

LODI UNIFIED SCHOOL DISTRICT

2021 Paving Projects– Phase III

PROJECT NUMBER: 0949-8249

DSA #:02-118898

Bear Creek High School

PROJECT NUMBER: 0941-8241

DSA #:02-118900

Delta Sierra Middle School

ADDENDA NO. 3

March 22, 2021

Owner: Lodi Unified School District
1305 E. Vine Street
Lodi, CA 95240

Engineer: Warren Consulting Engineers, Inc.
1117 Windfield Way
El Dorado Hill, CA 95762

Project Manager: Capital Program Management, Inc.
1851 Heritage Lane, Suite 210
Sacramento, CA 95815

This Addenda has been prepared to clarify, modify, delete, or add to the drawings and/or specifications for the above referenced project, and revisions to items listed here shall supersede description thereof prior to the above stated date. All conditions not specifically referenced here shall remain the same. It is the obligation of the Prime Contractor to make subcontractors aware of any items herein that may affect submitted bids.

Acknowledge receipt of this addendum by inserting its number and date in the bidding documents. Failure to do so may subject bidder to disqualification.

All addenda items refer to the plans and specifications unless specifically noted otherwise.

TOTAL PAGES IN THIS ADDENDUM: **11** (Including attachments)

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PART A - BIDDING AND CONTRACT REQUIREMENTS

3.1 The bid date has not changed. Bids are due Thursday, March 25, 2021 by 2:00:00 p.m. at the Maintenance and Operations Building at 880 N. Guild Ave. Lodi California 95240.

3.2 REFER to Instructions to Bidders Document 00 21 13-2 item #10. **REPLACE** with the following:

10. Bidders must supply all information required by each Bid Document. Bids must be full and complete. District reserves the right in its sole discretion to reject any bid as nonresponsive as a result of any error or omission in the bid. Bidders must complete and submit all of the following documents with the Bid Form and Proposal:
 - a. Bid Bond on the District's form, or other security.
 - b. Designated Subcontractors List.
 - c. Site Visit Certification, if a site visit was required.
 - d. Non-Collusion Declaration.
 - e. Iran Contracting Act Certification, if contract value is \$1,000,000 or more.
 - f. DVBE Certification

3.3 REFER to Instructions to Bidders Document 00 21 13-3, Item #20 **REPLACE** with

20. Section 17076.11 of the Education Code requires school districts using funds allocated pursuant to the State of California School Facility Program for the construction and/or modernization of school building(s) to have a participation goal for disabled veteran business enterprises ("DVBE") of at least three percent (3%) per year of the overall dollar amount expended on projects that receive state funding or demonstrate its good faith effort to solicit DVBE participation in this Contract. In order to meet this requirement by demonstrating a good faith effort, Bidder must advertise for DVBE-certified subcontractors and suppliers before submitting its Bid. For any project that is at least partially state-funded, the lowest responsive responsible Bidder awarded the Contract must submit certification of compliance with the procedures for implementation of DVBE contracting goals with its signed Agreement. DVBE Certification form is attached. Submit forms with your Bid.

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ADDENDA No. 3

3.4 REFER to Instructions to Bidders Document 00 21 13-9, Item #32.h. **REPLACE** with the following:

h. Disabled Veterans Business Enterprise Participation Certification (at time of bid).

3.5 REFER to Bid Form and Proposal Document 00 31 13 and **REPLACE** with the attached revised Bid Form and Proposal Document 00 41 13 Rev.

3.6 REFER to Disabled Veterans Business Enterprise Participation Certification Document 00 45 46.02 and **REPLACE** with the attached revised Disabled Veterans Business Enterprise Participation Certification Document 00 45 46.02 Rev.

PART B - TECHNICAL REQUIREMENTS

Not Applicable

PART C - DRAWINGS

Not Applicable

PART D – RESPONSES TO CONTRACTOR QUESTIONS

Not Applicable

PART E – LIST OF ATTACHMENTS

3.7 Bid Form and Proposal Document 00 41 13 Rev (5 Pages)

3.8 Disabled Veterans Business Enterprise Participation Certification Document 00 45 46.02 Rev (3 pages)

End of Addendum

DOCUMENT 00 41 13 - REV

BID FORM AND PROPOSAL

To: Governing Board of the Lodi Unified School District (“District” or “Owner”)

From: _____
(Proper Name of Bidder)

The undersigned declares that Bidder has read and understands the Contract Documents, including, without limitation, the Notice to Bidders and the Instructions to Bidders, and agrees and proposes to furnish all necessary labor, materials, and equipment to perform and furnish all work in accordance with the terms and conditions of the Contract Documents, including, without limitation, the Drawings and Specifications of Project No. 0949-8249 & 0941-8241 for the following project known as:

2021 Paving Projects – Phase III – Bear Creek High School Project No. 0949-8249 and Delta Sierra Middle School Project No. 0941-8241

1. (“Project” or “Contract”) and will accept in full payment for that Work the following total lump sum amount, all taxes included in words and numbers:

Bear Creek High School (Project #0949-8249)

_____ Dollars	\$ _____
Base Bid (words)	

Delta Sierra Middle School (Project #0941-8241)

_____ Dollars	\$ _____
Base Bid (words)	

**TOTAL BASE BID, equals sum of the base bids for Project #0949-8249
+ Project #0941-8241**

_____ dollars	\$ _____
TOTAL BASE BID (words)	

- 2. Additive / Deductive Alternates:** ADD ALTERNATE #1 will be used for the addition of infrastructure for two (2) Electric Vehicle charging stations.

