

DOCUMENT 00 91 01

ADDENDUM NO. 02

Dated May 27, 2025

1. GENERAL

This document includes requirements that clarify or supersede portions of the bid and/or contract requirements for the project. This Addendum is a Contract Document.

2. SUMMARY

The following changes, additions and deletions shall be made to the following document(s) as noted in **RED**; all other conditions shall remain the same.

Changes to Division 00 01 10 Table of Contents

1. Replace Document 00 01 10 Table of Contents in its entirety with attached

Changes to Division 00 41 13 Bid Form and Proposal

1. Replace Document 00 41 13 Bid Form and Proposal in its entirety with attached

Changes to Division 00 63 40 Allowance Expenditure Directive Form

1. Add Document 00 63 40 Allowance Expenditure Directive Form in its entirety with attached

Changes to Division 01 21 00 Allowance

1. Add Document 01 21 00 Allowance in its entirety with attached

Q&A

1. **Question:** Please RFI the following in regard to the Gate Automation. 1) The specifications provide little in the way of an operational description. We can meet the current specification with each driveway being equipped with a pair of swing gate operators, operating in tandem, along with a key-switch to allow the gates to be placed in the open or closed position as desired. Safety features would consist of photo-beams, sighted across the gate opening and within the entrapment area. The gates would be operated with local observation for safety. If the gates are to be fully automated for vehicle access we suggest the addition of entry access controls (radio, RFID tag reader, Card Reader, Digital Keypad, etc) along with vehicle detectors for safety and automatically opening of the gates for exiting vehicles. They may also want to add fire department emergency access key-switches. An operational description would be helpful, please clarify the requirements for the gate automation.

Answer: Include allowance of \$60,000 for the purchase of the electrical wing gate operators allowance will be applied the purchase of the equipment only.

2. **Question:** G0.1 specifications refer to line and terminal posts to be 4" square x 11 gauge steel tubular members. 9/C1.0 shows 4" square x 12 gauge post, typ. 1/C2.0 shows 3" Square standard post size. Which detail are we to follow?

Answer: Terminal posts to be 4" square x 11 gauge.

3. **Question:** G0.1 calls for pickets to be 1" square x 12GA. 9/C1.0 calls for 1" square x 11GA. Which are we to follow?

Answer: Pickets to be 1" square x 11gauge.

END OF DOCUMENT

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Instructions for Procurement

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	00 45 01	Site Visit Certification
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	00 45 19.01	Iran Contracting Act Certification (Not Applicable)
	00 45 19.02	Off-Road Diesel-Fueled Fleet Certification
	00 45 19.03	Conflict of Interest Statement
	00 45 26	Workers' Compensation Certification
	00 45 46.01	Prevailing Wage and Related Labor Requirements Certification
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DOCUMENT 00 41 13

BID FORM AND PROPOSAL

To: Governing Board of the East Side Union High School District ("District" or "Owner")

From: _____
(Proper Name of Bidder)

The undersigned declares that Bidder has read and understands the Contract Documents, including, without limitation, the Notice to Bidders and the Instructions to Bidders, and agrees and proposes to furnish all necessary labor, materials, and equipment to perform and furnish all work in accordance with the terms and conditions of the Contract Documents, including, without limitation, the Drawings and Specifications of Bid No. B-06-24-25, for the following project known as:

DW Site Improvements (IH)

("Project" or "Contract") and will accept in full payment for that Work the following total lump sum amount, all taxes included:

_____ dollars	\$ _____
BID	
Sixty Thousand _____ dollars	\$ 60,000
ALLOWANCE	
_____ dollars	\$ _____
Base BID (Bid + Allowance)	
Bidder acknowledges and agrees that the Base Bid accounts for all Allowance(s).	

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

Additional Detail Regarding Calculation of Base Bid

1. [RESERVED]
2. **Allowance.** The Bidder's Base Bid shall include the following Allowances for the Tasks/Work as noted here:

Task/Work	Allowance Value
The purchase of the gate operators	\$60,000
Total Allowance Value	

The Allowance Value for an Allowance Item includes the direct cost of labor, materials, equipment, transportation, taxes and insurance associated with the applicable Allowance Item. All other costs, including Contractor's overall project management and general conditions costs, overhead and fee, are deemed to be included in the Base Bid, and are not subject to adjustment regardless of the actual amount of the Allowance Item.

