

**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. RFP-FY2018 180008475, Bid Package \_\_\_\_\_ ("Project" or "Contract"):

E-Rate Eligible Category 2 Product and Services

The Project consists of: The requirement of the certified Form 470, associated RFP documents and pricing form for E-Rate funding year 2018-2019.

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

C-7

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 February 12, 2018, for review at the District's Capital Purchasing website:  
<http://www.esuhd.org/Community/Purchasing/Current-RFQ-RFP-Bids/index.html>  
In addition, Contract Documents are available for bidders' review at the following builders' exchanges:

- A. Builder's Exchange of \_\_\_\_\_ County (\_\_\_\_) \_\_\_\_ - \_\_\_\_\_
- B. \_\_\_\_\_

5. Sealed bids will be received until 5:00p.m., March 09, 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) days prior to bid opening, and contractors must be pre-qualified a minimum of five (5) 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 visit will be held on Thursday, February 20, 2018 @ 9:30 am Pacific time. District to ensure performance under the Contract, in accordance with the provisions of section 22300 of the Public Contract Code.
10. 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>>.
11. 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.
16. 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](mailto:moynihan@eaicn.com) or Joseph Sanchez with the Building Trades Council at 408-265-7643, [joseph@scbtc.org](mailto:joseph@scbtc.org).
17. The District shall award the Contract, if it awards it at all, to the lowest responsive responsible bidder based on:
  - A. The District shall determine the low bid based on the sum of all bid items, regardless of whether the District ultimately awards all bid items. The award of any or all items is solely at the District's discretion.
20. 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