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NOTICE TO BIDDERS

1. Notice is hereby **given that the governing board ("Board") of the Lodi Unified School District ("District") will receive sealed bids for the following project**, Vinewood Elementary School Playground Replacement Project No. 8150-5830-340-001 ("**Project" or "Contract"**):
2. The Project consists of: Installing and related work for a New Playground Apparatus and construction of new apparatus area as shown in construction documents to provide a complete turnkey project.
3. To bid on this Project, the Bidder is required to possess one or more of the following **State of California contractors' license(s)**:

Class A and/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 June 29, 2024 for review at the District Facilities Office, and **may be downloaded from the District's website**, <https://www.lodiUSD.net/about/bonds#maintenance>, under the "**Maintenance & Operations (M&O) Projects**". In addition, Contract Documents are available for **bidders' review at the following builders' exchanges**:
 - a. Central California Builders Exchange: (559) 237-1831
 - b. **Builder's Exchange of Stockton: (209) 478-1000**
 - c. **Builder's Exchange of Sacramento: (916) 442-8991**
 - d. Valley Builders Exchange: (209) 522-9031
6. RESERVED
7. Sealed bids will be received until 1:00 p.m., on Tuesday, July 23, 2024 at the District Maintenance & Operations Office, 880 N Guild Avenue, Lodi, California 95240 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. The District reserves the right to prequalify bidders for this Project pursuant to Public Contract Code section 20111.5, as deemed necessary by the District. When prequalification is applied, only prequalified Bidders will be eligible to submit a Bid for this Project. Any Bid submitted by a Bidder who has not been prequalified shall be deemed nonresponsive and will not be considered. Pre-qualification is completed on the web at <https://pqbids.com/lodi>.



9. Pursuant to Public Contract Code section 20111.6, only prequalified bidders will be eligible to submit a bid for a public project involving a projected expenditure of \$1 million or more using or planning to use state general fund or state school bond funds. Any bid submitted by a bidder who is not prequalified shall be non-responsive and returned unopened to the bidder. Moreover, any bid listing subcontractors holding C-4, C-7, C-10, C-16, C-20, C-34, C-36, C-38, C-42, C-43 or C-46 licenses for the performance of electrical, mechanical or plumbing components who have not been prequalified shall be deemed nonresponsive.
10. 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.
11. A bid bond by an admitted surety insurer on the form provided by the District a cashier's check or a certified check, drawn to the order of the Lodi Unified 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.
12. A mandatory pre-bid conference and site visit will be held on Tuesday July 9, 2024, at 11:00 a.m. at Vinewood Elementary School, 1600 W Tokay St, Lodi, California ("**Site Visit**"). **All participants in a mandatory site visit are required to sign-in.** Failure to attend, or tardiness at, a mandatory site visit will render a bid ineligible for consideration. The Site Visit Certification, provided at the end of the Site Visit, must be submitted with the Bid when a site visit is required.
13. 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.
14. The inclusion of an owner-controlled or wrap-up insurance program ("**OCIP**") for this Project is at the discretion of the District. When the District elects to provide an OCIP, the policy limits, known exclusions, and the duration for which the policy is intended to remain effective are detailed in the OCIP Manual. In such cases, it is mandatory for all bidders to comply with the following minimum requirements: **no serious and willful violations of Labor Code section 6300 et seq., a workers' compensation experience modification factor of 1.00 or less, and an instituted injury prevention program pursuant to Labor Code section 3201.5 or 6401.7.**
15. Bidders are required to submit the Off-Road Diesel-Fueled Fleet Certification along with their Bids, but only in cases where the project involves the use of off-road diesel-fueled vehicles and equipment subject to regulation. Bids submitted without the Off-Road Diesel-Fueled Fleet Certification, when this certification is applicable to the project, shall be deemed non-responsive and will not be considered.
16. 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.
17. If applicable or required by the District for projects utilizing funds from the State of California School Facility Program, as outlined in Section 17076.11 of the Education Code, there is a mandate to achieve a participation goal for disabled veteran **business enterprises ("DVBE") of at least three percent (3%) annually of the overall**



dollar amount expended on state-funded projects. To fulfill this mandate by demonstrating a good faith effort, Bidders must actively seek DVBE-certified subcontractors and suppliers prior to bid submission. For any state-funded project, the selected Bidder must, upon contract award, certify compliance with DVBE participation goal procedures. The DVBE Certification Participation Form, provided for this purpose, should not be submitted with the Bid but is required with the execution of the Contract.

This requirement is contingent upon the specific funding and requirements of a project as determined by the District.

18. 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>.
19. 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.
20. **The District's Board may, pursuant to Public Contract Code section 3400(c), find and determine that certain item(s) must be used on this Project for the reasons outlined below. This designation is subject to Board Resolution and will only be applied based on one of the statutorily allowed bases:**
 - a. Field Test or Experiment: To determine the **product's suitability for future use**, the following item(s) have been designated.
 - b. Matching Products: To match other products in use on a particular public improvement either completed or in the course of completion, the following item(s) have been designated.
 - c. Sole Source Availability: To obtain a necessary item that is only available from one source, the following item(s) have been designated.
 - d. Emergency Response: To respond to an emergency declared by a local agency, the following item(s) have been designated.

The Board has identified the following items which must be used on this Project: N/A

21. This Project may be funded, in whole or in part, with federal funds. In instances where federal funding is utilized, the Contractor and all Subcontractors under the Contractor are required to comply with the Davis-Bacon Act, applicable reporting requirements, and any other relevant federal funding requirements. Should a conflict arise between state and federal requirements, the more stringent provision shall control to ensure compliance with all applicable regulations.



22. 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.

23. 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.

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