

Invitation for Bids for Terminal 2 Recommissioning – Phase 1

SOLICITATION INSTRUCTIONS

Project Summary Sheet

Project Name: T2 Recommissioning – Phase 1

Solicitation Issuance Date: October 26, 2023

Project Description: The Santa Barbara Metropolitan Transit District (MTD), a public transit operator, seeks general construction services to prepare for the reactivation of its Terminal 2 (T2) bus facility. The scope of the improvements includes: Offsite, a new public sidewalk, driveway and adjacent landscaping; Sitework involves demolition of the perimeter wall and landscaping; Construction of new perimeter fencing and gates; Replacement of site lighting; Addition of a new van-accessible parking space; Upgrades to existing parking canopies and installation of new steel frame canopy; Installation of new above-ground 12,000-gallon diesel fuel tank; Repairs to office/maintenance building, including abatement of lead paint and asbestos and replacement of rooftop HVAC mechanical unit; and Refurbishment of existing bus wash building.

Project Location: MTD Terminal 2, 5353 Overpass Road, Goleta, CA 93111

Mandatory Pre-Bid Meeting & Job Walk Date/Time: Wednesday, November 8, 2023, at 10:00 AM PST

Mandatory Pre-Bid Meeting & Job Walk Location: MTD Terminal 2, 5353 Overpass Road, Goleta, CA 93111

Clarification & Change Request Deadline: Wednesday, November 15, 2023, at 10:00 AM PST

Bid Due Date/Time: **Thursday, December 7, 2023, at 10:00 AM PST**

Bid Due Location: MTD Terminal 1, Administrative Offices, 550 Olive Street, Santa Barbara, CA 93101 (bids opened in the second floor conference room)

Bid Contents:

<input type="checkbox"/> Price Bid	<input type="checkbox"/> Lobbying Certification
<input type="checkbox"/> Acknowledgement of Addenda	<input type="checkbox"/> Buy America Certification
<input type="checkbox"/> Bidder Information	<input type="checkbox"/> Copy of Certificates of Insurance
<input type="checkbox"/> References & Suppliers	<input type="checkbox"/> Bid Security
<input type="checkbox"/> Subcontractors	
<input type="checkbox"/> Non-Collusion Declaration and Compensation Certification	

Type of Solicitation: Sealed bids with award to lowest responsive and responsible Bidder for firm, fixed price contract

Licenses and Regulation:

- Public works project, requiring California Department of Industrial Relations (DIR) prevailing wage laws and regulations;
- Bidder must have a Class "B" California Contractor's License as required under provisions of the California Business and Professions Code;
- Proposed Subcontractors doing work amounting to over one half (1/2) of one percent (1%) of the total bid must be listed and DIR registered;
- Hazardous material abatement is included in the project work;
- Awarded Bidder must have a City of Goleta Business License;
- Project is funded in part by Federal Transit Administration (FTA) grants, requiring Buy America Certification

Bonding Required: Bid bond (5%); performance bond (100%); payment bond (100%).

Anticipated Schedule: Board of Directors approval January 2023; Construction start February 2024

Bidders shall be responsible to check MTD's website at <https://sbmtd.gov/about/doing-business/> for updates
Solicitation Contact: Valerie White, Purchasing Agent, (805) 963-3364 x244, purchasing@sbmtd.gov



Invitation for Bids
for
Terminal 2 Recommissioning – Phase 1

October 26, 2023

Contact:

Valerie White, Senior Purchasing Agent
Santa Barbara Metropolitan Transit District
550 Olive Street, Santa Barbara, CA 93101
(805) 963-3364, extension 244
vwhite@sbmtd.gov

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

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Attachment 1: Forms & Certifications

Attachment 2: Terminal 2 – Recommissioning Drawings

Attachment 3: Terminal 2 – Recommissioning Project Manual

Attachment 4: MTD Master Agreement

Attachment 5: FTA Contract Provisions

Attachment 6: State of California Provisions for Public Works Projects

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

1. PROJECT DESCRIPTION

The mission of the Santa Barbara Metropolitan Transit District (MTD) is to enhance the mobility of South Coast residents, commuters, and visitors by offering safe, appealing, equitable, environmentally responsible, and fiscally sound transit service. To that end, MTD desires to engage with a general contractor to expand its operations to Terminal 2 (T2) at 5353 Overpass Rd. in Goleta, CA. A fully operational T2 will accommodate future zero-emission fleet growth, reduce capacity restraints currently experienced at MTD's Terminal 1 facility, improve operational efficiencies by lowering deadheading, and provide systemwide resiliency. Phase 1 of the improvements to the T2 site includes:

Offsite work: adding a new public sidewalk along Overpass Road, a new driveway onto Overpass Road, and adjacent landscaping.