The Bidder’s Base Bid shall **NOT** include the following Alternates(s). The District will add some or all of the following Alternate(s) amount(s) to the successful bidder’s Contract, at the District’s discretion.

Add Alternate #1 – Bear Creek HS

Scope of work related to the installation of infrastructure for two (2) Electric Vehicle charging stations in the parking lot as shown and described in the plans and specifications.

_____ Dollars \$ _____
Additive Bid Alternate No. 1 (words)

- 3. Allowances:** The Bidder’s Total Base Bid shall **NOT** include the following potential Allowance(s). The District will add some or all of the following Allowance(s) amount(s) to the successful bidder’s Contract, at the District’s discretion. Contractor shall be permitted to invoice for Work under an Allowance in the identical structure as a Change Order.

Bear Creek High School (0949-8249), Allowance #1: Allowance for unforeseen conditions at Bear Creek High School.	\$75,000.00
Bear Creek High School (0949-8249), Allowance #2: Allowance for soil stabilization at Bear Creek High School.	\$50,000.00
Delta Sierra Middle School (0941-8241), Allowance #3: Allowance for unforeseen conditions at Delta Sierra Middle School.	\$50,000.00
Delta Sierra Middle School (0941-8241), Allowance #4: Allowance for soil stabilization at Delta Sierra Middle School.	\$20,000.00

Additional Detail Regarding Calculation of Base Bid

1. **Unit Prices** (Not Used).
2. **Allowance**. The Bidder's Base Bid shall **not** include an allowance for unforeseen items, see Bid Form. The above allowance shall only be allocated for unforeseen items relating to the Work. Contractor shall not bill for or be due any portion of this allowance unless the District has identified specific work, Contractor has submitted a price for that work or the District has proposed a price for that work, the District has accepted the cost for that work, and the District has prepared an Allowance Expenditure Directive incorporating that work. Contractor hereby authorizes the District to execute a unilateral deductive change order at or near the end of the Project for all or any portion of the allowance not allocated.
3. **OCIP**. Not used.
4. The undersigned has reviewed the Work outlined in the Contract Documents and fully understands the scope of Work required in this Proposal, understands the construction and project management function(s) is described in the Contract Documents, and that each Bidder who is awarded a contract shall be in fact a prime contractor, not a subcontractor, to the District, and agrees that its Proposal, if accepted by the District, will be the basis for the Bidder to enter into a contract with the District in accordance with the intent of the Contract Documents.
5. The undersigned has notified the District in writing of any discrepancies or omissions or of any doubt, questions, or ambiguities about the meaning of any of the Contract Documents, and has contacted the Construction Manager before bid date to verify the issuance of any clarifying Addenda.
6. The undersigned agrees to commence work under this Contract on the date established in the Contract Documents and to complete all work within the time specified in the Contract Documents.
7. The liquidated damages clause of the General Conditions and Agreement is hereby acknowledged.
8. It is understood that the District reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of ninety (90) days.
9. The following documents are attached hereto:
 - Bid Bond on the District's form or other security
 - Designated Subcontractors List
 - Site Visit Certification
 - Non-Collusion Declaration
 - Iran Contracting Act Certification
 - DVBE Certification

10. Receipt and acceptance of the following Addenda is hereby acknowledged:

No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____

- 11. Bidder acknowledges that the license required for performance of the Work is a Class A or B license.
- 12. Bidder hereby certifies that Bidder is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work.
- 13. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with all requirements of the Department of Industrial Relations.
- 14. Bidder hereby certifies that its bid includes sufficient funds to permit Bidder to comply with all local, state or federal labor laws or regulations during the Project, including payment of prevailing wage, and that Bidder will comply with the provisions of Labor Code section 2810(d) if awarded the Contract
- 15. Project Labor Agreement (Not used).
- 16. Federal Funds (Not used).
- 17. Bidder represents that it is competent, knowledgeable, and has special skills with respect to the nature, extent, and inherent conditions of the Work to be performed. Bidder further acknowledges that there are certain peculiar and inherent conditions existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.
- 18. Bidder expressly acknowledges that it is aware of such peculiar risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the Work with respect to such hazards.
- 19. Bidder expressly acknowledges that it is aware that if a false claim is knowingly submitted (as the terms "claim" and "knowingly" are defined in the California False Claims Act, Gov. Code, § 12650 et seq.), the District will be entitled to civil remedies set forth in the California False Claim Act. It may also be considered fraud and the Contractor may be subject to criminal prosecution.
- 20. The undersigned Bidder certifies that it is, at the time of bidding, and shall be throughout the period of the Contract, licensed by the State of California to do the type of work required under the terms of the Contract Documents and registered as a public works contractor with the Department of Industrial Relations. Bidder further certifies that it is regularly engaged in the general class and type of work called for in the Contract Documents.

