

NOTICE TO CONTRACTORS

Section 00042 - 1

Notice is hereby given that the Elk Grove Unified School District, hereinafter referred to as the District, will receive sealed proposals for the **Irene B. West Elementary School Parking Lot Expansion** project at Facilities and Planning Department, 9510 Elk Grove-Florin Road, Room 206, Elk Grove, California 95624 until **2:00 pm** on **Thursday, February 5, 2026**, at which time bids will be opened.

Documents to be submitted at the above stated time will be all documents required to be submitted as a part of the bid. The appropriate forms must be submitted by the Contractor at the location stated above, at which time all bidding documents will be opened and publicly read.

California Education Code Section 45125.2 requires entities providing construction services to the District to ensure the safety of pupils where employees of the entity or subcontractors will have contact with pupils. Therefore, Contractor shall certify that methods are being undertaken to ensure the pupils' safety. Certification must be accomplished by completing the "Declaration Regarding Employee Fingerprinting and Criminal Background Check" which must be submitted at the time of the bid opening. Certification form is provided in the Bidding Documents.

A **MANDATORY** pre-bid conference will be held on **Tuesday, January 13, 2026, at 1:00 pm**, at **Irene B. West Elementary School, 8625 Serio Way Elk Grove, CA 95758**. The District's Representative and Architect will be present to discuss the project. Bids received from parties not attending this mandatory pre-bid conference will be rejected as non-responsive. All prime bidders are **required** to attend the pre-bid conference in its entirety.

It is mandatory that all General Contractors (GCs) and Mechanical, Electrical, and Plumbing (MEP) Subcontractors who intend to submit bids fully complete the pre-qualification questionnaire, provide all materials requested herein, and be approved by the District. MEP is defined as subcontractors holding the following license classifications: C-4, C-7, C-10, C-16, C-20, C-34, C-36, C-38, C-42, C-43 and/or C-46. No bid will be accepted from a GC that has failed to comply with these requirements, or submits a bid that lists MEP Subs that have failed to comply with these requirements. If two or more business entities submit a bid on a project as a Joint Venture, or expect to submit a bid as part of a Joint Venture, each entity within the Joint Venture must be separately qualified to bid. Pre-qualification application packages are available by contacting the Facilities and Planning Department, 9510 Elk Grove-Florin Road, Room 206, Elk Grove CA 95624, via telephone at (916) 686-7711, or via email at jjedlick@egusd.net

This project includes expansion of the existing parking lot and student drop-off facilities directly to the east into an existing turf playfield, expand existing accessible parking and paths of travel, provide new electric vehicle charging stations, modify existing perimeter fencing and gates, modify existing turf and irrigation within the expansion area, replace existing rubberized walking path, upgrade existing and provide new parking lot lighting. This project requires a **Class A** license.

For public works contracts awarded on and after January 1, 2015, those public works projects shall be subject to compliance monitoring and enforcement by the Department of Industrial Relations.

As of March 1, 2015, a contractor or subcontractor shall not be qualified to submit a bid or to be listed in a bid proposal subject to the requirements of Public Contract Code section 4104 unless currently registered and qualified under Labor Code section 1725.5 to perform public work as defined by Division 2, Part 7, Chapter 1 (§§1720 et seq.) of the Labor Code.

NOTICE TO CONTRACTORS

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As of April 1, 2015, a contractor or subcontractor shall not be qualified to enter into, or engage in the performance of, any contract of public work (as defined by Division 2, Part 7, Chapter 1 (§§1720 et seq.) of the Labor Code) unless currently registered and qualified under Labor Code section 1725.5 to perform public work.

In accordance with California Labor Code Section 1773, Elk Grove Unified School District has obtained the general prevailing rate of per diem wages and the general prevailing rate for holiday and overtime work in the locality in which this public work is to be performed for each craft, classification or type of worker needed to execute the contract from the Director of the Department of Industrial Relations. Copies of the prevailing rate of per diem wages are on file and open to public inspection at the office of the District, and reference is made specifically thereto. The Contractor shall cause a copy of the prevailing rate of per diem wages to be posted at the job site.