Sitework: Demolition of existing site wall and landscaping around facility perimeter; New perimeter security fencing and vehicle gates along with the addition of a new pedestrian gate; Replacement of existing site lighting; Addition of new van accessible parking space; Upgrades to the existing parking canopies limited replacement of light fixtures and addition of new security cameras and public address system; Installation of new above ground 12,000 Gallon Diesel Fuel Tank, including concrete equipment pad, MTD-provided bollards, and electrical connection; Installation of a new steel framed canopy adjacent to the fuel tank for a new fare collection vault; Maintenance repairs to the existing office/maintenance building including: Repair of Gypsum Board and replacement countertop in the break room, Replacement of existing plumbing fixtures in office area restrooms, Replacement of light fixtures in maintenance bays, Repainting of interior and building exterior, Replacing the rooftop HVAC mechanical unit.

Deductive Alternate 1: At MTD's option, the vehicle wash equipment, and any associated plumbing/electrical connections to the equipment, may be removed from the project.

The project's complete scope of work is in the attachments: *Terminal 2 Recommissioning Drawings* and *Terminal 2 Recommissioning Project Manual*.

To ensure MTD's goals for T2 goals are achieved safely, effectively, and efficiently, MTD has procured the following professional services:

- **Architect:** MTD has engaged Stantec Architecture, which developed the plans and specifications and shall be consulted throughout the project concerning technical issues. MTD's point of contact is Will Todd, Senior Associate, AIA, LEED AP BD+C.
- **Construction Management (CM):** MTD has engaged Kitchell CEM, which shall provide coordination and management over the project. MTD's point of contact is Shane Mahan, Director.

To further support project communication, MTD and its agents shall manage the project with the awarded Bidder (prime contractor) who will be required to utilize CM's construction management software, Procore. Refer to *Terminal 2 Recommissioning Project Manual*, Section 01 31 50 for additional information.

2. PRE-BID SUBMITTAL ACTIVITIES

2.1 BID PACKET CONTENTS

The invitation for bids (IFB) is composed of the following items which make up the bid packet, which are available via a link on MTD's website <https://sbmtd.gov/about/doing-business/> or directly at the Public Planroom website at <https://www.tricoblue.com/jobs/2668/details/terminal-2-recommissioning-phase-1> hosted by Tri-Co Reprographics:

- ❑ *Solicitation Instructions*—the document presently being read with the submittal instructions
- ❑ *Forms and Certifications*—**required to be fully completed and returned with a bid submittal**
- ❑ *Terminal 2 Recommissioning Drawings*—construction plans issued for bid October 4, 2023, developed by Stantec Architecture
- ❑ *Terminal 2 Recommissioning Project Manual*—developed in conjunction with Stantec Architecture and Kitchell, providing CM, dated October 26, 2023, containing additional project documents, procedures, requirements, and technical specifications
- ❑ *MTD Master Agreement*—will serve as the contract between MTD and the awarded Bidder
- ❑ *Federal Transit Administration (FTA) Contract Provisions*—the required clauses for projects funded in whole or in part by the United States Department of Transportation (USDOT)'s FTA, this includes Buy America compliance where the steel, iron, and manufactured goods used in the project are produced in the United States.
- ❑ *State of California Provisions for Public Works Projects*—covering prevailing wage and other state requirements.

Bidders should be certain to read all documents in this IFB packet in order to prepare bids correctly and be fully aware of the contractual terms and conditions. Failure of a Bidder to follow instructions may result in rejection or disqualification of its bid, and lack of knowledge of the contract terms shall not excuse it from its obligations.

