



Boulder County Purchasing
1325 Pearl Street
Boulder, CO 80302
purchasing@bouldercounty.gov

INVITATION TO BID
COVER PAGE

BID Number: 7489-23

BID Title: **COALTON OPEN SPACE TRAIL
REDESIGN AND CONSTRUCTION PROJECT**

Mandatory Pre-Bid Meeting: **JULY 19, 2023 - 9:00 A.M.**
Location: **Coalton Trailhead;
2701 Coalton Road, Superior, Colorado 80027**

BID Questions Due: **JULY 20, 2023 - 2:00 P.M.**

County Response Date: **JULY 26, 2023 – End of day**

Submittal Due Date: **AUGUST 2, 2023 - 2:00 P.M.**

Email Address: purchasing@bouldercounty.gov

Documents included in this package: BID Instructions
Bond Requirements
Terms and Conditions
Data Requirements
Specifications
Insurance and W-9 Requirements
Bid Tab Section
Submittal Checklist
Signature Page

Please use the link below to access Attachments A – L as identified on page 5:
<https://www.dropbox.com/scl/fo/1842tbnn0r96jk711o1si/h?rlkey=4kmetazxbuwmd8y1jetn20t6&dl=0>



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BID INSTRUCTIONS

BACKGROUND:

The Boulder County Parks and Open Space Department (BCPOS) is seeking bids from qualified and experienced contractors for reconstructing and surfacing Coalton Trail (Project), located on the Coalton Open Space property at 2701 Coalton Road in Superior, Colorado (see Attachment A for Project Map). The Project consists of regrading and resurfacing Coalton Trail including earthwork, surfacing with recycled asphalt, culverts, creating riprap drainage ditches and erosion control. The County co-manages the trail with the City of Boulder Open Space and Mountain Parks (COBOSMP). The Project is anticipated to start October 2, 2023 and the successful bidder will have 120 calendar days after the Notice to Proceed (NTP) is issued to complete the Project. This Project is required to be completed on or by March 15, 2024, without exception.

CONTRACT LANGUAGE:

The successful bidder will be required to enter into a Contract for Services and meet all insurance requirements as required prior to any work beginning. Work will not commence until the County has issued a NTP to the selected Contractor.

All bidders are instructed to thoroughly review all the stated insurance requirements for this Project, the insurance requirements stated are the minimum and standard for Boulder County Government, for this Project. All hired contractors are required to meet the insurance requirements, as stated, for contracted services as part of the Boulder County contracting process. Owner/Sole Proprietors/Officer are not Exempt from the county's insurance requirements and coverage limits. Please refer to the Insurance Requirements in this BID. **Only the Primary Contractor is responsible for meeting the insurance requirements listed in this ITB and those listed in the subsequent contract.**

The evaluation of the qualifications shall be based on the requirements described in this ITB. All submitted responses will be reviewed, evaluated, and determined for selection by the designated Evaluation Committee.

Boulder County reserves the right to reject submittals that do not include evidence of prior experience and current capabilities, including manpower and equipment, necessary to provide the required services and to successfully complete this Project.

In the event the selected contractor is unable to commence work as agreed to, the Boulder County Commissioners may rescind the bid award and proceed to award the contract to another bidder based on this BID, re-bid the work, or proceed in any lawful manner the County deems necessary.

BOULDER COUNTY BID AWARD:

Boulder County requires the formality of issuing a formal bid award for this Project. The Boulder County Board of County Commissioners are required to approve the Project Bid Award, in a public meeting, prior to processing a contract for services. A period of ten (10) days follows in which the county is required to adhere to the Boulder County Appeals Process.

PROJECT FUNDING REQUIREMENTS:

This project is supported by a Memorandum of Understanding between Boulder County, the City of Boulder and The Trust for Public Land regarding Coalton Trail Improvements executed on March 21, 2023. For the purposes of this ITB, Boulder County has been designated to be the Fiscal Agent for the Project for all Parties.

CERTIFICATE OF GOOD STANDING:

A copy of your business' State issued certificate submitted with your BID is required. Contractor shall be authorized to do business in the State of Colorado and shall provide the county a current Certificate of Good Standing evidencing such authorization. Furthermore, contractor shall be responsible for all applicable sales and employment taxes.

BID SECURITY BOND:

A bid bond is required for this Project. Boulder County may require, at its discretion, bid security for construction or public works contracts when the price is expected to exceed \$50,000 and for any other contracts as determined by Boulder County to be in its best interest. Bid security provides assurance to Boulder County that the bidder will, upon award, fulfill its bonding and contracting obligations as required by the instructions to bidders. When bid security is required, as indicated in the instructions to bidders, the following terms apply:

- a. Bid security must be for an amount equal to 5 percent of the amount bid, unless otherwise stipulated in the instructions to bidders.
- b. Bid security must be in the form of a bond, issued by a surety company authorized to do business in Colorado, or a bank cashier's check made payable to Boulder County.
- c. **Bidders should scan and submit a copy of the bid security instrument with their bid submittal AND mail to Boulder County the actual bid security instrument, postmarked no later than the date of the bid deadline; SEE ADDRESS BELOW.**
- d. Bidder noncompliance with bid security requirements requires that the bid be rejected as nonresponsive.
- e. The bid security is submitted as a guarantee that the bid will be maintained in full force and effect for a period of thirty (30) days after the opening of the bids.

