

**NOTICE TO BIDDERS**

1. Notice is hereby given that the governing board ("Board") of the Cupertino Union School District ("District") will receive sealed bids for the following project, Bid No. 23-B11-35 ("Project" or "Contract"):

**Cupertino Middle School Roof Replacement**

2. The Project consists of:

Replacement of approximately 30,000 square feet of asphalt shingles with new asphalt shingles and sheet metal flashings on four (4) classroom wings along with a designated area of the administration building.

3. To bid on this Project, the Bidder is required to possess one or more of the following State of California contractors' license(s):

C-39 – Roofing Contractor

The Bidder's license(s) must remain active and in good standing throughout the term of the Contract.

4. To bid on this Project, the Bidder is required to be registered as a public works contractor with the Department of Industrial Relations pursuant to the Labor Code.
5. Contract Documents will be available on or after May 10, 2023, for review at the District's Facility Modernization office, Door 10, 10301 Vista Drive, Cupertino, Calif., and may be downloaded from the District's website, [www.cusdk8.org](http://www.cusdk8.org), using the <https://www.cusdk8.org/departments/purchasing/bid-opportunities> link. In addition, Contract Documents are available for bidders' review at the following builders' exchanges:

Construction Bidboard, Dodge Data & Analytic, Marin Builders Association, The San Francisco Builders Exchange, Bay Area Builders Exchange, Peninsula Builders Exchange, Builders' Exchange of Santa Clara County, CMD Group

6. Sealed bids will be received until **2:00 p.m., June 1, 2023**, at the District Facility Modernization office, Door 10, 10301 Vista Drive, Cupertino, California 95014 at or after which time the bids will be opened and publicly read aloud. Any bid that is submitted after this time shall be nonresponsive and returned to the bidder. Any claim by a bidder of error in its bid must be made in compliance with section 5100 et seq. of the Public Contract Code.
7. All bids shall be on the form provided by the District. Each bid must conform and be responsive to all pertinent Contract Documents, including, but not limited to, the Instructions to Bidders.

8. A bid bond by an admitted surety insurer on the form provided by the District, cash, a cashier's check or a certified check, drawn to the order of the Cupertino Union School District, in the amount of ten percent (10%) of the total bid price, shall accompany the Bid Form and Proposal, as a guarantee that the Bidder will, within seven (7) calendar days after the date of the Notice of Award, enter into a contract with the District for the performance of the services as stipulated in the bid.
9. A mandatory prebid conference and site visit will be held on **May 17, 2023, at 8:00 a.m.** at Cupertino Middle School, 1650 S. Bernardo Ave., Sunnyvale, California. All participants are required to sign in at the flagpole front of the Administrative Building, 1650 S. Bernardo Ave., Sunnyvale, California. The site visit is expected to take approximately one hour. Failure to attend or tardiness will render bid ineligible.
10. The successful Bidder shall be required to furnish a 100% Performance Bond and a 100% Payment Bond if it is awarded the Contract for the Work.
11. The successful Bidder may substitute securities for any monies withheld by the District to ensure performance under the Contract, in accordance with the provisions of section 22300 of the Public Contract Code.
12. The successful bidder will be required to certify that it either meets the Disabled Veteran Business Enterprise ("DVBE") goal of three percent (3%) participation or made a good faith effort to solicit DVBE participation in this Contract if it is awarded the Contract for the Work.
13. The Contractor and all Subcontractors under the Contractor shall pay all workers on all Work performed pursuant to this Contract not less than the general prevailing rate of per diem wages and the general prevailing rate for holiday and overtime work as determined by the Director of the Department of Industrial Relations, State of California, for the type of work performed and the locality in which the work is to be performed within the boundaries of the District, pursuant to section 1770 et seq. of the California Labor Code. Prevailing wage rates are also available from the District or on the Internet at: <http://www.dir.ca.gov>.
14. This Project is subject to labor compliance monitoring and enforcement by the Department of Industrial Relations pursuant to Labor Code section 1771.4 and subject to the requirements of Title 8 of the California Code of Regulations. The successful Bidder shall comply with all requirements of Division 2, Part 7, Chapter 1, Articles 1-5 of the Labor Code.
15. The Contractor and all Subcontractors under the Contractor shall comply with applicable federal, State, and local requirements relating to COVID-19 or other public health emergency/epidemic/pandemic protocols.
16. The District shall award the Contract, if it awards it at all, to the lowest responsive responsible bidder based on:
  - A. The base bid amount only.
17. The Board reserves the right to reject any and all bids and/or waive any irregularity in any bid received. If the District awards the Contract, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made.

Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.

END OF DOCUMENT