The District shall have sole discretion to authorize all expenditures from the Allowances. The District shall process expenditures from the Allowances in the form of an Allowance Expenditure Directive ("AED"). Any unused Allowance or unused portion thereof shall be deducted from the Contract Price to the benefit of the District.

3. [RESERVED]
4. [RESERVED]
5. The undersigned has reviewed the Work outlined in the Contract Documents and fully understands the scope of Work required in this Proposal, understands the construction and project management function(s) is described in the Contract Documents, and that each Bidder who is awarded a contract shall be in fact a prime contractor, not a subcontractor, to the District, and agrees that its Proposal, if accepted by the District, will be the basis for the Bidder to enter into a contract with the District in accordance with the intent of the Contract Documents.
6. The undersigned has notified the District in writing of any discrepancies or omissions or of any doubt, questions, or ambiguities about the meaning of any of the Contract Documents and has contacted the Construction Manager before bid date to verify the issuance of any clarifying Addenda.
7. The undersigned agrees to commence work under this Contract on the date established in the Contract Documents and to complete all work within the time specified in the Contract Documents.

8. The liquidated damages clause of the General Conditions and Agreement is hereby acknowledged.
9. It is understood that the District reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of ninety (90) days.
10. The following documents are attached hereto:
- Bid Bond on the District's form or other security
 - Designated Subcontractors List
 - Site Visit Certification, if site visit was required
 - Non-Collusion Declaration
 - Off-Road Diesel-Fueled Fleet Certification
11. Receipt and acceptance of the following Addenda is hereby acknowledged:

No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____

12. Bidder acknowledges that the license required for performance of the Work is a B and or/ C-13 license.
13. Bidder hereby certifies that Bidder is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work.
14. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with all requirements of the Department of Industrial Relations.
15. Bidder hereby certifies that its bid includes sufficient funds to permit Bidder to comply with all local, state or federal labor laws or regulations during the Project, including payment of prevailing wage, and that Bidder will comply with the provisions of Labor Code section 2810(d) if awarded the Contract.
16. Bidder agrees to comply with all requirements of the Project Labor Agreement.
17. [RESERVED]
18. Bidder represents that it is competent, knowledgeable, and has special skills with respect to the nature, extent, and inherent conditions of the Work to be performed. Bidder further acknowledges that there are certain peculiar and inherent conditions existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.

19. Bidder expressly acknowledges that it is aware of such peculiar risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the Work with respect to such hazards.
20. Bidder expressly acknowledges that it is aware that if a false claim is knowingly submitted (as the terms "claim" and "knowingly" are defined in the California False Claims Act, Gov. Code, § 12650 et seq.), the District will be entitled to civil remedies set forth in the California False Claim Act. It may also be considered fraud and the Contractor may be subject to criminal prosecution.
21. The undersigned Bidder certifies that it is, at the time of bidding, and shall be throughout the period of the Contract, licensed by the State of California to do the type of work required under the terms of the Contract Documents and registered as a public works contractor with the Department of Industrial Relations. Bidder further certifies that it is regularly engaged in the general class and type of work called for in the Contract Documents.

[SIGNATURE ON FOLLOWING PAGE]

Bidder hereby certifies to the District that all representations, certifications, and statements made by Bidder, as set forth in this bid form, are true and correct and are made under penalty of perjury.

Dated this _____ day of _____ 20 ____

Name of Bidder: _____

Type of Organization: _____

Signature: _____

Print Name: _____

Title: _____

Address of Bidder: _____

Taxpayer Identification No. of Bidder: _____

Telephone Number: _____

Fax Number: _____

E-mail: _____ Web Page: _____

Contractor's License No(s): No.: _____ Class: _____ Expiration Date: _____

No.: _____ Class: _____ Expiration Date: _____

No.: _____ Class: _____ Expiration Date: _____

Public Works Contractor Registration No.: _____

END OF DOCUMENT

DOCUMENT 00 63 40

ALLOWANCE EXPENDITURE DIRECTIVE FORM

East Side Union High School District
 830 North Capitol Ave
 San Jose, CA 95133

**ALLOWANCE
EXPENDITURE
DIRECTIVE NO.:**

ALLOWANCE EXPENDITURE DIRECTIVE**Project:** DW Site Improvements (IH)**Date:** _____**Bid No.:** B-06-24-25, CP6717**DSA File No.:** _____**DSA Appl. No.:** _____