2.2 MANDATORY MEETING & JOB WALK

There is a mandatory pre-bid meeting and job walk for reviewing the existing T2 facilities and conditions with interested parties on Wednesday, November 8, 2023, at 10:00 AM (local time). The meeting shall take place at T2 located at 5353 Overpass Road, Goleta, CA 93111. This will be the only opportunity for Bidders to examine the site with MTD personnel, and MTD's project Architect and Construction Manager. **Failure of any Bidder to have its authorized representative present at the job walk will render the Bid non-responsive, and it will be rejected.**

2.3 COMMUNICATIONS, REQUESTS & CLARIFICATIONS

All questions and communications concerning this solicitation may only be through the purchasing agent, Valerie White, via e-mail to purchasing@sbmtd.gov.

Bidders may request clarification or request a change, or an approved equal, to any aspect or requirement of the IFB, or any addenda thereto. **All requests must be e-mailed to purchasing@sbmtd.gov by Wednesday, November 15, 2023, at 10:00 AM (local time) to be considered.**

For serious consideration of a suggested substitute, request for change, or approved equal it must be supported with technical data or other pertinent information evidencing that the change will result in a condition equal to or better than that required by the IFB without a significant increase in project cost or

time. If MTD elects to accept the request, all Bidders will be notified through written addenda. Only addenda issued by MTD are binding upon this solicitation.

2.4 IFB MODIFICATIONS & ADDENDA

MTD reserves the right to amend this IFB at any time. Based upon questions, requests, or comments received, MTD may modify the IFB if in its best interests to do so. Any such changes shall be provided through formal written addenda. No other forms of communication with any officer, employee, or agent of MTD with respect to the IFB shall be binding on MTD. Addenda will be posted at the Public Planroom website at <https://www.tricoblue.com/jobs/2668/details/terminal-2-recommissioning-phase-1>.

Concurrently a notification of the Addenda shall be sent via e-mail to all parties known to have received the IFB and a link to the Addenda posted on MTD's website at <http://www.sbmtd.gov/about/doing-business/>. Failure of a Bidder to receive any addendum shall not relieve it from any obligation under its bid or under the IFB as clarified or modified.

2.5 CALIFORNIA DEPARTMENT OF INDUSTRIAL RELATIONS REGISTRATION REQUIREMENT

This project is identified as Public Works as defined in the California Labor Code 1720. The project is subject to compliance monitoring and enforcement by the California Department of Industrial Relations (DIR). Contractors and subcontractors must be registered with the DIR.

- No contractor or subcontractor may be listed on a bid proposal for a public works project unless registered with the DIR
- No contractor or subcontractor may be awarded a contract for public work on a public works project unless registered with the DIR.
- Anyone working on a public works project must be paid prevailing wages as determined by DIR. Copies of the prevailing rate of per diem wages are on file at MTD, which shall be made available to any interested party on request. Projects of \$30,000 or more must meet DIR's apprenticeship requirements.

More information about the applicable rules and procedures, including those listed above, may be found at <https://www.dir.ca.gov/Public-Works/PublicWorks.html>. **Failure of a Bidder and its subcontractors to be properly registered with DIR and showing in the DIR database at the time of bid opening will render its bid non-responsive, and it will be rejected in accordance with DIR regulations.**

3. BID PREPARATION & SUBMITTAL

The Bidder's submittal shall include two types of information: completed MTD forms and Bidder-provided documents. Failure to provide all required information in the bid, including fully and accurately completed forms, may result in the rejection or disqualification of the bid.

3.1 MTD FORMS

Price Bid—Bid shall include the fully completed and signed *Price Bid* form included in this IFB stating the total compensation for carrying out the project under the terms of the contract.

- **Total Project Bid** is the sum of all project work, including vehicle wash equipment, plumbing and electrical connection (Total Project Bid includes the scope of Deductive Alternate 1). Contract award shall be to the responsible Bidder submitting the lowest responsive Bid Proposal on the basis of the Total Project Bid for the complete project.