Accordingly, after bids are opened, they shall be irrevocable for a period of thirty (30) days.

- f. If a bidder is permitted to withdraw his bid before award, at Boulder County's sole discretion, no action shall be had against the bidder or the bid security.
- g. Following award, if a contractor fails to deliver the required performance and payment bonds or refuses to enter into a contract with Boulder County under the terms of its winning bid, the contractor's bid shall be rejected, and its bid security will be enforced by Boulder County to the extent of actual damages.

Address for Bid Security Bonds:

Boulder County Parks and Open Space Department
5201 St Vrain Road
Longmont, CO 80501

THIS OFFICE IS OPEN MONDAY THROUGH THURSDAY FROM 8:00 A.M. THROUGH 4:30 P.M.

PAYMENT BOND AND PERFORMANCE BOND:

This Project is classified as a Public Works Project, therefore, the Payment Bond and the Performance Bonds are required. The Payment Bond and the Performance Bond are each required to equal 100% of the construction costs as out lined in the bid tab section. Bidders may include the cost of this bonding into the total proposed cost. All bonds, are due once the Bid Award is completed and prior to the execution of the contract.

The selected contractor will be required to submit the actual bonds to the County either in-person or by mail delivery. The contract will not be executed until the submitted bonds are received, verified and approved by the County, in writing.

Retainage on all approved invoices submitted and a Notice of Final Settlement posting will be required for this Project prior to the release of the secured bonds.

PAYMENT FOR SERVICES:

Progressive progress payments may be submitted monthly and will be reviewed and approved by the County.

Contractor shall submit, in writing, to Boulder County, a request for payment. Invoices shall be submitted on company letterhead and include, but not limited to, depending on the activity completed, designated project name, date(s), type of work performed. Additionally, all invoices should contain the current date, invoice number, amount due and current return address.

Additionally, payment for Project awarded is subject to the terms and conditions of the Boulder County issued Purchase Order.

PRE-BID MEETING:

A Mandatory Pre-Bid meeting is scheduled, starting promptly at **9:00 A.M., JULY 19, 2023**. Interested Parties are asked to meet at Coalton Trailhead, located at 2701 Coalton Road in Superior, Colorado 80027.

Bids from companies not represented at the mandatory, pre-bid meeting, and site visit will not be accepted.

ATTACHMENTS:

The following documents are part of this BID:

1. Attachment A: Coalton Trail Map
2. Attachment B: Coalton Trail Redesign Construction Plans (Plans)
3. Attachment C: Technical Special Specifications (Specials)
4. Attachment D: CDOT 2019 Standard Specifications for Road and Bridge Construction
5. Attachment E: COBOSMP Trail Reconstruction Plans
6. Attachment F: Boulder County Stormwater Quality Permit Requirements
7. Attachment G: Geotechnical Report
8. Attachment H: Report For Utility Engineering
9. Attachment I: Xcel Clearance Requirements when working under Transmission Lines
10. Attachment J: Wildlife Buffers and Phasing Map
11. Attachment K: Purchase Order Terms and Conditions
12. Attachment L: Sample Contract

WRITTEN INQUIRIES:

All inquiries regarding this BID will be submitted via email to the Boulder County Purchasing at purchasing@bouldercounty.gov on or before **2:00 P.M., JULY 20, 2023**. A response from the county to all inquiries will be posted and sent via email no later than **JULY 26, 2023**.

Do not contact any other county department or personnel with questions or for information regarding this solicitation.

SUBMITTAL INSTRUCTIONS:

BIDs are due at the email box only, listed below, for time and date recording on or before **2:00 P.M., MOUNTAIN TIME ON AUGUST 2, 2023**. A bid opening will be conducted at 3:00 p.m. via Microsoft Teams. Please click on the link below or use the call-in number. A copy of the bid tab will also be sent to all who have submitted a Bid. **Vendors must answer whether line-item pricing information submitted with a bid is confidential or closely held.**

Microsoft Teams meeting

Join on your computer, mobile app or room device

[Click here to join the meeting](#)

Meeting ID: 291 725 242 913

Passcode: 5jGWpz

[Download Teams](#) | [Join on the web](#)

Or call in (audio only)

[+1 720-400-7859,952924070#](tel:+17204007859952924070) United States, Denver

Phone Conference ID: 952 924 070#

Please note that email responses to this solicitation are limited to a maximum of 50MB capacity.

NO ZIP FILES OR LINKS TO EXTERNAL SITES WILL BE ACCEPTED. THIS INCLUDES GOOGLE DOCS AND SIMILAR SITES. ALL SUBMITTALS MUST BE RECEIVED AS AN ATTACHMENT (E.G. PDF, WORD, EXCEL).