Furthermore, Bidder hereby certifies to the District that all representations, certifications, and statements made by Bidder, as set forth in this bid form, are true and correct and are made under penalty of perjury.

Dated this _____ day of _____ 20 ____

Name of Bidder: _____

Type of Organization: _____

Signed by: _____

Title of Signer: _____

Address of Bidder: _____

Taxpayer Identification No. of Bidder: _____

Telephone Number: _____

Fax Number: _____

E-mail: _____ Web Page: _____

Contractor's License No(s): No.: _____ Class: _____ Expiration Date: _____

No.: _____ Class: _____ Expiration Date: _____

No.: _____ Class: _____ Expiration Date: _____

Public Works Contractor Registration No.: _____

END OF DOCUMENT

DOCUMENT 00 45 46.02 REV.

**DISABLED VETERAN BUSINESS
 ENTERPRISE PARTICIPATION CERTIFICATION**

PROJECT/CONTRACT NO.: _____ between the Lodi Unified School District (“District”) and _____ (“Contractor” or “Bidder”) (“Contract” or “Project”).

GENERAL INSTRUCTIONS

Section 17076.11 of the Education Code requires school districts using, or planning to use, funds allocated pursuant to the State of California School Facility Program (“Program”) for the construction and/or modernization of school buildings to have a participation goal for disabled veteran business enterprises (“DVBE”) of at least three percent (3%) per year of the overall dollar amount expended each year by the school district on projects that receive state funding. Therefore, the lowest responsive responsible Bidder awarded the Contract must submit this document to the District with its executed Agreement, identifying the steps contractor took to solicit DVBE participation in conjunction with this Contract. **This form must be provided to the District at the time of bid opening.**

PART I – Method of Compliance with DVBE Participation Goals. Check the appropriate box to indicate your method of committing the contract dollar amount.

YOUR BUSINESS ENTERPRISE IS:	AND YOU WILL	AND YOU WILL
1.01 <input type="checkbox"/> Disabled veteran owned and your forces will perform at least 3% of this Contract	Include a copy of your DVBE letter from Office of Small Business and Disabled Veterans Business Enterprise Services (“OSDS”)*	Complete Part 1 of this form and the Certification
1.02 <input type="checkbox"/> Disabled veteran owned but is unable to perform 3% of this Contract with your forces	Use DVBE subcontractors /suppliers to bring the Contract participation to at least 3%	Include a copy of each DVBE’s letter from OSDS (including yours, if applicable), and complete Part 1 of this form and the Certification
1.03 <input type="checkbox"/> NOT disabled veteran owned	Use DVBE subcontractors /suppliers for at least 3% of this Contract	
1.04 <input type="checkbox"/> Unable to meet the required participation goals	Complete all of this form and the Certification	

* A DVBE letter from OSDS is obtained from the participating DVBE.

You must complete the following table to show the dollar amount of DVBE participation:

	TOTAL CONTRACT PRICE
1.01 Prime Bidder, if DVBE (own participation)	\$
1.02 DVBE Subcontractor or Supplier	
A.	
B.	
C.	
D.	
1.03 Subtotal (A & B)	
1.04 Non-DVBE	
1.05 Total Bid	

PART II – Contacts. To identify DVBE subcontractors/suppliers for participation in your contract, you must contact each of the following categories. You should contact several DVBE organizations.

CATEGORY	TELEPHONE NUMBER	DATE CONTACTED	PERSON CONTACTED
A. The District, if any			*
B. OSDS, provides assistance locating DVBEs at https://caleprocure.ca.gov/pages/PublicSearch/supplier-search.aspx	(916) 375-4940		*
C. DVBE Organization (List)			*

*Write "recorded message" in this column, if applicable.

PART III – Advertisement. You must advertise for DVBE participation in both a trade and focus paper. List the advertisement you place to solicit DVBE participation. Advertisements should be published at least fourteen (14) days prior to bid/proposal opening; if you cannot advertise fourteen (14) days prior, advertisements should be published as soon as possible. Advertisements must include that your firm is seeking DVBE participation, the project name and location, and your firm’s name, your contact person, and telephone number. Attach copies of advertisements to this form.

FOCUS/TRADE PAPER NAME	CHECK ONE		DATE OF ADVERTISEMENT
	TRADE	FOCUS	

PART IV – DVBE Solicitations. List DVBE subcontractors/suppliers that were invited to bid. Use the following instructions to complete the remainder of this section (read the three columns as a sentence from left to right). If you need additional space to list DVBE solicitations, please use a separate page and attach to this form.

IF THE DVBE.....	THEN.....	AND.....		
was selected to participate	Check "YES" in the "SELECTED" column	include a copy of their DVBE letter(s) from OSDS		
was NOT selected to participate	Check "NO" in the "SELECTED" column	state why in the "REASON NOT SELECTED" column		
did not respond to your solicitation	Check the "NO RESPONSE" column.			
DVBE CONTACTED	SELECTED		REASON NOT SELECTED	NO RESPONSE
	YES	NO		

A copy of this form must be retained by you and may be subject to a future audit.