



BID DOCUMENTS

for

PROJECT NO. 10.10.0989

800MHz SEARCHLIGHT NEW GENERATOR
SEARCHLIGHT, NEVADA
CLARK COUNTY

SAN BERNARDINO COUNTY
PROJECT AND FACILITIES MANAGEMENT DEPARTMENT
385 NORTH ARROWHEAD AVENUE,
THIRD FLOOR
SAN BERNARDINO, CA 92415-0184
<https://pfm.sbcounty.gov/>

March 2023

800MHz SEARCHLIGHT NEW GENERATOR PROJECT
PROJECT NO. 10.10.0989

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ADVERTISEMENT FOR BIDS

800MHz SEARCHLIGHT NEW GENERATOR PROJECT
SEARCHLIGHT, NEVADA
CLARK COUNTY

Notice is hereby given that the Project and Facilities Management Department on behalf of the Board of Supervisors of San Bernardino County, California, will receive sealed bids on or before **2:00 p.m. on May 18, 2023**, in the office of the Project and Facilities Management Department 385 North Arrowhead Avenue, Third Floor, San Bernardino, CA 92415-0184, at which time they will be publicly opened and declared for the 800 MHz Searchlight New Generator Project in Searchlight, Clark County Nevada.

Bids in response to this solicitation can be submitted through San Bernardino County Electronic Procurement Network (ePro) <https://epro.sbcounty.gov/epro/> or in person at the Project and Facilities Management Department. **All bidders must register with the ePro system prior to the date and time to receive sealed bids or they will be disqualified.**

In order to be considered a responsive bidder, interested bidders must be prequalified and be approved by American Tower Corporation prior to submitting their bids. Interested bidders are to submit a request for the qualifications package to American Tower Corporation at Contractor.dev@Americantower.com; the email subject line needs to read "San Bernardino County Project - Searchlight, Nevada" when submitting the request to American Tower Corporation.

A mandatory Pre-bid Meeting for prospective bidders will be conducted on March 28, 2023, at 9:30 a.m. in the parking lot of the Chevron Gas Station located at 670 US-95, Searchlight, NV 89046. at 9:40 a.m. attendees of the bid walk will caravan in their own vehicles and follow the Project Manager to the Searchlight Project site. Bids submitted by firms who have not participated in the Pre-bid Meeting will be disqualified.

A second mandatory Pre-bid meeting will be held for prospective bidders on Thursday, April 20, 2023, at 10:00 am in the parking lot of the Chevron Gas Station located at 670 US-95, Searchlight, NV 89046. at 10:05 a.m. attendees of the bid walk will caravan in their own vehicles and follow the Project Manager to the Searchlight Project site. Attendees of the first bid walk will not be required to attend this second mandatory Pre-bid meeting. Bidders who attended the first or second job walk may submit a bid.

It is recommended that attendees of the meeting do not drive low-clearance street vehicles or hybrid vehicles as the access road conditions would be rutted, sandy, rocky, and all sites are located on the top of the hills. Attendees are REQUIRED to have 4x4 vehicles in order to access these sites. Bids submitted by firms who have not participated in the Pre-bid Meeting will be disqualified.

A Nevada State Contractor's Class "A (any sub-classification) or B" License is required. Construction estimate is \$250,000. Bidders who attend the first or second job walk may submit a bid.

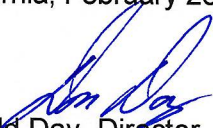
The Bid Documents, including final plans and specifications, are available at no cost to the bidder and may be obtained from the County's ePro Website at <https://epro.sbcounty.gov/epro/>.

No bid may be withdrawn after the scheduled bid opening, or within sixty (60) days thereafter.

The County reserves the right to reject any or all bids, to waive technical errors, discrepancies, or informalities of a bid not affected by law, if to do so seems to best serve the public interest.

For information regarding this Project, contact Ernesto Gonzalez, Project Manager, at (909) 329-0165. DO NOT CONTACT THE DESIGN CONSULTANT. All technical questions to be submitted to the Project Manager in writing via email at Ernesto.Gonzalez@res.sbcounty.gov. The subject line of the email should include the project number, as found in the bid documents, along with the project name and RFI. All questions must be submitted in writing no later than **May 1, 2023**, at 10:00 a.m. No questions will be answered within seventy-two hours of the bid opening.