Electronic Submittals must be received in the email box listed below. Submittals sent to any other box will NOT be forwarded or accepted. This email box is only accessed on the due date of your questions or proposals. Please use the Delivery Receipt option to verify receipt of your email. It is the sole responsibility of the proposer to ensure their documents are received before the deadline specified above. Boulder County does not accept responsibility under any circumstance for delayed or failed email or mailed submittals.

Email purchasing@bouldercounty.gov; identified as **BID # 7489-23** in the subject line.

All BIDs must be received and time and date recorded by authorized county staff by the above due date and time. Sole responsibility rests with the bidder to see that their BID response is

received on time at the stated location(s). Any BIDs received after due date and time will be returned to the bidder.

The Board of County Commissioners reserves the right to reject any and all BIDs, to waive any informalities or irregularities therein, and to accept the proposal that, in the opinion of the Board, is in the best interest of the Board and of the County of Boulder, State of Colorado.

Contractors and their employees, subcontractors, and agents must comply with all federal, state, and local laws, regulations, ordinances, orders, and codes, as well as Boulder County policies, guidelines, and protocols.

Americans with Disabilities Act (ADA):

Americans with Disabilities Act: If you need special services provided for under the Americans with Disabilities Act (ADA), please contact the Boulder County ADA Coordinator or Human Resources office at (303) 441-3525 as soon as possible to allow sufficient time for service delivery ahead of applicable due dates.



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TERMS AND CONDITIONS

1. Bidders are expected to examine the drawing, specifications, schedule of delivery, and all instructions. Failure to do so will be at the bidder's risk.
2. Each bidder will furnish the information required in the Invitation to Bid.
3. The Contract/Purchase Order will be awarded to that responsible bidder whose submittal, conforming to the Invitation to Bid, will be most advantageous to the County of Boulder, based on best value not only price.
4. The County of Boulder reserves the right to reject any or all bids and to waive informalities and minor irregularities in bids received, and to accept any portion of or all items proposed if deemed in the best interest of the County of Boulder to do so.
5. No submittal will be withdrawn for a period of thirty (30) days subsequent to the opening of bids without the consent of the County Purchasing Agent or delegated representative.
6. A signed purchase order or contract furnished to the successful bidder results in a binding contract without further action by either party.
7. Late or unsigned bids will not be accepted or considered. It is the responsibility of bidders to ensure that the bid arrives at the Purchasing email address prior to the time indicated in the "Invitation to Bid."
8. The proposed price will be exclusive of any Federal or State taxes from which the County of Boulder is exempt by law.
9. Any interpretation, correction or change of the bid documents will be made by Addendum. Interpretations, corrections and changes of the bid documents made in any other manner will not be binding, and bidder will not rely upon such interpretations, corrections and changes. The County's Representative will not be responsible for oral clarification.
10. Confidential/Proprietary Information: Bids submitted in response to this "Invitation to Bid" and any resulting contract are subject to the provisions of the Colorado Open Records Act,

24-72-201 et seq., C.R.S., as amended. Any restrictions on the use or inspection of material contained within the bid or resulting contract should be clearly stated in the bid and contract itself. Confidential/proprietary information should be readily identified, marked and/or separated from the rest of the bid. Co-mingling of confidential/proprietary and other information is NOT acceptable. Vendors must answer whether line-item pricing information submitted with a bid is confidential or closely held. Bids that do not identify confidential/proprietary information may be released in their entirety. Pricing totals contained in a bid are not considered confidential.

The Boulder County Attorney's Office retains sole authority for determining whether the Colorado Open Records Act requires or permits Boulder County to disclose proposal or bid documents, or any information contained therein, pursuant to an open records request.

11. Boulder County promotes the purchase/leasing of energy efficient materials and products with low toxicity levels when availability, quality and budget constraints allow. Proposers are expected whenever possible to provide products that earn the ENERGY STAR and meet the ENERGY STAR specifications for energy efficiency with power management features enabled. Proposers are encouraged to offer products and equipment with post-consumer recycled-content materials. Products should be packaged and delivered with a minimum amount of recycled packaging that adequately protects the product but is not excessive.
12. Pursuant to Colorado law (House Bill 1292), in any bidding process for public works in which a bid is received from a non-resident bidder who is from a state that provides a percentage bidding preference, a comparable percentage disadvantage will be applied to the bid of that bidder. Bidders may obtain additional information from the Department of Personnel's website: <http://www.colorado.gov/dpa/>.
13. Bid Security: Boulder County may require, at its discretion, bid security for construction contracts when the price is expected to exceed \$50,000 and for any other contracts as determined by Boulder County to be in its best interest. Bid security provides assurance to Boulder County that the bidder will, upon award, fulfill its bonding and contracting obligations as required by the instructions to bidders. When bid security is required, as indicated in the instructions to bidders, the following terms apply:
 - Bid security must be for an amount equal to 5 percent of the amount bid, unless otherwise stipulated in the instructions to bidders.
 - Bid security must be in the form of a bond, issued by a surety company authorized to do business in Colorado, or a bank cashier's check made payable to Boulder County.
 - Bidders should scan and submit a copy of the bid security instrument with their bid submittal AND mail to Boulder County the actual bid security instrument, postmarked no later than the date of the bid deadline.

