

**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. 25-B08-25, ("Project" or "Contract"):

Site Work for Blue Hills ES Modular Restroom

2. The Project consists of:

The work includes furnishing all labor, materials, tools, transportation, equipment and temporary construction of every nature required to perform and complete the installation and the construction of all work as shown on the plans and/or as specified hereinafter. The work shall include all materials, labor, equipment and apparatus, whether specifically mentioned or not, necessary to make a complete working installation.

The site work contract shall include, but not necessarily be limited to the following major elements:

Demolition where shown on plans.

Construction of tie-ins for the new modular restroom building to the existing site utility systems including water, power, sanitary sewer and fire alarm where shown on plans.

Excavation, backfill, compacting and repaving of all trenches.

Provision of new asphalt concrete paving work where shown on plans.

Chain link fences and gates where shown on plans.

Installation of new signage at the new modular restroom building where shown on plans.

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

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 October 1, 2024, for review at the District Facilities Office, and may be downloaded from the District's website, <https://www.cusdk8.org/departments/purchasing/bid-opportunities>. In addition, Contract Documents are available for bidders' review at the following builders' exchanges:

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

6. Contract Documents are also available for purchase at ARC Planwell, Santa Clara, California, at a cost paid by the prospective bidder. Please call Santa Clara ARC Planwell at 408-295-5770 or visit [www.e-arc/ca/santa-clara](http://www.e-arc/ca/santa-clara).
7. Sealed bids will be received until 2:00 pm, October 25, 2024, at the District Facilities 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.
8. Pursuant to Public Contract Code section 20111.5, only prequalified bidders will be eligible to submit a bid for this Project. Any bid submitted by a bidder who is not prequalified shall be non-responsive and returned unopened to the bidder.
9. 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.
10. 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.
11. A mandatory pre-bid walk and site visit will be held on October 15, 2024, at 9:00 am. at Blue Hills ES, 12300 De Sanka Avenue, Saratoga, CA. All participants are required to sign in at the flagpole in front of the school. The site visit is expected to take approximately one hour. Failure to attend or tardiness will render bid ineligible.
12. 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.
13. 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.
14. 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>.
15. 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.

16. 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.
17. The District's Board has found and determined that the following item(s) shall be used on this Project based on the purpose(s) indicated. (Public Contract Code section 3400(c). A particular material, product, thing, or service is designated by specific brand or trade name for the following purpose(s):
  - A. In order to match other products in use on a particular public improvement either completed or in the course of completion: **Fire alarm equipment as listed on page FA2.1 of the DSA stamped architectural drawings.**
18. 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.
19. 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