

SECTION "A"
NOTICE TO BIDDERS

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MESA PARK BALLFIELD IRRIGATION AND PUBLIC RESTROOM PROJECT BOLINAS COMMUNITY PUBLIC UTILITY DISTRICT

The Bolinas Community Public Utility District ("BCPUD") is planning to improve and irrigate existing soccer and baseball fields and install public restrooms at Mesa Park (the "Project") at 101 Mesa Road in the unincorporated community of Bolinas, Marin County, California (the "Project Location").

BCPUD will receive *unsealed* Qualifications and *sealed* Bids for the Project at the BCPUD office located at 270 Elm Road, Bolinas, California 94924 on or before **July 30, 2014 at 12:00 p.m.** All Bidders must submit a base bid for the Project (Items 1 – 7) as well as bids for Additive Alternates 1 and 2. Bids will be publicly opened, examined and declared on that day and hour, and referred to and considered by the Board of Directors of the District. BCPUD will let the contract to the lowest responsible Qualified Bidder complying with these instructions and providing the lowest bid for the Project, provided its Bid is reasonable and it is in the best interest of the BCPUD to accept it.

Qualifications shall be unsealed. Bids shall be sealed and endorsed on the outside of the containers as follows: "Mesa Park Ballfield Irrigation and Public Restroom Project, By: [bidder name]".

Each bid shall conform and be responsive to the Contract Documents, which shall include this Notice to Bidders, the Information For and Instruction to Bidders, the Qualifications form, the Bid form, the Drawings and Specifications, and the Agreement. Qualifications and Bids shall be submitted on the forms included in the Contract Documents without removal therefrom.

The determination of the lowest Bid shall be based on the lowest total of the bid prices on the total base bid for the Project (Items 1 – 7). The BCPUD retains the right in its sole discretion, however, to direct the winning Bidder to install only Item 1, or only Item 2, or only Item 3, or only Item 4, or only Item 5, or only Item 6, or only Item 7 (or any combination thereof) of the Project and with all, none or some combination of the Additive Alternates if it is in the best interest of the BCPUD as determined by a majority vote of the Board of Directors of the District at a public meeting.

Each bid shall be accompanied by a certified or cashier's check payable to the District, or a satisfactory bid bond in favor of the District, executed by the bidder as principal, and an admitted surety insurer as surety, in an amount not less than 10% of the amount of the total base bid for the Project (Items 1 – 7). The check or bid bond shall be given as a guarantee that the bidder shall execute the contract, if awarded to it, in conformity with the contract documents and shall provide the statutory performance bond and payment bond each for 100% of the total amount payable by the terms of the contract, conditioned upon the faithful performance of the contract, such bonds to be provided within five (5) calendar days after the mailing date of the notification of the award of the contract to the bidder.

Notice is further given that pursuant to Section 22300 of the Public Contract Code, the Contractor is permitted to substitute securities for any monies withheld by the District to ensure performance under a 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 monies to the Contractor. Upon satisfactory completion of the contract, the securities shall be returned to the Contractor. Securities eligible for investment shall include those listed in Section 16430 of the California Government Code and Section 22300 of the Public Contract Code. The Contractor shall be the beneficial owner of any securities substituted for monies withheld and shall receive any interest thereon.

The Contract Documents are on file and open to public inspection at the office of the BCPUD located at 270 Elm Road, Bolinas, California 94924. Bidders may obtain the Contract Documents at no charge from the BCPUD website, www.bcpud.org. Bidders may also purchase a copy of the Contract Documents at the BCPUD office for a non-refundable fee of \$40 per set. Bidders may purchase a full size copy of the Drawings for the Project for a non-refundable fee of \$10 per copy.

A mandatory prebid meeting will be conducted on **July 16, 2014 at 10:00 a.m.** at the Project Location. The meeting will start at the BCPUD office located at 270 Elm Road, Bolinas, California and then proceed to the Project Location. Questions will be taken at the meeting and responses made by addendum.

The successful Bidder and any subcontractor shall pay not less than the prevailing rate of per diem wages as determined by the Director of the California Department of Industrial Relations. Copies of such prevailing rate of per diem wages are on file in the offices of the District, to which reference is hereby made for further particulars. The prevailing rate of per diem wages shall be made available any interested party on request. The successful Bidder shall post a copy of such determinations at each job site.

BCPUD reserves the right, in its sole discretion, to reject any or all Bids, determine which Bidders are qualified, determine which proposal is the lowest Bid of a responsive, responsible bidder, terminate the proposal process at any point in the process, decline to enter the Agreement with the Qualified Contractor submitting the lowest responsible Bid, and decline to issue a Notice to Proceed after awarding a contract. BCPUD also reserves the right to waive any informality not material to the cost to perform the work in the Bids. No bidder may withdraw its bid for a period of sixty (60) days after the date set for the opening of bids.

Submission may be made by hand delivery, overnight delivery, or US mail. Note, however, that submissions must be received at the BCPUD Office by the due date and time; submissions postmarked but not received by the due date and time will not be considered. No Bid will be accepted after the time set for Bid Delivery. Qualifications and Bids that are not received by the time and date specified herein, do not contain all the required information and completed forms, or do not meet the minimum criteria may be deemed non-responsive and rejected without consideration.

This Notice shall not create any legal rights or responsibilities. All terms of this Notice shall be as set forth in the Contract Documents.