- Bidder noncompliance with bid security requirements requires that the bid be rejected as nonresponsive.
- The bid security is submitted as a guarantee that the bid will be maintained in full force and effect for a period of thirty (30) days after the opening of the bids. Accordingly, after bids are opened, they shall be irrevocable for a period of thirty (30) days.
- If a bidder is permitted to withdraw his bid before award, at Boulder County's sole discretion, no action shall be had against the bidder or the bid security.
- Following award, if a contractor fails to deliver the required performance and payment bonds or refuses to enter into a contract with Boulder County under the terms of its winning bid, the contractor's bid shall be rejected and its bid security will be enforced by Boulder County to the extent of actual damages.



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SPECIFICATIONS

OBJECTIVE:

Coalton Trail is a heavily visited multiple use trail that provides access to a large portion of intact grasslands and associated wildlife species located in southern Boulder County. The trail has expansive views of the foothills, Eldorado Canyon and Boulder's infamous Flatirons rock formations. The trail was initially created in 1996, when Boulder County Road 76 was converted to serve as Coalton Trail. The former road lacks proper drainage along the roughly 10-foot wide and 2.8 mile long trail. Additionally, there is a steep section, approximately 1,500 feet in length, that averages a 10% grade with portions that exceed 15% for several intervals. This steep section provides a challenge for many trail visitors and often erodes, resulting in high maintenance costs and degraded user experience, particularly after storm events which often cause severe erosion.

The objective of this capital maintenance project is to bring Coalton Trail up to a consistent standard that is more sustainable and easily maintained. These improvements will enhance the user experience by reducing grades, preventing further erosion and enhancing the character of this trail to be like surrounding regional trails. Surface and drainage improvements are needed to better accommodate regional trail users and provide a "consistent 10-foot trail cross section" for the entire trail. In 2019, BCPOS produced engineering design plans to improve the trail, better conform to regional trail standards, make it more sustainable and to minimize future maintenance costs and impacts to environmental resources. Significant drainage features have been designed to stabilize the trail. It will be surfaced with recycled asphalt along its entire length to further stabilize the trail surface and enhance the visitor's experience. Given the sensitivity of the surrounding lands, the trail will stay within the old road corridor. Approximately 540 feet of soil rip rap ditches, three (3) new culverts and seven (7) rolling grade dips will be constructed to catch and redirect surface flows along the steep portion of the trail. Several small pullouts will be created to allow visitors to rest in the steep sections and allow faster paced visitors to pass easily. All areas disturbed will be revegetated with native grasses and wildflowers.

Bidders should carefully review the Project Schedule and Phasing section of this ITB for important phasing and timing due to sensitive wildlife in the area.

SPECIFICATIONS:

The selected contractor shall be responsible for the scope of services shown in the attached Coalton Trail Redesign Construction Plans (Plans) and Specifications (Attachment B, C and D). See the Bid Tab section of this ITB for details and quantities for the Base Bid (Trail Reconstruction), Bid Alternate 1 (all Reclamation associated with the Base Bid) and Bid Alternate 2 (the COBOSMP section with Trail Reconstruction and Limited Reclamation).

Bid Alternate 2 in the Bid Tab section of this document describes the major work items required and the quantities (see Attachment E for the COBOSMP Trail Reconstruction Plans). The typical trail section and rolling grade dip details in the Base Bid (Attachment B) and the Specifications (Attachments C and D) will also govern Bid Alternate 2.

The contractor may propose to add additional task items or remove certain line items if they feel they are unnecessary to the following scope. A brief explanation must be provided as to why the contractor feels these items should be added or removed.

The selected contractor must complete all line items outlined in the attached Plans according to the Specifications (both the CDOT Standard Specifications and Specials). See the Bid Tab section of this ITB to view the specific line items and anticipated quantities. The contractor will be responsible for disposing any excess spoils or unneeded excavated materials from the site.

Although the 2021 Colorado Department of Transportation (CDOT) Specifications are now available, the 2019 (CDOT) Standard Specifications will be adopted as the minimum Standards of Compliance for this Project except for those called out in the attached Technical Special Specifications (Specials). Attachment C provides the Specials for the Project that are outside of 2019 CDOT Standard Specifications. In those instances where the Standard Specifications conflict with any of the provisions of the Specials, the Sections in the Specials shall govern. The Contractor shall have a copy of the "CDOT 2019 Standard Specifications for Road and Bridge Construction" (Attachment D) and the Technical Special Specifications or Specials (Attachment C) on the project site at all times.