- **Deductive Alternate 1 Bid** is the sum to perform the work required, where the specified vehicle wash equipment, and the associated plumbing and electrical connections to the equipment (as delineated in the drawings and contract documents), is deleted/subtracted from the Total Project Bid to be the total compensation for performance of Alternate 1 Work.
 - See *Terminal 2 Recommissioning Drawings* vehicle wash equipment, plumbing and electrical connection work in Drawing Nos. Q-121, P-202, E-301.
 - MTD may elect to accept Deductive Alternate 1 at its option thereby removing the scope of the vehicle wash equipment and any associated plumbing and electrical connection work from the total project work.
 - If the Deductive Alternate 1 Bid is not selected prior to contract execution it may be incorporated into the contract by an MTD-initiated Change Order.

Do NOT include the cost of local agency permits in any price bid as MTD will pay them directly to the City of Goleta or will reimburse the Contractor, whichever is applicable at the time.

MTD will also arrange, and bear costs of, structural tests and special inspections as required by the applicable building code.

Failure to include the fully completed and signed *Price Bid* form will render the bid non-responsive and it will be rejected. A Deductive Alternate 1 Bid must be bid, or the Bid Proposal will be considered non-responsive and will be rejected. If revised *Price Bid* forms were issued as part of the addenda, the most recent version must be used, or the bid will be considered non-responsive and will be rejected.

Acknowledgment of Addenda—Bidder shall acknowledge either the receipt of each addendum or that there were no addenda by including in its bid the fully completed and signed *Acknowledgement of Addenda* form included in this IFB. Failure to include the signed *Acknowledgement of Addenda* form may render the bid nonresponsive resulting in its rejection.

Bidder Information—Bid shall include the fully completed *Bidder Information* form included in this IFB packet.

References & Suppliers—Bid shall include the fully completed *References & Suppliers* form included in this solicitation. Please be certain to list contact information that is accurate and current. At least three (3) work references shall include projects from the previous seven (7) years similar in scope, to the extent feasible. There shall be at least one public works project in California that required compensation of prevailing wages and submitting certified payroll to the DIR. All significant suppliers must be included.

Subcontractors— Submittal shall include a completed *Subcontractors* form. All subcontractors who will be involved in this project and meet the criteria stated on the form must also be listed.

Bidders must submit with bid:

- Subcontractor Name
- Subcontractor Telephone Number
- Craft
- California Contractor’s License Number
- License Class
- License Expiration
- DIR Registration Number
- DIR Expiration

MTD also seeks a brief technical description of the subcontractor’s background and the project work to be performed.

The remaining subcontractor information (Business Address, E-mail Address, Portion of Work, Amount of Work, Vendor Type) must be submitted with bid or within 24 hours of bid for each subcontractor listed on the *Subcontractors* form submitted with their bid. *Subcontractor* forms will be accepted via email to purchasing@sbmtd.gov. Failure of a Bidder to submit the remaining information on a separate and new *Subcontractors* form within 24 hours of bid opening will render its bid non-responsive, and it will be rejected.

Non-Collusion Declaration and Compensation Certification—Submittal shall include the fully completed and signed *Non-Collusion Declaration and Compensation Certification* form. The declaration and certification are required on the basis of the usage of California state funding for the project and Workers’ Compensation requirements.

Lobbying Certification—A signed *Lobbying Certification* form included in this IFB is required by federal law for bids of \$100,000 or more, based on Total Project Bid price. Monetary civil penalties may apply for failure to file this certification.

Buy America Certification—For any bid of \$150,000 or more, based on Total Project Bid price, the Bidder must submit a completed Buy America certificate in accordance with 49 CFR §§661.6 or 661.12 requiring the steel, iron, and manufactured goods used in the project are produced in the United States

3.2 BIDDER-PROVIDED DOCUMENTS

Certificates of Insurance—Bid shall include current certificates of insurance currently in effect for the Bidder, showing evidence of meeting the minimum insurance coverage stipulated in paragraph 18 of the *MTD Master Agreement*.

If MTD requires greater coverage than currently held by a party, then the agent or broker shall provide written indication that the additional coverage can be obtained for the project. If awarded the contract for the project, the Bidder shall be required to provide revised certificates of insurance showing the required coverage for the Bidder **and all its subcontractors.**

Failure of a Bidder to submit evidence of insurance meeting the minimum coverage stipulated in paragraph 18 of the *MTD Master Agreement* with its bid submittal will render its bid non-responsive, and it will be rejected.

