizing Contact (person authorized to bind the firm contractually, including change orders)

Name: _____ Title: _____

Location: HQ Local Office Other: _____

Telephone: _____ Cell: _____ E-Mail: _____

Project Manager (MTD point of contact for bringing the project to completion at the bid price)

Name: _____ Title: _____

Location: HQ Local Office Other: _____

Telephone: _____ Cell: _____ E-Mail: _____

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BIDDER INFORMATION FORM

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Description of Bidder

Describe the years in business, the size of the organization, prior experience with a similar project to that of MTD, and any other information deemed appropriate for providing a general overall picture of the company.

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REFERENCES & SUPPLIERS

Business Name of Bidder: _____

Work References

Include three recent clients for which you have provided comparable work to MTD’s project that has been done or is currently being performed. There shall be at least one public works project in California that required compensation of prevailing wages and submitting certified payroll to the DIR as the prime contractor.

Client Name: _____ Contact Name: _____

Contact Phone: _____ Contact E-Mail: _____

Description of Work: _____

Client Name: _____ Contact Name: _____

Contact Phone: _____ Contact E-Mail: _____

Description of Work: _____

Client Name: _____ Contact Name: _____

Contact Phone: _____ Contact E-Mail: _____

Description of Work: _____

Suppliers

Provide the following information for **significant** suppliers to be used in the project:

Firm Name: _____ Contact Name: _____

Contact Phone: _____ Contact E-Mail: _____

Description of Work: _____

Firm Name: _____ Contact Name: _____

Contact Phone: _____ Contact E-Mail: _____

Description of Work: _____

If more space is needed, this page may be copied and additional suppliers listed.

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SUBCONTRACTORS

Business Name of Bidder: _____

Subcontractors

Pursuant to the provisions of Sections 4100 to 4114 inclusive, of the California Public Contracting Code, every bidder shall in his bid set forth the portion of work that will be done by each subcontractor. If the Bidder fails to specify a subcontractor for any portion of work to be performed under Contract in excess of one half (1/2) of one percent (1%) of the Bidder's total bid, he agrees to perform that portion with his own workforce.

Complete this form to list subcontractors for any portion of work to be performed under Contract in excess of one half (1/2) of one percent (1%) of the Bidder's total bid and provide other requested information.

Due with Sealed Bid:

Subcontractor Name: _____ Craft: _____

Contact Phone: _____ CA Contractor License Class: _____

CA Contractor License Number: _____ CA Contractor License Expiration: _____

CA Contractor License Class: _____

DIR Registration Number: _____ DIR Expiration: _____

Description of Subcontractor and the work to be performed:

Due within 24 hours of Bid by email to purchasing@sbmtd.gov:

Amount of Work: \$ _____ Portion of Work _____ %

Location/Address: _____

Contact E-Mail: _____

Special Business Designations (DBE, MBE, WBE, etc): _____

Business Federal Tax ID Number: _____ DUNS Number (if have one): _____

Please duplicate this form for additional subcontractors listed.

October 26, 2023

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NONCOLLUSION DECLARATION

The undersigned declares:

I am the _____ of _____,
(title) (business name of bidder)

the party making the included bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on _____, at _____, _____.
(date) (city) (state)

Authorized Official Signature

Authorized Official Name (printed)

COMPENSATION CERTIFICATION

I am aware of the provisions of Section 3700 of the California Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.

Authorized Official Signature

Date of Signature

Authorized Official Name

Authorized Official Title

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LOBBYING CERTIFICATION

The undersigned certifies to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for making lobbying contacts to an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form--LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions [as amended by "Government wide Guidance for New Restrictions on Lobbying," 61 Fed. Reg. 1413 (1/19/96). Note: Language in paragraph (2) herein has been modified in accordance with Section 10 of the Lobbying Disclosure Act of 1995 (P.L. 104-65, to be codified at 2 U.S.C. 1601, *et seq.*)]

(3) The undersigned shall require that the language of this certification be included in the award documents for all sub-awards at all tiers (including subcontracts, sub-grants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31, U.S.C. § 1352 (as amended by the Lobbying Disclosure Act of 1995). Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The Contractor certifies or affirms the truthfulness and accuracy of each statement of its certification and disclosure, if any. In addition, the Contractor understands and agrees that the provisions of 31 U.S.C. A 3801, *et seq.*, apply to this certification and disclosure, if any.

Authorized Official Signature

Date of Signature

Authorized Official Name

Authorized Official Title

Business Name of Vendor

(Signer must match authorized official shown on Bidder Information form)

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BUY AMERICA CERTIFICATION

Certificate of Compliance with Buy America Requirements

The bidder must submit to the Santa Barbara Metropolitan Transit District the appropriate Buy America certification below with its bid. Bids or offers that are not accompanied by a completed Buy America certification will be rejected as nonresponsive.

In accordance with 49 C.F.R. § 661.6, for the procurement of steel, iron or manufactured products, use the certifications below.

Certificate of Compliance with Buy America Requirements

The bidder or offeror hereby certifies that it will comply with the requirements of 49 U.S.C. 5323(j)(1), and the applicable regulations in 49 C.F.R. part 661.

Date: _____

Signature: _____

Company: _____

Name: _____

Title: _____

Certificate of Non-Compliance with Buy America Requirements

The bidder or offeror hereby certifies that it cannot comply with the requirements of 49 U.S.C. 5323(j), but it may qualify for an exception to the requirement pursuant to 49 U.S.C. 5323(j)(2), as amended, and the applicable regulations in 49 C.F.R. § 661.7.

Date: _____

Signature: _____

Company: _____

Name: _____

Title: _____