PROJECT SCHEDULE AND PHASING :

The Project is anticipated to start October 2, 2023 and be complete within 120 calendar days. The Project is being broken down into phases in order to allow the successful contractor to start portions of the Project before the seasonal wildlife restriction ends on November 1, 2023. Phase 1 includes all work that is outside of the wildlife buffers (from Station 10 + 50 to Station 70 + 00 and Station 70 + 00 to Station 120 + 00 as depicted in Attachment J Wildlife Buffers and Phasing Map).

Phase 1 is anticipated to start October 2, 2023 (dependent on final contract execution, contractor preferences and NTP).

Phase 2 is all work required that is located inside of the wildlife buffers and is anticipated to start November 1, 2023 (dependent on final contract execution and NTP). Phase 2 is considered any heavy equipment work required within Station 70 + 00 to Station 120 + 00 (see Attachment J Wildlife Buffers and Phasing Map). Some limited activities may occur within the Phase 2 area prior to November 1, 2023, with prior County approval (e.g., construction staking, erosion control measures, etc.). The County will work with the selected contractor to establish a start date that works best for everyone involved and issue the NTB based upon the agreed upon schedule.

BASE BID AND ALTERNATES:

The Base Bid (both Phase 1 and Phase 2) includes all trail construction work required from Station 10 + 50 to Station 148 + 00 as described in the Coalton Trail Redesign Construction Plans (Attachment B).

Bid Alternate 1 includes all reclamation work related to the Base Bid (from Station 10 + 50 to Station 148 + 00) and would occur after completion of the Base Bid work items (both Phase 1 and 2).

Bid Alternate 2 includes trail reconstruction and limited reclamation on the COBOSMP section from Station 1 + 73 to Station 10 + 50 (see Attachment E). This work is outside the wildlife buffers and may start beginning October 2, 2023.

Due to budgetary constraints, the County may elect to award the Base Bid and all Bid Alternates, or any combination of these bids. A final Scope of Work will be agreed to and documented prior to a bid award.

BOULDER COUNTY RESPONSIBILITIES:

- a. Initiate the Boulder County Grading Permit and Stormwater Quality permits and transfer them to the selected contractor upon contract execution. The initial State of Colorado Stormwater Discharge Permit has also been submitted and will be transferred to the selected contractor upon contract execution.
- b. Provide the Consultant with a NTP indicating approval to proceed with the work and phases described herein.
- c. Designate a person to act as the BCPOS Project Manager with respect to the services related to this project. The Project Manager will review the limits of disturbance, monitor all scope of work and be available during normal construction hours and days of the week to answer any questions or address any issues that may arise.
- d. Provide the Contractor with all available information pertinent to the Project, including, but not limited to, site visits, existing permits and any additional information required, Plans (Attachment B and E) and Specifications (Attachment C and D), Soils Report (Attachment F), Report for Utility Engineering (Attachment G), Xcel Clearance Requirements when working under Transmission Lines (Attachment H) and seed mix and application rates for all reclamation work.

- e. Provide a short cultural resources discovery training to all contractor personnel (anticipated to be less than one hour). Monitor ground disturbing activities to ensure cultural resources are identified and protected as needed.
- f. Remove prairie dogs within the trail corridor prior to construction activities. The County is required to be notified a minimum of two (2) weeks prior to construction start.

CONTRACTOR RESPONSIBILITIES:

Bidders should review the Plans and Specifications for a complete list of all contractor responsibilities and requirements.

Permits

The contractor will be responsible for obtaining all required permits, ensuring permit requirements are adhered to and closing out all permits. Final permits will be provided to the County upon Project closeout. At this point, it appears a Boulder County Stormwater Quality Permit and a Grading Permit will be required and a State of Colorado Stormwater Discharge Permit coverage under the Colorado Department of Public Health and Safety (CDPS) General Permit for Stormwater Discharges Associated with Construction Activity (COR400000 permit). The County is currently in the process of obtaining these permits and will transfer them to the selected contractor once obtained.

If the contractor chooses to set up a staging area in the CDOT right of way (ROW) along Highway 128 on the southwest terminus of Coalton Trail, a CDOT ROW permit will also be required and the contractor will be fully responsible for obtaining this permit prior to use of the staging area.

The contractor must prepare and submit a stormwater management plan that complies with all county and state stormwater requirements (see Attachment F for the preliminary Boulder County Stormwater Quality Permit Requirements).

Cultural Resources

Prior to the start of the fieldwork, the selected contractor and all on-site staff must attend one (1) short cultural resource discovery training and the protocol to follow if they unexpectedly discover any artifacts or features (approximately one hour). The County must be notified two (2) weeks in advance of any ground disturbing activities not on the existing trail so that the County can monitor the disturbances for any potential cultural resources. The old road grade is the only known cultural resource site for this Project at this point and will not require any special monitoring.