By order of the Board of Supervisors of San Bernardino County, dated at San Bernardino, California, February 28, 2023.



Donald Day, Director
Project and Facilities Management Department

Published in the Daily Press on March 3, 2023

INSTRUCTIONS TO BIDDERS

Proposals: To receive consideration, bids shall be submitted on the enclosed Bid Proposal form and shall be made in accordance with the following instructions:

- A. Bids shall contain no recapitulation of the work to be done. Alternative proposals will not be considered unless specifically requested by the County. Oral, telegraphic or telephonic proposals or modifications will not be considered.
- B. Bidders shall examine all the bid documents, including the drawings, complete the Information, Documentation and Certification Attachment to Bid Proposal, perform their own estimates for the proposed work, taking into account local conditions, uncertainty of weather, and all laws, ordinances, rules and regulations of any federal, state, county, municipal or other governmental agency that has jurisdiction over the work.
- C. Although the project may not be considered a “public work” within the definition of Nevada Revised Statutes (NRS) NRS 338.010(18) and the County is not a “public body” within the definition of NRS 338.010(17), the County will still require the payment of prevailing wage rates. The rates can be obtained by accessing the State of Nevada, Labor Commissioner’s website: www.labor.nv.gov or by calling the State of Nevada, Labor Commissioner’s Office at (702) 486-2650. In accordance with NRS 338.020, the hourly and daily rates must be posted on the project site in a place generally visible to the workers.
- D. Bids shall be delivered to, or mailed postage prepaid to arrive at, the Project and Facilities Management Department, 385 North Arrowhead Avenue, 3rd Floor, San Bernardino, California, 92415-0184, on or before the time set for the opening of bids in the published Advertisement for Bids. All bids shall be enclosed in a sealed envelope bearing the title of the work, the name of the bidder, and clearly marked "Bid Proposal". Bids can also be submitted through the County of San Bernardino Electronic Procurement Network (ePro) <https://epro.sbcounty.gov/epro/>. **All bidders must register with the ePro system prior to the date and time to receive sealed bids or they will be disqualified.** System-related questions about ePro shall be directed to Vendor support at ePro.Vendors@buyspeed.com or at 1-855-800-5046. For procurement questions involving ePro, please contact the Purchasing Department at (909) 387-2060. **NOTE: If sending the bid or bid bond to the Project and Facilities Management Department in a mail envelope (i.e. Federal Express, etc.) please enclose the bid or bid bond inside the mail envelope in a separately sealed envelope bearing the title of the work, the name of the bidder, and marked “Bid Proposal or Bid Bond”.** All mail, including Priority and Express Mail, sent via the U.S. Postal Service is received by the County's mail room then distributed to the Project and Facilities Management Department. This can cause a delay in the receipt of bids or bid bonds. The County is not responsible for any delays caused by

mail service to a different County location. It is Bidder's responsibility to ensure bids and bid bonds are received at the Project and Facilities Management Department, 385 North Arrowhead Avenue, Third Floor, San Bernardino, CA, on or before the time set for opening of bids.

- E. Concurrently with the submittal of its bid, bidders are required to furnish bid security in the amount of ten percent (10%) of the BASE BID. If the bid is submitted to the Project and Facilities Management Department, the bid security shall be enclosed in the sealed and marked envelope along with the bid proposal. If the bid is submitted through the County of San Bernardino Electronic-Procurement network (ePro) then scan the bid security (bid bond) and submit the scanned copy with your bid submittal in ePro, additionally, mail or submit the original bid security, in a separate sealed envelope labeled "Bid Bond" with the title of the work and the name of the bidder clearly marked on the outside, to: Project and Facilities Management Department, 385 North Arrowhead Avenue, 3rd Floor, San Bernardino, California, 92415-0184. **Any mailed or submitted bid security must be received on or before the time set for the opening of the bids.**
- F. Bids will be opened at the time set for the opening of bids in the published Advertisement for Bids or as revised in an Addendum. All bids submitted to the Project and Facilities Management Department in sealed envelopes will be opened and read. All bids submitted in the ePro system will be opened from the system's "encrypted lock box" and read. The bid summary sheet referencing both paper bids and ePro bids will be available through ePro and/or the Project and Facilities Management Department for all bidders to view.
- G. **DO NOT CONTACT THE DESIGN CONSULTANT.** All technical questions to be submitted to the Project Manager in writing via email as follows: Ernesto.Gonzalez@res.sbcounty.gov. The subject line of the email should include the project number, as found in the bid documents, along with the project name and RFI. All questions must be submitted no later than **May 1, 2023**, at 10:00 a.m. No questions will be answered within seventy-two hours of the bid opening.
- H. Any Bidder submitting a Bid to the County for this Project may file a protest of the County's proposed award of a construction contract for this Project, provided that each and all of the following are complied with:
- i) The bid protest is in writing.
 - ii) The bid protest is submitted to and received by the Project and Facilities Management Department, 385 N. Arrowhead Ave., 3rd Floor, San Bernardino, CA, 92415-0184 before 4:00 p.m. of the third business day following the bid opening. Failure to timely submit a written protest shall constitute grounds for the County's denial of the bid protest without consideration of the grounds will not be accepted or considered.