Attention is directed to the provisions of the California Labor Code, Section 1777.5 and 1777.6 concerning employment of apprentices by the Contractor or any subcontractor under him. The prime Contractor is responsible for compliance with the requirements of Section 1777.5 and the prime Contractor and any subcontractor under him shall comply with the requirements of Section 1777.6. This contract includes Sections 1720-1861 of the California Labor Code and Sections 16000-16800 of the California Code of Regulations. The Contractor shall comply with Title 8, Division 1, Chapter 2, Article 1-2 (California Apprenticeship Council).

Each bid must conform to the requirements of the Drawings and Project Manual and other documents comprising the Contract Documents, which are available from Signature Reprographics, 620 Sunbeam Avenue, Sacramento, CA 95811, (916) 454-0800. Prime Contractors may obtain copies for a non-refundable cost of **\$50.00 per set**. Signature Reprographics maintains the project plan holders' list so it is a requirement that prospective bidders purchase their plans from Signature Reprographics to ensure that all potential bidders possess a complete set of documents including any addenda for the project. Plans may be previewed online at www.egusdplans.com

No bid will be considered unless it is made on a form provided by the District and accompanied by Money Order or Bidder's Bond from a surety company registered with the State of California Insurance Commissioner, for Ten Percent (10%) of the amount of the bid, made payable to the District. The above-mentioned money order or bid bond shall be given as a guarantee that the bidder shall execute the Contract, if it be awarded to him, in conformity with the Contract Documents.

After the scheduled closing time set for receipt of bids, bids may not then be withdrawn for a period of ninety (90) calendar days from and after said closing time, except as otherwise provided for in the California Public Contract Code.

Simultaneously with the execution of the contract, the successful bidder will be required to furnish a Performance Bond in an amount equal to One Hundred Percent (100%) of the Contract Amount and a Labor and Material Payment Bond in an amount equal to One Hundred Percent (100%) of the Contract Amount all in accordance with the Contract Documents.

Pursuant to California Public Contract Code Section 22300, the contract will contain provision permitting the successful bidder to substitute securities for any moneys withheld by the District as retention.

NOTICE TO CONTRACTORS

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The District reserves the right to reject any or all bids and/or waive any irregularities or informalities in the bidding. By submitting a bid or sub-bid, each bidder and sub-bidder agrees that in the event that it submits any protest to the terms of the Bid Documents or to any subsequent decision by District staff or District's governing board with respect to any bid protest on the project, the District retains the discretion to reject all bids or to make no decision whatsoever. If the District rejects all bids for any reason, fails to make any decision or overrules any protest and awards the contract, the protesting entity waives all claims, rights and causes of action for loss of anticipated profits from the contract or any subcontract, regardless of whether the District's action is subsequently invalidated by a court of law. The District shall be deemed to have relied to its detriment on such waiver in deciding either to reject all bids or to award the contract. Any attempted reservation of rights waived herein shall be grounds to reject a bid as non-responsive.

1st Advertisement: **January 2, 2026**

2nd Advertisement: **January 9, 2026**

* * END OF SECTION **

PART 1 - GENERAL**1.01 PROPOSALS**

- A. Proposals to receive consideration should be made in accordance with the following instructions:
1. Proposals shall be made on the form. All items on the form should be filled out; numbers should be stated both in written form and in numerical form. Signature of all individuals must be original and handwritten. The completed form should be without inter-lineations, alterations, or erasures.
 2. Proposals should not contain any recapitulation of the work to be done, and alternative proposals will not be considered, unless called for.
 3. Should a bidder find discrepancies in or omissions from the Bid Documents, or should he be in doubt as to their meaning, he should at once notify the Owner, who will send written instructions to all bidders. Owner will not be responsible for any oral instructions. No interpretations will be issued later than three (3) days prior to the date set for the opening of bids so that all inquiries can be answered in writing and distributed to all bidders in the form of addenda to the contract documents in ample time before the bid opening date. In the event that any bidder or sub-bidder discovered discrepancies, errors, omissions or vagueness during said three-day period, notice shall immediately be given to the Owner nevertheless.
 4. All addenda or bulletins issued during the bidding period are to be acknowledged on the bid form and become a part of the contract for the project.
 5. In accordance with Section 4100 to 4114, inclusive, of the California Public Contract Code, as amended, each bidder shall set forth in his bid, in the space provided, the name, license number, and the location of the place of business of each subcontractor in or about the construction of the Work of improvement, and each person who will on the job site, specifically fabricate a portion of the Work or improvement according to detailed drawings contained in the Drawings and Specifications, in an amount in excess of one-half of one percent of the bidder's total bid, and the portion of the Work which each will perform.
 6. A bid guarantee in the amount of Ten Percent (10%) of the bid must accompany the bid. Failure to furnish a required bid guarantee in the proper form and amount, by the time set for opening the bids, may be cause for rejection of the bids. A bid guarantee, made payable to the District, shall be in the form of a bid bond, or cashier's check. Bid guarantees, other than bid bonds, will be returned (a) to unsuccessful bidders as soon as practicable after the opening of the bids, (b) to the successful bidder upon the execution of such further contractual document and bonds as may be required by the bid as accepted. Except as provided in Section 5100 through 5108, inclusive, of the California Public Contracts Code, if the bidder refuses or is unable after notification of the award of the Contract, to execute said Contract within ten calendar days of such notification, or to furnish the required payment or performance bonds, said bidder's bid security shall become the property of the District not as a penalty, but as liquidated damages.
 7. Every bidder shall include, as part of its bid documents, an executed "non-collusion affidavit".
 8. Proposal shall be addressed to the Owner, and shall be delivered to the District enclosed in an opaque sealed envelope addressed to it marked "Proposal" and bearing the title of the work and the name of the bidder. No telephone or telegraphic bids or amendments to bids shall be effective.

