

NOTICE TO CONTRACTORS

NOTICE IS HEREBY GIVEN that the Santa Clara Unified School District (“District”), acting by and through its Board of Education, will receive up to, but not later than **Thursday, March 7, 2019 at 2:00 PM**, sealed Bid Proposals for Contracts to construct the Work generally described as:

Montague Elementary Mechanical and Lighting Replacement Bid # 1063

1. **The Work.** The Project is generally described as complete mechanical and lighting replacement at Montague Elementary School. The District intends to construct the Project by awarding a single contractor who is in direct contract with the District for the entire scope of work.
2. **Submittal of Bid Proposals.** Bid Proposals must be submitted to the District at the **Santa Clara Unified School District Facility Development and Planning Office, 3350 Brookdale Drive, P1, Santa Clara, CA** on forms furnished by the District at or prior to the latest time for submission of Bid Proposals set forth above.
3. **Bid and Contract Documents.** The Bid and Contract Documents will be available on **Thursday, February 7, 2019** for electronic download. Contact the District’s Project Manager **Melissa Kersh** at **mkersh@scusd.net** for download links.
4. **Documents Accompanying Bid Proposal.** Bid Proposals must be accompanied by: (i) Bid Security; (ii) Subcontractors List and (iii) Bidder’s Qualification Statement; (iv) Non-Collusion Affidavit; and (v) DIR Registration Verification. Incomplete, inaccurate or untrue responses or information provided by a Bidder in the Bid Proposal or any document accompanying the Bid Proposal shall be grounds for the District to reject such Bidder’s Bid Proposal as non-responsive.
5. **Prevailing Wage Rates.** The Contractor and all Subcontractors shall pay not less than the applicable prevailing wage rate for the classification of labor provided by their respective workers in prosecution and execution of the Work. Copies of the prevailing wage rates in the locality where the Work is to be performed can be accessed at <http://www.dir.ca.gov/OPRL/Pwd/>. During the Work and pursuant to Labor Code §1771.4(a)(4), the Department of Industrial Relations (“DIR”) will monitor compliance with prevailing wage rate requirements and enforce the Contractor’s prevailing wage rate obligations.
6. **Contractors’ License Classification.** The District requires that Bidders possess a State of California Contractor’s License B – General Building Contractor. Any Bidder not so duly and properly licensed shall be subject to all penalties imposed by law. No payment will be made until the Registrar of Contractors verifies to the District that the Bidder awarded the Contract is properly and duly licensed to perform the Work.
7. **Bidder and Subcontractors DIR Registered Contractor Status.** Each Bidder must be a DIR Registered Contractor when submitting a Bid Proposal. The Bid Proposal of a Bidder who is not a DIR Registered Contractor when the Bid Proposal is submitted will be rejected as non-responsive. All Subcontractors identified in a Bidder’s Subcontractors’ List must be DIR Registered contractors at the time the Bid Proposal is submitted. The foregoing notwithstanding, a Bid Proposal will not be rejected or deemed non-responsive for listing Subcontractor(s) on the Subcontractors List who is/are not DIR Registered Contractors if such Subcontractor(s) complete DIR Registration pursuant to Labor Code §1771.1(c)(1) or (2). Further, a Bid Proposal is not subject to rejection if the Bidder submitting the Bid Proposal lists any Subcontractor(s) who is/are not DIR Registered contractors and such Subcontractor(s) do not

become DIR Registered pursuant to Labor Code §1771.1(c)(1) or (2); but the Bidder, if awarded a Contract, must request consent of the District to substitute a Subcontractor who is a DIR Registered Contractor for the listed Subcontractor who is not a DIR Registered Subcontractor pursuant to Labor Code §1771.1(c)(3), without adjustment of the Contract Price or the Contract Time.

8. **Contract Time.** Completion of the Work shall be achieved according to the schedule included in the Project Manual and according to the terms of the General and Supplementary Conditions.
9. **Bid Security.** Bid Proposals shall be accompanied by Bid Security in an amount not less than ten percent (10%) of the price proposed in the Bid Proposal. Failure of any Bid Proposal to be accompanied by Bid Security in the form and in the amount required shall render such Bid Proposal to be non-responsive and rejected by the District.
10. **Payment Bond, Performance Bond.** Prior to commencement of the Work, the Bidder awarded must deliver to the District a Payment Bond and a Performance Bond issued by a California Admitted Surety in the form and content included in the Contract Documents in a penal sum equal to 100% of the Contract Price. Bid Proposals must include the premium cost of Payment and Performance Bonds.
11. **Return of Executed Agreement.** If the Bidder submitting a Bid Proposal is awarded the Contract, the Bidder must execute and deliver to the District the Agreement in the form included with the Contract Documents within **8** calendar days after notification of award of the Contract. The successful Bidders shall return **one** copy of the executed Agreement and **one** copy of the Performance Bond and Labor & Materials Payment Bond. Failure to do so is deemed the Bidder's rejection of the award of the Contract and the District's award of the Contract is deemed rescinded.
12. **No Withdrawal of Bid Proposals.** Bid Proposals shall not be withdrawn by any Bidder for a period of **45** days after the opening of Bid Proposals. During this time, all Bidders shall guarantee prices quoted in their respective Bid Proposals.
13. **Mandatory Pre-Bid Job-Walk.** The District will conduct two pre-bid job-walks on **Wednesday, February 13, 2019 at 2:00pm** and on **Wednesday, February 20, 2019 at 9:00am**. Bidders are to meet at Montague Elementary School in front of the Main Office, 750 Laurie Avenue, Santa Clara, CA. The Pre-bid job-walks will be conducted by the District's Project Manager, **Melissa Kersh**. Failure of a bidder to attend one of the mandatory pre-bid job-walks will render the Bid Proposal Non-Responsive.
14. **Award of Contract.** Bid Package Contracts, if awarded, will be by action of the District's Board of Education to the responsible Bidder submitting the lowest priced responsive Bid Proposal for a Bid Package. The District reserves the right to reject any or all Bid Proposals or to waive any irregularities or informalities in any Bid Proposal or in the bidding.