

**ADDENDUM TO INVITATION FOR BIDS**

**Fortuna Union High School District**

**Proposition 39**

**LED Lighting Retrofit**

**Bid No. 17-001**

**Addendum #2**

**February 23, 2017**

**To All Prospective Bidders:**

The Fortuna Union High School District (District) herewith issues Addendum No. 2 to the above-referenced solicitation. This Addendum shall be made part of the Contract Documents and the bidder shall acknowledge receipt thereof on the Bid Proposal Form. Except as specifically modified by this document, all other terms and conditions remain in full force and effect.

**1. Update to Bid Proposal Forms**

The Bid table on Bid Proposal Forms first page (page 14 of the Invitation for Bids) is to be replaced with the revised table below. A new version of the Bid Proposal Forms is also attached to this addendum.

<i>Energy Efficiency Measure(s)</i>	<i>Description</i>	<i>For Scoping See:</i>	<i>Total Installed Cost</i>
<b>Line #: 1-29</b>	Retrofit T8 to LED (Re-lamp, Re-ballast, new lens); additional lenses, ballasts and tombstones.	Appendix 2	\$
<b>Line #: 30-38</b>	Retrofit exterior lights to LED	Appendix 2	\$

**BID PROPOSAL FORMS**

---

Governing Board  
 Fortuna Union High School District

Dear Members of the Governing Board:

The undersigned, doing business under the name of \_\_\_\_\_, having carefully examined the location of the proposed work, the local conditions of the place where the work is to be done, the Request for Bids, the Scope of Work, the Instructions to Bidders, and all other Contract Documents for the proposed LED Lighting Retrofit Project (“Project”), proposes to perform all work and activities in accordance with the Contract Documents, including all of its component parts, and to furnish all required labor, materials, equipment, transportation and services required for the construction of the Project in strict conformity with the Contract Documents, including the Scopes of Work, as follows:

BID:

<i>Energy Efficiency Measure(s)</i>	<i>Description</i>	<i>For Scoping See:</i>	<i>Total Installed Cost</i>
<b>Line #: 1-29</b>	Retrofit T8 to LED (Re-lamp, Re-ballast, new lens); additional lenses, ballasts and tombstones.	Appendix 2	\$
<b>Line #: 30-38</b>	Retrofit exterior lights to LED	Appendix 2	\$

For the sum of: \_\_\_\_\_ dollars (\$ \_\_\_\_\_).

The undersigned has checked carefully all the above figures and understands that the District is not responsible for any errors or omissions on the part of the undersigned in making this bid.

Enclosed find certified or cashier's check no. \_\_\_\_\_ of the \_\_\_\_\_ Bank for \_\_\_\_\_ Dollars (\$ \_\_\_\_\_) or Bidder's Bond of the \_\_\_\_\_ surety company in an amount of not less than ten percent (10%) of the entire bid. The undersigned further agrees, on the acceptance of this proposal, to execute the Contract and provide the required bonds and insurance and that in case of default in executing these documents within the time fixed by the Contract Documents, the proceeds of the check or bond accompanying this bid shall be forfeited and shall become the property of the District.

Contractor agrees to commence the work within the time specified in the Notice to Proceed. It is understood that this bid is based upon completing the work within the number of calendar days specified in the Contract Documents.

ADDENDA:

Receipt of the following addenda is hereby acknowledged:

Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_      Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_  
Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_      Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_  
Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_      Addendum # \_\_\_\_\_ Dated: \_\_\_\_\_

Respectfully submitted,

Company: \_\_\_\_\_

Address: \_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
*(Please Print or Type)*

Signature: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

Telephone: \_\_\_\_\_

Contractor's License No: \_\_\_\_\_ Expiration Date \_\_\_\_\_

- Required Attachments:
- 1) Subcontractor List Form
  - 2) Workers' Compensation Certificate
  - 3) Non-Collusion Affidavit
  - 4) Bid Bond (or Cashier's or Certified Check)
  - 5) Bidder's Questionnaire



**2) WORKERS' COMPENSATION CERTIFICATE**

Labor Code §3700 in relevant part provides:

"Every employer except the State shall secure the payment of compensation in one or more of the following ways:

- (a) By being insured against liability to pay compensation in one or more insurers duly authorized to write compensation insurance in this State.
  
- (b) By securing from the Director of Industrial Relations a certificate of consent to self-insure, which may be given upon furnishing proof satisfactory to the Director of Industrial Relations of ability to self-insure and to pay any compensation that may become due to his employees."

I am aware of the provisions of §3700 of the Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the work of this Contract and will require all Subcontractors to do the same.

\_\_\_\_\_  
Contractor

By: \_\_\_\_\_

*In accordance with Article 5 (commencing at §1860), Chapter 1, Part 7, Division 2 of the Labor Code, the above certificate must be signed and filed with the awarding body prior to performing any work under this Contract.*

**3) NONCOLLUSION AFFIDAVIT**

*To be executed by bidder and submitted with bid.*

\_\_\_\_\_, declares that he or she is \_\_\_\_\_ of \_\_\_\_\_, the party making the foregoing bid, and affirms that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true and correct; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: \_\_\_\_\_

Signature

**4) BID BOND**

We, the Contractor, \_\_\_\_\_ as principal ("Principal"), and \_\_\_\_\_, as surety ("Surety"), are firmly bound unto the Fortuna Union High School District ("District") in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the District for the work described below for the payment of which sum in lawful money of the United States, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by this agreement.

Whereas, the Principal has submitted the accompanying bid ("Bid") dated \_\_\_\_\_, for the following project ("Project"):

\_\_\_\_\_.