9. The Owner shall not accept any bid as of March 1, 2015, or enter into any contract as of April 1, 2015, without proof of the bidder's current registration to perform public work under Labor Code section 1725.5.
10. The bidder shall not accept any sub-bid as of March 1, 2015, or enter into any subcontract as of April 1, 2015, without proof of the subcontractor's current registration to perform public work under Labor Code section 1725.5.
11. This Project is subject to prequalification. If a bidder is not prequalified to bid on the Project, Owner will not accept the bid. Any subcontractors the bidder lists for work requiring C-4, C-7, C-10, C-16, C-20, C-34, C-36, C-38, C-42, C-43, and/or C-46 licenses must have current pre-qualified status with the Owner.

1.02 WITHDRAWAL OF PROPOSALS

Any bidder may withdraw his bid, either personally or by faxed written request, at any time prior to the scheduled closing time or authorized postponement thereof. Bids not so withdrawn may not then be withdrawn, canceled or modified during the time designated in the Notice to Contractors, except as otherwise provided by law. No oral, telegraphic or telephonic modifications will be considered.

1.03 OPENING OF PROPOSALS

Proposals will be opened and read at or about the time set in the advertised Section 00042 - Notice to Contractors. Bidders, or their representatives, and other interested persons may be present at the opening of proposals.

1.04 EXAMINATION OF CONTRACT DOCUMENTS AND SITE OF WORK

Before submitting a proposal, bidders should examine the Drawings and read the Project Manual, Form of Agreement and other Contract Documents. They shall visit the site of the proposed work, fully inform themselves of all conditions on, in, at, and about the site; examine the building or buildings, if any; and any work that may have been done thereon.

1.05 COSTS FOR SPECIAL INSPECTIONS

Certain sections of the technical specifications contain requirements for special inspections. The District and Contractor share responsibility for the cost of these inspections.

1.06 FORM OF CONTRACT

The form of Contract that the successful bidder will be required to execute, if awarded the work, is attached hereto and is made a part hereof. A contract will be awarded to the lowest responsible bidder complying with these instructions to bidders, the Notice to Contractors, and all other Contract documents, provided his bid is reasonable and it is to the interest of the District to accept it. However, the District reserves the right to reject any and all bids.

1.07 CONTRACTORS LICENSE

Bidder must be a Contractor properly licensed to perform the work of this project with an active license in good standing as of the date of receipt of bids. License must be issued by the Contractors

State License Board of California and must be maintained in good standing throughout the term of the contract. This project requires a **Class A** license.

1.08 BONDS

Bidders must provide proof that ALL required bonds issued are by an *admitted surety insurer* by attaching to the bonds either a copy of the County Clerk's certificate verifying that the surety is permitted by the State Department of Insurance (DOI) to issue surety bonds in the State of California, or an up-to-date printout of the DOI website information for the carrier.

1.09 FINGERPRINTING REQUIREMENTS

All bidders shall submit at the time of bid opening a fully executed "Declaration Regarding Employee Fingerprinting and Criminal Background Check". Although Education Code 45125.2(a)(3) provides an option regarding District surveillance, the District does not provide this as an option to the Contractor.

