

NOTICE INVITING BIDS

PALM SPRINGS UNIFIED SCHOOL DISTRICT

NOTICE IS HEREBY GIVEN that the **PALM SPRINGS UNIFIED SCHOOL DISTRICT of Riverside County, California**, acting by and through its Governing Board, hereinafter referred to as the "Owner" or "District," will receive prior to **2:00 PM of July 25, 2023**, sealed bids for the award of a Contract for the following:

BID NO. 02-24 EARLY CHILDHOOD EDUCATION PLAYGROUND MODIFICATIONS

All bids shall be made and presented only on the forms provided by the district. Bids shall be received in the **Office of the Palm Springs Unified School District, Purchasing Department at 150 District Center Drive, Palm springs, CA 92264**, and shall be opened and publicly read aloud at the above stated time and place. Any bids received after the time specified above, or after any extensions due to material changes, shall be returned unopened.

The contract Time shall be 110 Calendar Days.

CONTRACTOR should consult the General Conditions, Supplementary Conditions, and General Requirements regarding Milestones and Liquidated Damages.

Prequalification of Bidders

Electronic prequalification is mandatory for Palm Springs Unified School District.

As a condition of submitting a bid for this Project, and in accordance with California Public Contract Code section 20111.6, prospective bidders are required to submit an electronic prequalification application. These electronic application documents will be the basis for determining which bidders are qualified to bid on this Project. The Prequalification electronic process is conducted through Colbi Technologies, www.qualitybidders.com.

Bids will not be accepted if a Contractor has not been prequalified where prequalification is required. **Prequalification applications must be submitted by July 6, 2023.** Contractors will be notified by email of their prequalification rating within a reasonable period of time after submission of their prequalification applications, but not less than five (5) business days prior to the bid opening date.

Miscellaneous Information

Bids shall be received in the place identified above and shall be opened and publicly read aloud at the above-stated time and place.

Bid Documents are available through purchasinginfo@psusd.us

There will be a Non-Mandatory Pre-Bid Conference at Katherine Finchy Elementary School, 777 Tachevah Drive, Palm Springs, CA 92262, on July 10, 2023, at 9:00 a.m. and continue to Cahuilla Elementary School, 833 Mesquite Avenue, Palm Springs, CA 92262. Any Contractor bidding on the Project who fails to attend the entire mandatory job walk and conference will be deemed a non-responsive bidder, and the bid will be returned unopened.

Each bidder shall be a licensed contractor pursuant to the California Business and Professions Code and be licensed to perform the work called for in the Contract Documents. The successful bidder must possess a valid and active **Class B License** at the time of award and throughout the duration of this Contract. The Contractor's California State License number shall be clearly stated on the bidder's proposal.

Subcontractors shall be licensed pursuant to California law for the trades necessary to perform the Work called for in the Contract Documents.

Each bid must strictly conform with, and be responsive to, the Contract Documents, as defined in the General Conditions.

The district reserves the right to reject any or all bids, or to waive any irregularities or informalities in any bids or in the bidding. Notwithstanding the provisions of Section 10125, the estimate of cost may be approved by the district, which includes alternates contemplating addition to, or deletions from, the base bid, provided that all the following requirements are met:

1. The lowest bid shall be the lowest bid price on the base contract without consideration of the prices on the additive or deductive items.

Each bidder shall submit with the bid — on the form furnished with the Contract Documents — a list of the designated subcontractors on this Project, as required by the Subletting and Subcontracting Fair Practices Act, California Public Contract Code section 4100 et seq.

In accordance with California Public Contract Code section 22300, the district will permit the substitution of securities for any moneys withheld by the district to ensure performance under the Contract. At the request and expense of the Contractor, securities equivalent to the amount withheld shall be deposited with the district, or with a state or federally chartered bank as the escrow agent, who shall then pay such moneys to the Contractor. Upon satisfactory completion of the Contract, the securities shall be returned to the Contractor.

Each bidder's bid must be accompanied by one of the following forms of bidder's security: (1) cash, (2) a cashier's check made payable to the district, (3) a certified check made payable to the district, or (4) a bidder's bond executed by a California admitted surety, as defined in Code of Civil Procedure section 995.120, made payable to the District in the form set forth in the Contract Documents. Such bidder's security must be in an amount not less than ten percent (10%) of the maximum amount of bid as a guarantee that the bidder will enter into the proposed Contract, if the same is awarded to such bidder, and will provide the required Performance and Payment Bonds, insurance certificates, and any other required documents. In the event of failure to enter into said Contract, or provide the necessary documents, said security will be forfeited.

The Contractor and all subcontractors shall comply with the requirements set forth in Division 2, Part 7, Chapter 1 of the Labor Code. The district has obtained from the Director of the Department of Industrial Relations the general prevailing rate of per diem wages, and the general prevailing rate for holiday and overtime work in the locality in which this work is to be performed for each craft, classification, or type of worker needed to execute the Contract. These per diem rates, including holiday and overtime work, as well as employer payments for health and welfare, pension, vacation, and similar purposes, are on file at the District, and are also available from the Director of the Department of Industrial Relations (<http://www.dir.ca.gov/oprl/pwappwage/PWAppWageStart.asp>). Pursuant to California Labor Code section 1720 et seq., it shall be mandatory upon the Contractor to whom the Contract is awarded, and upon any subcontractor under such Contractor, to pay not less than the said specified rates to all workers employed by them in the execution of the Contract.

A contractor or subcontractor shall not be qualified to bid on, nor be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, nor engage in the performance of any contract for public work, as defined in the Labor Code, unless currently registered and qualified to perform public work pursuant to Labor Code section 1725.5. It is not a violation of this section for an unregistered Contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code, or by Section 10164 or 20103.5 of the Public Contract Code, provided the Contractor is registered to perform

public work pursuant to Section 1725.5 at the time the Contract is awarded.

The Contractor and all subcontractors shall furnish certified payroll records as required, pursuant to Labor Code section 1776, directly to the Labor Commissioner, in accordance with Labor Code section 1771.4 on at least a monthly basis (or more frequently if required by the District or the Labor Commissioner), and in a format prescribed by the Labor Commissioner. Monitoring and enforcement of the prevailing wage laws and related requirements will be performed by the Labor Commissioner/ Department of Labor Standards Enforcement (DLSE).

No bidder may withdraw any bid for a period of 90 calendar days after the date set for the opening of bids.

Separate payment and performance bonds, each in an amount equal to 100% of the total Contract amount, are required, and shall be provided to the district prior to execution of the Contract and shall be in the form set forth in the Contract Documents.

All bonds (Bid, Performance, and Payment) must be issued by a California admitted surety, as defined in California Code of Civil Procedure section 995.120.

Where applicable, bidders must meet the requirements set forth in Public Contract Code section 10115 et seq., Military and Veterans Code section 999 et seq., and California Code of Regulations, Title 2, section 1896.60 et seq. regarding Disabled Veteran Business Enterprise (DVBE) Programs. Forms are included in this Bid Package.

Any request for substitutions, pursuant to Public Contract Code section 3400, must be made at the time of Bid on the Substitution Request Form set forth in the Contract Documents, and be included with the bid.

No telephone or facsimile machine will be available to bidders on the district premises at any time.

It is each bidder's sole responsibility to ensure the bid is delivered in a timely manner and received at the location designated as specified above. Any bid received at the designated location after the scheduled closing time for receipt of bids shall be returned to the bidder unopened.

Dated this **21th day of June 2023**.
Selene Ahumada Tirado
Director of Purchasing
Palm Springs Unified School District
Riverside County

Publish 06/21/2023 and 06/28/2023.