

July 22, 2016

DEPARTMENT OF PLANS & PUBLIC WORKS

Pennington B. Shortes
Granite Construction Company
580 West Beach Street
Watsonville, CA 95076

Subject: Notice to Proceed – Citywide ADA Ramps and Street Reconstruction,
Phase 2 (35c1553,35c1555,35n1619,41c1551,41c1650,35c1428)

Dear Mr. Shortes:

This is your "Notice-to-Proceed" to perform all of the work and furnish all labor, materials, equipment and transportation necessary for the Citywide ADA Ramps and Street Reconstruction, Phase 2.

The effective date of this Notice to Proceed is Monday, August 8, 2016. As stated in the Public Works Contract (Ag-5621), the work shall commence within fourteen (14) calendar days from the effective date of this Notice to Proceed, and shall be completed on or before the expiration of sixty five (65) working days from the effective date of this Notice to Proceed.

All work shall be completed per the contract documents for a not-to-exceed amount of One Million, Eight Hundred Twenty One Thousand, Seven Hundred and Eighty Two dollars (\$1,821,782.00) unless modified by approved construction change orders. The City Purchase Order will be sent to you once available. Please include the Purchase Order number on all invoices to the City for this project.

Sincerely,

Steve Wittry, P.E.
City Engineer

SW/mm

Enclosures: Ag-5621

Cc: Patricia Arnett, Estimating Assistant, Granite Construction Company
Rick Marvin, Housing and Property Manager
Lori Lynn Williamson, P.E., Construction Project Manager
Jeff Krebs, P.E., Principal Engineer
Laurie Williamson, P.E., Senior Engineer
Thomas Korman, P.E., Senior Engineer
Clementine Bonner Klein, CMC, Senior Assistant City Clerk
Scott Connolly, Accounting Specialist
File

PUBLIC WORKS CONTRACT (Formal Bid)

Citywide ADA Ramps and Street Reconstruction, Phase 2 Project
(35c1553, 35c1555, 35n1619, 41c1551, 41c1650, 35c1428)

THIS AGREEMENT, hereinafter referred to as the "Agreement", made and entered into this 20 day of July 2016 by and between the CITY OF MONTEREY, a municipal corporation, hereinafter referred to as the "City", and GRANITE CONSTRUCTION COMPANY hereinafter referred to as the "Contractor";

WITNESSETH:

WHEREAS, the Council of the City has awarded a contract to the Contractor for performing the work hereinafter described in accordance with the City's Plans and Specifications and Contractor's sealed proposal;

NOW, THEREFORE, IT IS AGREED AS FOLLOWS:

1. SCOPE OF WORK. The Contractor shall perform all of the work and furnish all labor, materials, equipment and transportation necessary for **Citywide ADA Ramps and Street Reconstruction, Phase 2 Project**. Work is to be as set out in the Plans and Specifications on file in the Office of the City Engineer and as in the Contractor's Proposal attached hereto, dated June 7, 2016, for the Grand Total Bid (Items 1 through 79 Less Items 80 through 83) in an amount not to exceed **One Million, Eight Hundred Twenty One Thousand, Seven Hundred and Eighty Two dollars (\$1,821,782 .00)** plus a sum of up to 10% for such contingencies as the City Manager, or his designee, deems appropriate.
2. TIME OF PERFORMANCE. The work under this contract shall commence within fourteen (14) calendar days from the effective date of the Notice to Proceed and shall be completed on or before the expiration of sixty-five (65) working days from the effective date of the Notice to Proceed.
3. If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions will continue in full force without being impaired or invalidated in any way.
4. Contractor agrees that in the performance of this Agreement, it will comply with all applicable state, federal and local laws, codes and regulations. This Agreement shall be governed by and construed in accordance with the laws of the State of California and the City of Monterey.
5. In accordance with the provisions of Sections 1725.5, 1771.1, 1771.3, and 1771.4 of the Labor Code, this project is subject to compliance monitoring and enforcement by the Department of Industrial Relations. A contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, or engage in the performance of any contract for public work, as defined by that chapter of the Labor Code, unless currently registered and qualified to perform public work pursuant to Section 1725.5 of the Labor Code. It is not a violation of this section for an unregistered contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Section 10164 or 20103.5 of the Public Contract Code, provided the contractor is registered to perform public work pursuant to Section 1735.5 at the time the contract is awarded.
6. The Monterey City Council awarded this contract on June 21, 2016 by Resolution 16-120 C.S.
7. This Agreement shall consist of this Public Works Contract document and the following items, all of which are on file in the office of the City Clerk and are incorporated herein and made a part hereof by reference:

A. Plans and Specifications	F. Debarment and Suspension Certification
B. Accepted Proposal	G. Certification Concerning Labor Standards and Prevailing Wage Requirements
C. Performance Bond	H. Federal Labor Standards (HUD 4010)
D. Payment Bond (Labor and Materials)	
E. Non-Collusion Declaration	

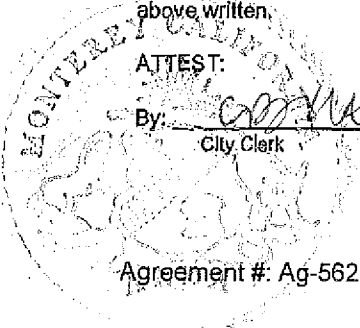
IN WITNESS WHEREOF, said Contractor and said City have hereunto set their hands, all on the day and year 2016 above written.

ATTEST:

By: [Signature]
City Clerk

CITY OF MONTEREY:
By: [Signature]
City Manager, or his designee

GRANITE CONSTRUCTION COMPANY:
By: [Signature]
Jishia Desai, Vice President



T00012-CA (v. 2.2 - 9/18/2015)

