NOTICE TO BIDDERS

1. Notice is hereby given that the governing board ("Board") of the Franklin-McKinley School District ("District") will receive, by electronic submission, bids for the following project, **Bid No. 2027-1803, ("Project" or Contract"): Roofing Restoration & HVAC Replacement at Kennedy Elementary.**
2. To bid on this Project, the Bidder is required to possess one or more of the following State of California contractors' license(s)**: B and/or C-20 license**. The Bidder's license(s) must remain active and in good standing throughout the term of the Contract.
3. 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.
4. Contract Documents will be published on the District's website www.fmsd.org > Community>Business Opportunities>Bids on or before November 6, 2026.
5. Sealed bids will be received until **1:35 p.m. on November 30, 2026.** All bids will be received via electronic mail and must be sent to bids@fmsd.org, after which time the bids will be opened and publicly read aloud via online streaming. A Google Meet link will be posted on the District's website before the bid deadline. Any bid that is submitted after this time shall be nonresponsive and will be purged/deleted. 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.

7. Pursuant to Public Contract Code section 20111.5, only prequalified bidders will be eligible to submit a bid for this Project. Any bid submitted by a bidder who is not prequalified shall be non-responsive and returned unopened the bidder.
8. 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.
9. 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 Franklin-McKinley 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.
10. A mandatory pre-bid conference and site visit will be held on **November 6, 2026 at 11:00 AM at Kennedy Elementary School – 1602 Lucretia Avenue, San Jose, CA 95122.** All participants are required to sign in front of the Admin Building. Failure to attend or tardiness will render bid ineligible.
11. 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.
12. 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.
13. 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>.

14. 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.
15. The Contractor and all Subcontractors under the Contractor shall comply with applicable federal, State, and local requirements relating to COVID-19 or other public health emergency/epidemic/pandemic protocols.
16. The District shall award the Contract, if it awards it at all, to the lowest responsive responsible bidder based on the Total Bid Amount Only.
17. 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.

Bid Ad Dates 10/29/29, 11/05/2026