

DOCUMENT 00 91 01

ADDENDUM NO. 1

November 16, 2018

1. GENERAL

This document includes requirements that clarify or supersede portions of the bid and/or contract requirements for the project. This Addendum is a Contract Document.

2. SUMMARY

The following changes, additions and deletions shall be made to the following document(s); all other conditions shall remain the same.

- A. **Notice to Bidders** Document 00 11 16 Replaced in its entirety.

END OF DOCUMENT

NOTICE TO BIDDERS

1. Notice is hereby given that the governing board ("Board") of the East Side Union High School District ("District") will receive sealed bids for the following project, Bid No. **B-09-18-19/CP2957**, Bid Package N/A ("Project" or "Contract"):

ST Track and Field Improvements

The Project consists of: **The complete removal and reconstruction of the Santa Teresa football field and track. This includes but is not limited to removal of all supporting structure down to subgrade, conditioning of that subgrade and the reconstruction of the track and field in their entirety.**

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

B – General Building Contractor

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

3. 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. The Bidder's registration must remain active throughout the term of the Contract.
4. Contract Documents will be available on or after **November 14, 2018**, for review at the District's Capital Purchasing website:
<http://www.esuhdsd.org/Community/Purchasing/Current-RFQ-RFP-Bids/index.html>
5. Sealed bids will be received until **3:00 PM, December 6, 2018**, at the District's Capital Purchasing Office, 830 North Capitol Avenue, San Jose, California 95133, 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.
6. 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. Pre-qualification packages must be received a minimum of ten (10) business days prior to bid opening, and contractors must be pre-qualified a minimum of five (5) business days prior to opening bid.
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, or a cashier's check or a certified check, drawn to the order of the East Side Union High 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 ten (10) 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** pre-bid conference and site visits will be held on the following days:
November 20, 2018 at 11:00 AM and **November 26, 2018 at 11:00 AM** at this location:

Santa Teresa High School 6150 Snell Ave, San Jose, CA 95123

All participants are required to attend at least one (1) of the two (2) meeting dates indicated above and sign-in.

The pre-bid conference and first site meeting will be held at Santa Teresa High School at the main office. The meeting and site visit is expected to take approximately 1 hour. **Failure to attend and sign-in 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 Contractor and all Subcontractors under the Contractor shall furnish electronic certified payroll records directly to the Labor Commissioner weekly and within ten (10) days of any request by the District or the Labor Commissioner. The successful Bidder shall comply with all requirements of Division 2, Part 7, Chapter 1, Articles 1-5 of the Labor Code.
15. The District has entered into a Project Labor Agreement that is applicable to this Project. For questions or assistance concerning the Project Labor Agreement, contact Matt Moynihan with Employers Advocate at (925) 930-0014, moynihan@eaicn.com or Joseph Sanchez with the Building Trades Council at 408-265-7643, joseph@scbtc.org.

16. 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):
- (1) In order that a field test or experiment may be made to determine the product's suitability for future use: N/A
 - (2) In order to match other products in use on a particular public improvement either completed or in the course of completion: N/A.
 - (3) In order to obtain a necessary item that is only available from one source: N/A
 - (4) In order to respond to an emergency declared by a local agency: N/A.
17. 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.
18. 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