iii) The written bid protest shall set forth, in detail, all grounds for the bid protest (including without limitation all facts, supporting documentation, legal authorities and argument in support of the grounds for the bid protest), the form of relief required and the legal basis for such relief. Any grounds not set forth in the bid protest shall be deemed waived. All factual contentions must be supported by competent, admissible, and credible evidence. The bid protests shall include the name of the project manager and the name and project number of the bid Project. Any bid protest not conforming to the foregoing shall be rejected as invalid.

If a valid protest is timely filed and complies with the above requirements, the Department shall review and evaluate the bid protest. All bidders, including the protesting bidder, shall have three business days to respond to the Department and to provide any information requested by the Department. The Department shall respond to the protesting bidder and state the Department's findings regarding the bid protest. The Department Director's decision shall be final, unless overturned by the Board of Supervisors.

- L. Withdrawal of Bids: Any bidder may withdraw his bid, personally, or by telegraphic or written request, at any time prior to the scheduled time for receipt of bids. If a bid is submitted through ePro, then the bid may also be withdrawn in ePro prior to the scheduled time for receipt of bids. No bid may be withdrawn after the scheduled bid opening, or within sixty (60) days thereafter.
- I. Opening of Bids: Bids (both paper and ePro) shall be opened and read aloud publicly at the place and time set in the Advertisement for Bids.

Join Zoom Meeting

<https://sbcounty.zoom.us/j/87205450864?pwd=M1ZPWnNzOFIseEYxbnY4Y0Q0V1UvZz09>

Meeting ID: 872 0545 0864

Passcode: 164557

One tap mobile

+16694449171,,87205450864# US

+16699006833,,87205450864# US (San Jose)

Dial by your location

+1 669 444 9171 US

+1 669 900 6833 US (San Jose)

+1 253 205 0468 US

+1 253 215 8782 US (Tacoma)

+1 346 248 7799 US (Houston)

+1 719 359 4580 US

+1 564 217 2000 US
+1 646 931 3860 US
+1 689 278 1000 US
+1 929 205 6099 US (New York)
+1 301 715 8592 US (Washington DC)
+1 305 224 1968 US
+1 309 205 3325 US
+1 312 626 6799 US (Chicago)
+1 360 209 5623 US
+1 386 347 5053 US
+1 507 473 4847 US

Find your local number: <https://sbcounty.zoom.us/j/kc8dyd6V23>

- J. Pre-Bid Meetings: Pre-Bid Mandatory Job-Walk Meeting Sign-in List from the pre-bid meeting will be uploaded to the Project and Facilities Management Department website within approximately three (3) business days from the date of the pre-bid meeting (<https://res.sbcounty.gov/project-management/mandatory-pre-bid-sign-in-sheet/>).
- K. Bid Results: The Bid Tabulation, outlining initial bid results will be uploaded to the Project and Facilities Management Department website within approximately three (3) business days from the date of the bid opening(<https://pfm.sbcounty.gov/project-management/#bid-results>)

BID PROPOSAL

PROJECT: 800MHz Searchlight New Generator

LOCATION: Searchlight, Clark County, Nevada

OWNER: San Bernardino County

BID OPENING: May 18, 2023, at 2:00 PM

BIDDER: Herca Telecomm Services

San Bernardino County
Project and Facilities Management Department
385 North Arrowhead Avenue, Third Floor
San Bernardino, CA 92415-0184
www.sbcounty.gov/ae