Wildlife Considerations and Project Timing

Due to the sensitive nature of this important grassland and ground nesting birds, a significant section of the Project must be completed between November 1, 2023 and March 15, 2024. Construction activities that are outside of the wildlife areas of concern, such as mobilization, construction staking, establishing staging areas and reconstruction/surfacing a portion of the southwestern trail may begin once a start date has been mutually agreed to and NTP has been issued (anticipated for October 2, 2023). Please carefully review the Project Schedule and

Phasing section of this document for special phasing and timing due to sensitive wildlife in the area. To minimize wildlife impacts, no work will be allowed prior to sunrise or after sunset.

Prairie dogs

Prairie dogs are known to be in the surrounding open space lands and some may likely be within the trail corridor. The contractor must notify the County at least two (2) weeks prior to starting the Project so that any prairie dogs and their associated burrows can be removed by City or County staff.

Cattle grazing and temporary fence removal

Cattle are anticipated to be in the surrounding areas until December 1, 2023 and return in the middle of May 2024. The contractor will be responsible for closing all gates, making sure cattle do not enter the Project area when fences are temporarily down and promptly repair all fences temporarily removed.

Reclamation and Reseeding

All reclamation and reseeding activities must occur between November and March 15 and will not be allowed during excessive soil moisture or muddy conditions nor during excessively dry moisture conditions. The County will notify the contractor of any of these special conditions to avoid.

DELIVERABLES:

Refer to Contractor Responsibilities section.

PERMITS, LICENSES, LOCATES AND CODES:

The selected Contractor shall have full responsibility for identifying and obtaining, prior to the start of work, and for maintaining throughout the term of the Project, any permits and licenses which may be required in order to carry out the work. The Contractor shall also be responsible for following all State and County codes, which may be required in order to carry out the Project. The Contractor shall also be responsible for all "locates" of all public utilities related to performing work under the terms of this Contract. The Contractor shall also be responsible for insuring that any of its subcontractors performing work on the Project satisfy the provisions of this paragraph.

Contractor is responsible to contact and coordinate with utility companies regarding protection of existing utilities and special requirements at utility crossing locations, as well as, other conditions where work is nearby existing utilities. Contractor shall be responsible for all costs of coordination with utilities including, but not limited to, outages, protection or support and any fees for costs from the utility.

CONTRACTOR LICENSING:

It is the responsibility of the selected Contractor to apply for and ensure the appropriate Contractor's license is obtained.

General contractors, HVAC contractors, and roofing contractors require licensing through the Boulder County Community Planning and Permitting Department. Electricians and plumbers are required to be licensed through the State of Colorado and registered with the Boulder County Community Planning and Permitting Department. Furthermore, it is required for all Architects, Professional Engineers and Professional Land Surveyors to be fully-licensed through the State of Colorado.

SUBCONTRACTORS:

Contractor is required to disclose to County the complete business name(s) of all potential subcontractors that will be assigned to this Project, should the Contractor be selected. Contractor acknowledges that it is completely responsible for the actions or inactions of its subcontractors. Contractor shall be responsible for the compliance of all subcontracting parties with the terms of the Contract and with any applicable local, state or federal laws or regulations. Contractor shall be solely responsible for timely payment of its subcontractors.

PROJECT COMPLETION SCHEDULE:

The successful bidder will have one hundred twenty (120) calendar days, weather permitting, after execution of the contract and after the NTP has been issued, to complete the work. This Project is required to be completed on or by March 15, 2024.

CONFLICT OF INTEREST:

Any party that has developed, designed or drafted specifications, requirements, statements of work and/or has participated in planning activities for this Project may be excluded from consideration for the award of this Project.

CHANGE ORDERS:

Any unplanned, change orders, modifications or additional services to this Project, shall be submitted by the Contractor, in a separate, written document, including a fee schedule and completion schedule and presented to the County for review. Approval from the County, in writing, must accompany all change order requests.

OVERNIGHT CAMPING:

Boulder County prohibits any overnight camping; all operational staff, including designated security staff, are not authorized to be present at Project site from sunset to sunrise, the open space property will remain closed during these hours to the contractor and its subcontractors and/or designated representatives and/or agents, unless specifically authorized by a BCPOS representative.

HOURS OF OPERATION:

The selected contractor will agree to commence work within ten (10) days (or such further time as may be allowed in writing by the County after receiving the NTP. Normal contractor work hours involving Boulder County staff shall be designated as Monday through Friday, 8:00 a.m. to 4:30 p.m. Work on Saturdays and Sundays, after 5:00 p.m., and designated Federal Holidays shall not be allowed unless approved, in writing, by the County.

Given the majority of the trail construction is anticipated to last approximately 4 to 6 weeks, the trail will be closed to visitors and the selected contractor may be allowed to work seven (7) days per week and occasionally after 5:00 p.m. (but not prior to sunrise or after sunset). The contractor must submit requests and have written approval for any hours worked beyond the normal contractor hours specified above.