1.10 WAIVER OF DAMAGES

The District reserves the right to reject any or all bids and/or waive any irregularities or informalities in the bidding. By submitting a bid or sub-bid, each bidder and sub-bidder agrees that in the event that it submits any protest to the terms of the Bid Documents or to any subsequent decision by District staff or District's governing board with respect to any bid protest on the project, the District retains the discretion to reject all bids or to make no decision whatsoever. If the District rejects all bids for any reason, fails to make any decision or overrules any protest and awards the contract, the protesting entity waives all claims, rights and causes of action for loss of anticipated profits from the contract or any subcontract, regardless of whether the District's action is subsequently invalidated by a court of law. The District shall be deemed to have relied to its detriment on such waiver in deciding either to reject all bids or to award the contract. Any attempted reservation of rights waived herein shall be grounds to reject a bid as non-responsive.

1.11 DOCUMENTS REQUIRED AT BID OPENING

- A. Following is a basic list of documents to be submitted at the time of bid opening. Some projects may require additional documents. All documents required for each project are noted in the contract documents. It is the responsibility of the bidder to determine that the bid documents submitted meet all requirements.
- B. For purposes of the bid submittal, the time stamp clock in the Facilities and Planning Department, Room 206, of the Elk Grove Unified School District will be considered the official time.
- C. All bid documents must be 1) originals, 2) completed in their entirety as follows, 3) sealed, 4) delivered to the designated location, and 5) delivered prior to the stated time.
 - 1) Bid Form
 - a) Bid amount(s) in both written form and numerical form (written form prevails)
 - b) Receipt of all Addenda acknowledged

- c) Signed by Contractor
 - d) Complete all information requested
 - 2) List of all subcontractors as required by statute
 - a) Type of Work
 - b) Name of Subcontractor
 - c) License Number
 - d) Place of Business
 - 3) Finger Print Certificate
 - a) Signed and dated
 - b) Notarized
 - 4) Non-Collusion Affidavit
 - a) Signed and dated
 - b) Notarized
 - 5) Cashiers Check or Bid Bond in the sum of 10% of the amount bid
 - a) Bid bond signed and notarized by Surety
 - b) Bid bond signed and notarized by Bidder
 - c) Surety company is to be an admitted carrier with the State of California
- D. All qualified bid packages will be opened and read. A recommendation of the successful bidder will be made prior to the award of contract.

1.12 BID AWARD CONSIDERATIONS

Pursuant to Section 20103.8 of the California Public Contracts Code, the following method, as indicated by a check mark in the box with the associated statement, shall be used to determine the order of bidders, from lowest to highest. Please note that this method is used to calculate the bids and does not address issues of responsiveness or responsibility:

- ☒ The lowest bid shall be the lowest bid price on the base contract without consideration of the prices on the additive or deductive items.
- ☐ The lowest bid shall be the lowest total of the bid prices on the base contract and those additive or deductive items that were specifically identified in the bid solicitation as being used for the purpose of determining the lowest bid.
- ☐ The lowest bid shall be the lowest total of the bid prices on the base contract and those additive or deductive items taken in order from a specifically identified list of those items, depending upon available funds as identified in the solicitation.
- ☐ The lowest bid shall be determined in a manner that prevents any information that would identify any of the bidders from being revealed to the public entity before ranking of all bidders from lowest to highest has been determined, or announced prior to the opening.

1.13 FILING OF BID PROTESTS

Bidders may file a "protest" of a bid with the District's Chief Facilities Officer, Facilities and Planning. In order for a bidder's protest to be considered valid, the protest must:

- A. Be filed in writing within three (3) calendar days after the bid opening date;
- B. Clearly identify the specific irregularity or accusation;
- C. Clearly identify the specific District staff determination or recommendation being protested;
- D. Specify, in detail, the grounds of the protest and the facts supporting the protest; and
- E. Include all relevant, supporting documentation with the protest at time of filing.

If the protest does not comply with each of these requirements, it will be rejected as invalid.

If the protest is valid, the District's Chief Facilities Officer, Facilities and Planning, or other designated District staff member, shall review the basis of the protest and all relevant information. The Chief Facilities Officer, Facilities and Planning will provide a written decision to the protestor.

**** END OF SECTION ****