In compliance with your invitation for bids, the undersigned has carefully examined the project Bid Documents, including the drawings and specifications, for the scope of work at the Searchlight, Nevada Project Site, which calls for demolition of existing ground tank, MTS, exhaust duct, silencer, day tanks, and racks, new emergency backup power generator with a belly tank, new concrete equipment pad, new ATS, new MTS with Cam-Lock, with minor electrical work, located in Searchlight, Clark County, Nevada and fully understands the scope and meaning of the Bid Documents.

The undersigned hereby agrees to furnish all materials, labor, tools, equipment, apparatus, facilities, and transportation necessary to complete all work in strict conformity with the drawings and specifications and to execute the contract to the satisfaction of the Project and Facilities Management Department, at the cost(s) noted below.

In case of discrepancy between the written bid set forth and the numerical bid set forth, the written bid shall prevail. In the case of a discrepancy between the written bid or numerical bid set forth on the bid proposal, and the numerical bid set forth in the ePro system, the information on the bid proposal shall prevail.

BASE BID

For the furnishing of the labor, materials, and equipment necessary to complete all work designated in the Plans and Specifications.

The LUMP SUM of Three hundred two thousand seven hundred and twenty Dollars

(\$ 302,720.00)

The above-mentioned BASE BID includes applicable Nevada state sales tax, bonds, insurance and all other costs required to perform all the work described in the project drawings and specifications.

The lowest bid shall be the lowest bid price on the BASE BID. A responsible and responsive bidder who submitted the lowest bid shall be awarded the contract, if it is awarded.

BID DEPOSIT (BID BOND)

There is enclosed herewith, a certified check or surety bond in the amount of ten percent (10%) of the BASE BID, or, more specifically, Thirty Thousand Two Hundred Seventy Two Dollars Dollars (\$ 30,272.00), made payable to the County of San Bernardino. The undersigned agrees that in the event of the failure by the undersigned to execute the necessary contract and furnish the required contract bonds and insurance, the certified check or surety bond and the money payable thereon shall be, and remain, the property of the County of San Bernardino. If the bid is accompanied by a certified or cashier's check, the check shall be deposited by the Project and Facilities Management Department, and a County warrant for the full amount shall be issued to the undersigned approximately one month after Contract Award.

If the bid is submitted through San Bernardino County Electronic Procurement Network (ePro) then scan the bid security (bid bond) and submit the scanned copy with your bid submittal in ePro, additionally, mail or submit the original bid security, in a separate sealed envelope labeled "Bid Bond" with the title of the work and the name of the bidder clearly marked on the outside, to: Project and Facilities Management Department, 385 North Arrowhead Avenue, 3rd Floor, San Bernardino, California, 92415-0184. **Any mailed or submitted bid security must be received on or before the time set for the opening of the bids.**

TIME OF COMPLETION

The undersigned agrees to complete the work within 340 calendar days from the date stipulated in the Notice to Proceed.

LIQUIDATED DAMAGES

In the event that all the Work called for in this Contract is not completed within the number of calendar days set forth, Contractor shall forfeit and pay to the County the sum of **\$750.00** per day for each calendar day the work remains incomplete, to be deducted from any payments due or to become due to the Contractor. (Reference General Conditions and Special Conditions)

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REJECTION OF BIDS

The undersigned agrees that the County reserves the right to reject any or all bids and reserves the right to waive informalities in a bid or bids, not affected by law, if to do so seems to best serve the public interest.

VALIDITY OF BIDS

The undersigned agrees that this bid will remain valid for sixty (60) days after the scheduled bid opening.

STATE LICENSES

The undersigned hereby certifies that he is currently the holder of a valid Nevada State Contractor's Class "A (any sub-classification) or B" license as a contractor in the State of Nevada and that the license is the correct class of license for the work described in the project drawings and specifications.