Bid Security & Bonds— Bid security of 5% of the **Total Project Bid** is required and shall be included in the Bidder’s bid submittal. Bid security may be in the form of a bid bond executed by a surety licensed to do business in the State of California, or certified treasurer’s or cashier’s check made payable to Santa Barbara MTD. Personal or company checks or money orders will not be accepted. MTD does not have its own Bond form; bidder can use the AIA Standard Bid Bond form, or another similar bond form supplied by a legitimate surety company. Failure to provide the stipulated bid security will render the bid non-responsive and it will be rejected.

The contract for this solicitation also stipulates that the awarded Bidder shall obtain performance and payment bonds. Such bonds shall have penal amounts of 100% for performance and payment in accordance with the bonding requirements contained in part 13 of the *FTA Contract Provisions*.

3.3 BID SUBMITTAL & OPENING

One (1) original print and one (1) electronic copy of the bid shall be submitted.

The one original hard copy of the bid shall be submitted in a non-transparent, sealed envelope or appropriate packaging plainly marked on the exterior with the name of the Bidder and "IFB – T2 Recommissioning – Phase 1".

The digital copy of the bid shall be submittal via a flash drive within the sealed envelope with the hard copy or by utilizing a file hosting service, such as DropBox, and notating the link /web address within the sealed envelope with any passcodes necessary to access the file. Original bids may not be e-mailed.

Sealed bids shall be addressed and delivered to:

Santa Barbara Metropolitan Transit District
IFB – T2 Recommissioning – Phase 1
550 Olive Street
Santa Barbara, CA 93101

- If using US Mail or delivery service, bids must still be enclosed in the specified packaging within any delivery service packaging.
- Hand-delivered sealed bids shall be accepted by appointment. MTD administrative offices are currently closed to the public. Deliveries can be accepted pre-arranging a delivery time Monday through Friday, from 8:00 AM - 5:00 PM (local time), by first calling 805-963-3364 ext. 200.
- Within the 15 minutes prior to bid-opening, bids will be accepted without an appointment and must be brought directly to the Administrative Building's upstairs conference room.

BIDS WILL ONLY BE ACCEPTED UNTIL THURSDAY, DECEMBER 7, 2023, AT 10:00 AM (LOCAL TIME).

Immediately following the submission deadline, bids will be opened and read aloud at an open public meeting in the Administrative Building's upstairs conference room. No appointment is necessary to attend the bid-opening. Unless due to the fault of MTD, bids received after the bid submission deadline will not be considered.

Submittal of Subcontractor Additional Information—MTD shall allow the Bidder up to 24 hours after bid opening to furnish the additional information concerning listed subcontractors. Subcontractor information shall only be accepted from the Prime Bidder. The submittals of the additional information will be accepted via email with the "T2 Recommissioning – Phase 1" in the subject line sent to purchasing@sbmtd.gov. **Failure to submit full subcontractor documentation by Thursday, December 8, 2023, at 10:00 AM (local time) will render the bid non-responsive, and it will be rejected.**

3.4 MODIFICATION OR WITHDRAWAL OF BIDS

A Bidder may modify or withdraw a submitted bid any time prior to the bid submittal deadline by sending an e-mail request from the Bidder's authorized representative to purchasing@sbmtd.gov. The withdrawal of a bid prior to the bid submission deadline does not prejudice the right of a Bidder to resubmit a bid by the deadline. After the bid submission deadline, a bid may be withdrawn only if MTD fails to award the contract within the validity period stipulated on the *Price Bid* form or any agreed-upon extension thereof.

3.5 BID STIPULATIONS

Bids received by MTD become the property of MTD. MTD will not pay any cost incurred by Bidder resulting from the preparation or delivery of its bid. MTD reserves the sole right to review, accept, or reject bids; or to

cancel this solicitation in whole or in part if it is in MTD's best interest to do so. Bids submitted shall remain valid for 60 calendar days.

4. REVIEW & AWARD

4.1 BID DEFECTS OR COLLUSION

MTD may reject any bid that includes deviations or is not prepared in accordance with the instructions and requirements of this solicitation. MTD reserves the right to waive any defects, or minor informalities, or irregularities in any bid which do not materially affect the bid or prejudice other Bidders. If there is any evidence indicating that two or more Bidders are in collusion to restrict competition or otherwise engaged in anti-competitive practices, the bids of all such Bidders shall be rejected and such evidence may be a cause for disqualification of the participants in future MTD solicitations.