OWNERSHIP OF WORK PRODUCT:

All work product, property, data, documentation, information or materials conceived, discovered, developed or created by the selected Contractor pursuant to this bid and subsequent Contract will be owned exclusively by the County. To the extent possible, any Work Product will be deemed to be a work made for hire. The selected Contractor unconditionally and irrevocably transfers and assigns to the County all right, title and interest in and to any Work Product.

The selected Contractor will agree to keep confidential all County Data, and will agree not to sell, copy, modify, reproduce, republish, assign, distribute, data mine, search or disclose any such confidential information to any other person or entity without the County's written permission, including metadata (e.g. aggregations of county data or analysis of county data content).

The Contractor shall not access County accounts or County Data, except in the event as required by the express terms of a written contract between the mutual Parties and/or at the express written request of the County. All data obtained by the Contractor in the performance of this solicitation resulting in a contract shall become and remain the property of the County. The Contractor shall not use any information collected in connection with the service issued from this solicitation for any purpose other than fulfilling a County contract for this ITB.



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1325 Pearl Street
Boulder, CO 80302
purchasing@bouldercounty.gov

INSURANCE AND W-9 REQUIREMENTS

INSURANCE REQUIREMENTS:

| | |
|---|--|
| General Liability | \$1,000,000 Each Occurrence \$2,000,000 General Aggregate \$2,000,000 Products Completed Operations Aggregate 3 years Products/Completed Operations |
| Excess / Umbrella | Umbrella/Excess Liability insurance in the amount \$3,000,000.00, following form. |
| Automobile Liability | \$3,000,000 Each Accident *Including Hired & Non-Owned Auto |
| Worker's Compensation and Employer's Liability | Statutory limits |
| Professional Liability or Errors and Omissions | \$1,000,000 Per Loss \$1,000,000 Aggregate Coverage maintained or extended discovery period for 2 years |
| Pollution Liability | \$1,000,000 Per Loss \$1,000,000 Aggregate Coverage maintained or extended discovery period for 3 years |

Please note the successful bidder is required to provide a certificate of insurance and name the following entities as additional insured, no exceptions:

- a. Boulder County;**
- b. the City of Boulder; and**
- c. Trust for Public Lands**

***In regards to General Liability, Umbrella/Excess Liability, and Pollution Liability:**

If any or all of these coverages are required above, additional insured status will be required at the time a contract is executed.

Note that the above insurance amounts are the minimum required for this project. Proof of current insurance must be provided with your bid in the form of a sample certificate. You are NOT required to include additional insured status until the time a contract is executed.

If you require a waiver of insurance requirements you may request one in your response with an explanation.

W-9 REQUIREMENT:

Provide a copy of your business's W-9 with your bid.



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BID TAB SECTION

BASE BID TAB

TRAIL RECONSTRUCTION Station 10 + 50 to Station 148 + 00

Phase 1 anticipated to start October 2, 2023

Phase 2 anticipated to start November 1, 2023

| Item | Description | Unit | Quantity | Unit Cost | Total Line Item Costs |
|------|---|------|----------|-----------|-----------------------|
| 201 | Clearing and Grubbing | LS | 1 | | |
| 202 | Tree Trimming | HOUR | 2 | | |
| 202 | Removal of Pipe | LF | 21 | | |
| 203 | Unclassified Excavation (Complete In Place) | CY | 2356 | | |
| 203 | Potholing | HOUR | 8 | | |
| 206 | Structure Excavation | CY | 200 | | |
| 208 | Erosion Log Type 1 (12 Inch) | LF | 82 | | |
| 208 | Rock Check Dam | EACH | 9 | | |
| 208 | Vehicle Tracking Pad | EACH | 2 | | |
| 210 | Reset Fence | LF | 50 | | |
| 304 | Aggregate Base Course (RAP) | TON | 4794 | | |
| 506 | Soil Riprap (9 Inch) | CY | 216 | | |
| 603 | 18 Inch Corrugated Steel Pipe | LF | 79 | | |
| 603 | 18 Inch Steel End Section | EACH | 6 | | |
| 607 | Fence (Minimum Plastic or Chain Link recommended due to cattle grazing) | LF | 1170 | | |
| 608 | Rolling Dip | EACH | 7 | | |
| 620 | Sanitary Facility | EACH | 1 | | |
| 625 | Construction Surveying | LS | 1 | | |
| 626 | Mobilization | LS | 1 | | |
| 630 | Traffic Control Management | DAY | 4 | | |
| 630 | Barricade (Type 3 M-A) (Temporary) | EACH | 5 | | |
| 630 | Construction Traffic Sign (Panel Size B) | EACH | 4 | | |
| 630 | Portable Message Sign Panel | DAY | 21 | | |

| | | | | | |
|--------------|----------|--|--|--|--|
| | | | | | |
| | | | | | |
| | Subtotal | | | | |
| TOTAL | | | | | |

NOTE:

Blank rows are for bidders to add items that may be needed in order to submit a complete bid.