The following parties agree to the terms of this Allowance Expenditure Directive ("AED"):

Owner Name, Address, Telephone:**Contractor Name, Address, Telephone:**

Reference	Description	Allowance Authorized for Expenditure
Request for AED # Requested by: Performed by: Reason:	[Description of Allowance item relating to Work] [Requester] [Performer] [Reason]	\$
Request for AED # Requested by: Performed by: Reason:	[Description of Allowance item relating to Work] [Requester] [Performer] [Reason]	\$
Request for AED # Requested by: Performed by: Reason:	[Description of Allowance item relating to Work] [Requester] [Performer] [Reason]	\$

Total Contract Allowance Amount:	\$
Amount of Previously Approved Allowance Expenditure Directive(s):	\$
Amount of this Allowance Expenditure Directive:	\$

EAST SIDE UNION HIGH SCHOOL DISTRICT
IH00000816, Independence High School,
DW Site Improvements (IH),
Bid No. B-06-24-25, CP6717

ALLOWANCE EXPENDITURE DIRECTIVE
DOCUMENT 00 63 40-1
Addendum No. 02

The undersigned Contractor approves the foregoing release of Allowance for completion of each specified item, and agrees to furnish all labor, materials and services and perform all work necessary to complete any additional work specified for the consideration stated therein ("Work"). Submission of sums which have no basis in fact or which Contractor knows are false are at the sole risk of Contractor and may be a violation of the False Claims Act set forth under Government Code section 12650, et seq.

This Allowance Expenditure Directive must be signed by an authorized District representative.

It is expressly understood that the authorized allowance expenditure granted herein represents a full accord and satisfaction for any and all cost impacts of the items herein, and Contractor waives any and all further compensation based on the items herein. The value of the extra work or changes expressly includes any and all of the Contractor's costs and expenses, and its subcontractors, both direct and indirect. Any costs, expenses, or damages not included are deemed waived.

Signatures:

<p>DISTRICT:</p> <p>EAST SIDE UNION HIGH SCHOOL DISTRICT</p> <p>Date: _____</p> <p>By: _____ [Print Name and Title here]</p>	<p>CONTRACTOR:</p> <p>_____</p> <p>Date: _____</p> <p>By: _____ [Print Name and Title here]</p>
<p>ARCHITECT:</p> <p>_____</p> <p>Date: _____</p> <p>By: _____ [Print Name and Title here]</p>	<p>PROJECT INSPECTOR:</p> <p>_____</p> <p>Date: _____</p> <p>By: _____ [Print Name and Title here]</p>

END OF DOCUMENT

DOCUMENT 01 21 00

ALLOWANCE

PART 1 GENERAL

1.1 SECTION INCLUDES

A. Non-specified work.

1.2 RELATED SECTIONS

A. Document 01 11 00 (Summary of Work)

B. Document 01 29 00 (Payments and Completion)

C. Document 01 33 00 (Submittal Procedures)

1.3 ALLOWANCES

- A. Included in the Contract, a stipulated sum/price of **Sixty Thousand Dollars (\$60,000)** as an allowance for the purchase of the gate operators within the limits set forth in the Contract Documents. This Allowance shall not be utilized without written approval by the District.
- B. Contractor's costs, without overhead and profit, for products, delivery, installation, labor, insurance, payroll, taxes, bonding and equipment rental will be included in Allowance Expenditure Directive authorizing expenditure of funds from this Allowance. No overhead and profit shall be added to the Allowance Expenditure Directive.
- C. Funds will be drawn from Allowance only with District approval evidenced by an Allowance Expenditure Directive.
- D. At Contract closeout, funds remaining in Allowance will be credited to District by Change Order.
- E. Whenever costs are more than the Allowance, the amount covered by the Allowance will be approved at cost. The Contract Price shall be adjusted by Change Order for amounts in excess of the Allowance.

PART 2 PRODUCTS

Not used.

PART 3 EXECUTION

Not used.

END OF DOCUMENT