Now, therefore, if the Principal does not withdraw its Bid within the period specified, and if the Principal is awarded the Contract and within the period specified fails to enter into a written contract with District, in accordance with the Bid as accepted, or fails to provide the proof of required insurance, the performance bond and/or the payment bond by an admitted surety within the time required, or in the event of unauthorized withdrawal of the Bid, if the Principal pays the District the difference between the amount specified in the Bid and the amount for which District may otherwise procure the required work and/or supplies, if the latter amount is in excess of the former, together with all related costs incurred by District, then the above obligation shall be void and of no effect. Otherwise, the Principal and Surety shall pay to the District the penal sum described above as liquidated damages.

Surety, for value received, hereby agrees that no change, extension of time, alteration or addition to the term of the Contract or the call for bids, or to the work to be performed thereunder, or the Scopes of Work accompanying the same, shall in any way affect its obligation under this bond, and it does hereby waive notice of any such change, extension of time, alteration or addition.

In witness whereof the above-bound parties have executed this instrument under their several seals this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, the name and corporate seal of each corporate Party being hereunder affixed and these presents duly signed by its undersigned representative, pursuant to the authority of its governing body.

(Corporate Seal) \_\_\_\_\_  
Principal/Contractor

By \_\_\_\_\_

Title: \_\_\_\_\_

(Corporate Seal) \_\_\_\_\_  
Surety

Attach Attorney-In-Fact Certificate

By \_\_\_\_\_

\_\_\_\_\_  
Title

*To be signed by Principal and Surety and Acknowledgment and Notary Seal to be attached.*



**5) BIDDER'S QUESTIONNAIRE**

for

Fortuna Union High School Prop 39 LED Lighting Retrofit Project

TO THE BIDDER:

In making its award, the Governing Board will take into consideration the Bidder's experience, financial responsibility and capability. The following questionnaire is a part of the bid. Any bid received without this completed questionnaire may be rejected as nonresponsive. The Board will use, but will not be limited to, the information provided herein for evaluating the qualifications and responsibility of the bidder and the bidder's organization to carry out satisfactorily the terms of the Contract Document. The questionnaire must be filled out accurately and completely and submitted with the bid. Any errors, omissions or misrepresentation of information may be considered as a basis for the rejection of the bid and may be grounds for the termination of any contract executed as a result of the bid.

A. Description of Bidder's Organization

1. Firm Name \_\_\_\_\_

2. Address \_\_\_\_\_

3. Telephone Number \_\_\_\_\_

4. Type of Organization

a. Corporation? Yes \_\_\_\_ No \_\_\_\_

If yes, list the officers and positions, and the State in which incorporated.

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the Bidder corporation is a subsidiary, give name and address of parent corporation.

b. Partnership? Yes \_\_\_\_ No \_\_\_\_

If yes, list partner names and addresses

General Partners:

---

---

---

Limited Partners:

---

---

---

c. Individual Proprietorship? Yes \_\_\_\_ No \_\_\_\_

If yes, list name and address of proprietor:

---

---

---

B. Nature of Operations

1. How long have you been engaged in the contracting business under your present business name?

---

2. How many years of experience does your business have in construction work similar to that called for under this bid? \_\_\_\_\_

3. Have you now contracts, or have you ever contracted to provide construction for any school district, community college district or county office of education in the State of California?

Yes \_\_\_\_ No \_\_\_\_

a. If "yes," on a separate attached sheet, provide the following information for all construction projects you have had with school districts, community college districts and county offices of education during the last four (4) years:

1. Year contract awarded
  2. Type of work
  3. Contract completion time called for/actual completion time
  4. Contract price
  5. For whom performed, including person to call for a reference and telephone number
  6. Location of work
  7. Number of stop notices filed
  8. For each contract, list any lawsuits filed relating to that contract in which you were a defendant or plaintiff
  9. Amount of liquidated damages assessed.
- b. On a separate attached sheet, provide the following information for all construction contracts of a similar nature as called for in this bid that you have had with entities other than school districts, community college districts and county offices of education during the last four (4) years:
1. Year contract awarded
  2. Type of work
  3. Contract completion time called for/actual completion time
  4. Contract price
  5. For whom performed, including person to call for reference and phone number
  6. Location of work
  7. Number of stop notices filed
  8. For each contract list any lawsuits filed relating to that contract in which you were a defendant or plaintiff
  9. Amount of liquidated damages assessed.
- c. For each construction contract that you have failed to complete within the contract time in the last four years please state the reasons for the untimely performance.

C. Financial and Credit Data

1. If your bid is considered for award, and if requested by the District, will you supply the following data? Yes \_\_\_\_ No \_\_\_\_
  - a. Names and addresses of any banks where you regularly do business.
  - b. The names and addresses of any banks, finance companies, dealers, suppliers, or others where you have notes or loans.
  - c. Give credit references, including at least three trade or industry suppliers with whom you regularly deal.
2. Will you submit on request a balance sheet for the past three (3) years? Yes \_\_\_\_  
No \_\_\_\_
3. Where have you engaged in the construction business, or any other type of business, in the last five years?

<u>Name of Business</u>	<u>Location</u>	<u>Type of Business</u>	<u>Years in Business</u>
-------------------------	-----------------	-------------------------	--------------------------

---

---

---

If any of the business endeavors referred to above is no longer operating, or you are no longer associated with them, please give brief details:

---

---

---

4. The following surety companies may be contacted as references as to the financial responsibility and general reliability of the bidder:

<u>Surety Name</u>	<u>Contact Person</u>	<u>Phone Number</u>
--------------------	-----------------------	---------------------

---

---

---

I certify under penalty of perjury that the foregoing is true and correct. Executed at \_\_\_\_\_, California, on \_\_\_\_\_, 20\_\_.

Signature of Bidder \_\_\_\_\_

Name (*print*) \_\_\_\_\_