INSURANCE

The undersigned agrees to furnish certified copies of all insurance policies and endorsements; all certificates of comprehensive, general and auto liability insurance; workers' compensation insurance; and such other insurance that will protect them from claims for damages and personal injury, including death, which may arise from operations under the contract, whether such operation be by the undersigned or by any subcontractor of the undersigned, or anyone directly or indirectly employed by the undersigned or any subcontractor of the undersigned in accordance with Section 11.2 of the General Conditions. **The undersigned agrees to provide the Project and Facilities Management Department with Certificates of Insurance evidencing the required insurance coverage at the time Contractor executes the contract with the County.** All policies (excluding workers' compensation) shall name San Bernardino County and American Tower Corporation and their respective officers, employees, agents and volunteers as additional insureds. All coverages shall be subject to approval by the County for adequacy of protection.

BONDS

If this Bid is successful, the undersigned agrees to execute the required Standard Contract and will furnish a payment bond in an amount equal to one hundred percent (100%) of the contract price and a Faithful Performance Bond in an amount equal to one hundred percent (100%) of the contract price. These bonds shall be secured from a surety company or companies satisfactory to the County within ten (10) calendar days of the contract award and shall be on County approved bond forms. Bonds shall remain in full force and effect for a period of one year following the date of filing of Notice of Completion.

FORMER COUNTY OFFICIALS

Contractor agrees to provide or has already provided information on former County of San Bernardino administrative officials (as defined below) who are employed by or represent Contractor. The information provided includes a list of former county administrative officials who terminated county employment within the last five years and who are now officers, principals, partners, associates or members of the business. The information also includes the employment with or representation of contractor. For purposes of this provision, "county administrative official" is defined as a member of the Board of Supervisors or such officer's staff, Chief Executive Officer or member of such officer's staff, county department or group head, assistant department or group head, or any employee in the Exempt Group, Management Unit or Safety Management Unit.

INACCURACIES OR MISREPRESENTATIONS

If during the course of the bid proposal process or in the administration of a resulting Contract, the County determines that the contractor has made a material misstatement or misrepresentation or that materially inaccurate information has been provided to the County, the contractor may be terminated from the bid proposal process, or in the event a Contract has been awarded, the Contract may be immediately terminated. If a Contract is terminated according to this provision, the County is entitled to pursue any available legal remedies.

VISITING THE SITES

The undersigned has visited the site and is familiar with the local conditions of the work site.

ADDENDA

This bid includes Addendum No. 1 dated April 25, 2023
Addendum No. 2 dated May 8, 2023

Bidder must acknowledge all addendums above, regardless of any acknowledgment of addendums in ePro.

AFFIDAVIT

The undersigned has submitted with the bid proposal a non-collusion declaration, signed under penalty of perjury, for the principal contractor.

The undersigned acknowledges it has registered with the ePro system prior to the date and time to receive sealed bids or it will be disqualified.

The undersigned declares: that the only person or parties interested in this proposal as principals are those named herein; that this bid is made without any connection with any other person or persons making a bid for the same work, except for another division of the undersigned which may submit an independent bid; that the bid is in all respects fair and without collusion or fraud; that the undersigned has read the Advertisement for Bids and the Instructions to Bidders and agrees to all the stipulations contained therein; that the undersigned has examined the form of contract (including the specifications, drawings, and other documents incorporated therein by reference); that in the event this bid as submitted, including the incorporated bidding documents, be accepted by the County, the undersigned shall execute a contract to perform the work as outlined herein.

If undersigned is a corporation, proposal must be signed by an authorized officer of the corporation.

If the bid proposal is submitted through ePro the undersigned acknowledges that its electronic signature is legally binding.

Check One: Sole Proprietor
 Partnership
 Corporation
 Other

Name of Bidder: Herca Telecomm Services Inc.

Address: 18610 Beck Street Perris, CA 92570

Phone: 951-940-5941

Email: bids@hercatelecomm.com

Contractor's License No.: 886274 Primary Class: A, B, C-10, C-51

Expiration Date of Contractor's License 10/31/2024

I declare under penalty of perjury the above is true and correct.

Authorized Signature:  Title: CFO

Print Name: Tracy Hertel Date: 05/16/2023

NONCOLLUSION DECLARATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

The undersigned declares:

I am the CFO of Herca Telecomm Services Inc, the party making the foregoing 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 of 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 collusion 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 Nevada that the foregoing is true and correct and that this declaration is executed on May 16th 2023 [date], at Perris [city], California [state].

Signed:  _____

Title: CFO _____