4.2 RESPONSIVENESS

MTD shall examine the lowest bid to determine its completeness and responsiveness to this solicitation. MTD may request additional or clarifying information from a Bidder. Bids that do not contain all required materials, information, or forms; or where such items are substantially incomplete, may be determined as non-responsive and rejected by MTD. In such a case, the process shall continue until such time as the low responsive Bidder is determined.

4.3 RESPONSIBILITY

MTD shall assess the lowest responsive Bidder's "responsibility." For purposes of this solicitation, responsibility is defined as the ability to bond the work, possess the proper/valid contractor's license, produce evidence of meeting the insurance requirements and satisfactory performance in previous projects, thus having the technical capacity to undertake the project. The Bidder must currently be free from debarment by any Federal, State, or local agency. MTD shall primarily use contractor databases, work references, and insurance information in the bid for this initial determination. However, at its own discretion, MTD may seek and utilize other information within and outside of the bid to assist in the determination. Such process may involve requesting additional or clarifying information from a Bidder. The bid of a Bidder not found to be responsible shall be rejected. In such a case, the process shall continue until such time as the lowest responsive and responsible Bidder is determined.

4.4 SINGLE BID ANALYSIS

If only one bid is received in response to this solicitation, a detailed price and/or cost analysis of the bid may be required in order to determine if the price is fair and reasonable. A price analysis involves comparison to other similar procurements with similar quantities, specifications and time frames. Where it is impossible to determine price reasonableness through price analysis, it may be necessary to conduct a cost analysis of the proposed price. A cost analysis is a more detailed evaluation of the cost elements in the Bidder's proposal. It is conducted to form an opinion as to the degree to which the proposed costs represent what the Bidder's performance should cost. A cost analysis is generally conducted to determine whether the Bidder is applying sound management in proposing the application of resources to the contracted effort and whether costs are allowable, allocable and reasonable. Any such analyses and the results therefrom shall not obligate MTD to accept such a single bid, which may be rejected at MTD's sole discretion.

4.5 CONTRACT AWARD

If considered in MTD’s best interest, the MTD General Manager will seek authorization from the MTD Board of Directors to award the contract to the responsive and responsible Bidder providing the lowest bid. It is anticipated that such authorization shall be considered by the Board at the first regular meeting in January, 2023.

If the General Manager is granted authority by the Board to award a contract to the responsive and responsible bidder providing the lowest bid, MTD will issue such Bidder a “Notification of Contingent Award.” Such notification is a declaration from MTD of its intent to award a project contract once the required documents are received.

4.6 CONTRACT EXECUTION

The contract will be executed upon receipt of certificates of insurance for the Contractor and all subcontractors showing evidence of meeting the minimum insurance coverage stipulated in paragraph 18 of the *MTD Master Agreement*, the required bonds, the City of Goleta business license, and any other MTD required document. MTD must receive such documents within ten (10) calendar days after written “Notification of Contingent Award.” Contractor and its subcontractors shall have the insurance broker/agents provide MTD with certificates of insurance, as MTD will not accept such documents from the Contractor or any agent of the Contractor other than a licensed insurance professional.

The contract shall be composed of the *MTD Master Agreement*, the *FTA Contract Provisions*, *State of CA Provisions for Public Works Projects*, *Terminal 2 Recommissioning Project Manual*, *Terminal 2 Recommissioning Drawings*, and relevant portions of the Contractor’s bid and post-award submittals. In all cases, the most recent versions of the documents, taking into account any addenda thereto, shall be used in the final and binding agreement.

Notice to proceed will be issued upon execution of the contract. Contractor performance shall commence and all work on this project shall be completed in accordance with the schedule requirements contained in paragraph 10 of the *MTD Master Agreement*.

4.7 PROTEST PROCEDURES

MTD has established procurement protest procedures to ensure uniform, timely, and fair consideration of complaints received by MTD concerning its procurement activities. Such procedures are available on MTD’s website at <http://www.sbmtd.gov/about/doing-business/>.

End of Solicitation Instructions Text (Also See Attachments 1-6)