Company Name

Name of person and title submitting BID (PLEASE PRINT)

Signature of Bidder

Date

BID ALTERNATE 1

RECLAMATION

**Complete reclamation on jointly owned lands
Station 10 + 50 to Station 148 + 00**

| Item | Description | Unit | Quantity | Unit Cost | Total Line Item Costs |
|--------------|---|-------------|-----------------|------------------|------------------------------|
| 207 | Topsoil (Complete in place) | CY | 2871 | | |
| 212 | Seeding (Native) | Acre | 5.4 | | |
| 213 | Mulching (Hydraulic) | Acre | 5.4 | | |
| 216 | Soil Retention Blanket (Excelsior) (Biodegradable Class 1) | SY | 187 | | |
| | | | | | |
| | | | | | |
| | Subtotal | | | | |
| TOTAL | | | | | |

BID ALTERNATE 2

COBOSMP TRAIL RECONSTRUCTION AND LIMITED RECLAMATION

Station 1 + 73 to Station 10 + 50: work outside wildlife buffers.

Work may begin October 2, 2023

| Item | Description | Unit | Quantity | Unit Cost | Total Line Item Costs |
|--------------|---|-------------|-----------------|------------------|------------------------------|
| 201 | Clearing and Grubbing | LS | 1 | | |
| 203 | Unclassified Excavation (Complete In Place) | CY | 75 | | |
| 304 | Aggregate Base Course (RAP) | TON | 90 | | |
| 212 | Seeding (Native) | Acre | 0.7 | | |
| 608 | Rolling Dip | EACH | 2 | | |
| | | | | | |
| | | | | | |
| | Subtotal | | | | |
| TOTAL | | | | | |

Company Name

Name of person and title submitting BID (PLEASE PRINT)

Signature of Bidder

Date

Note: If the contractor does not feel certain line items are necessary, they cannot provide or that additional line items are needed, please make a note in the Bid Tab and provide a brief explanation of why and any associated costs.

Contractor understands and accepts the Quantities described above are based upon the best available information contained within the Construction Plans, that the quantities are subject to either increase or decrease and proposes to perform any increased or decreased quantities of work at the unit price named in this ITB, except for alterations provided in the Specifications.



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SUBMITTAL CHECKLIST

The bidder’s attention is especially called to the items listed below, which must be submitted in full as part of the BID. Failure to submit any of the documents listed below as a part of your BID, or failure to acknowledge any addendum in writing with your BID, or submitting a bid on any condition, limitation or provision not officially invited in this Invitation to Bid (BID) may be cause for rejection of the BID.

THIS CHECKLIST MUST BE SUBMITTED AS PART OF YOUR BID PACKAGE: Bidder will check each box indicating compliance:

| INCLUDED | ITEM |
|----------|--|
| | Name and Address of company/Organization |
| | Telephone and Email address |
| | Name and Address of the Partners and Subcontractors – IF APPLICABLE |
| | A detailed project schedule with an all-inclusive total cost include Contractor’s ability to meet Project Completion Schedule |
| | Information on the relevant experience of key personnel |
| | Please provide a current rate chart including hourly fees for additional tasks and meetings as needed and as authorized only. |
| | The contractor must prepare and submit a stormwater management plan. |
| | State your compliance with the Terms and Conditions in the Sample Contract contained in this BID. Specifically list any deviations and provide justification for each deviation. |
| | Submit three (3) references for similar projects your company has completed within the last three (3) years and contact information |
| | Insurance Certificate – Proof of Insurance - SAMPLE |
| | Copies of Professional certifications and/or license - IF APPLICABLE |
| | Bid Security Bond |
| | Payment Bond and Performance Bond – Ability to meet requirement |
| | W-9 from current year |
| | Signature Page |
| | Line Item Pricing Question Response with Signature |
| | Addendum Acknowledgement(s) |

THIS QUESTION MUST BE ANSWERED AS PART OF YOUR BID PACKAGE: Bidder will answer Yes or No indicating compliance and complete signature block below:

| YES OR NO | ITEM |
|-----------|---|
| | Do you customarily keep line-item pricing information, such as the information being submitted with this bid, confidential or closely-held? |

Company Name

Name of person and title submitting BID (PLEASE PRINT)

Signature of Bidder Date



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SIGNATURE PAGE

| Contact Information | Response |
|---|-----------------|
| Company Name including DBA | |
| List Type of Organization (Corporation, Partnership, etc.) | |
| Name, Title, and Email Address of Person Authorized to Contract with Boulder County | |
| Company Address | |
| Company Phone Number | |
| Company Website | |

By signing below, I certify that:

- I am authorized to bid on my company's behalf.
- I am not currently an employee of Boulder County.
- None of my employees or agents is currently an employee of Boulder County.
- I am not related to any Boulder County employee or Elected Official.
- (Sole Proprietorships Only) I am not a Public Employees' Retirement Association (PERA) retiree.

**Signature of Person Authorized to Bid on
 Company's Behalf**

Date

Note: If you cannot certify the above statements, please explain in a statement of explanation.