ADDENDUM

ADDENDUM NO.: 05
DATE: January 28, 2020
BID OPENING LOCATION: 955 High Street
BID DATE: February 27, 2020
BID TIME: 2:00pm
PROJECT NAME: Emerson Elementary School Girls Softball Field Project
VERDE’S PROJECT NO.: 1616200
OWNER’S PROJECT NO.: 17111
FILE NAME AND PATH: L:\2016\1616200-Emerson ES Play Yard\Construction Services\Bidding\Addendums\Addendum 5 - Lower Fence Height\Addendum 05.docx

NOTICE TO ALL CONTRACTORS SUBMITTING BIDS FOR THIS WORK AND TO ALL PLAN HOLDERS:

You are hereby notified of the following changes, clarifications or modifications to the original Contract Documents, Project Manual, Drawings, Specifications and subsequent Addenda. This Addendum shall supersede the original Contract Documents, and previous Addenda wherein it contradicts the same and shall take precedence over any thing to the contrary therein. All other conditions remain unchanged.

CONFORMANCE WITH CONTRACT DOCUMENTS, PROJECT MANUAL DRAWINGS AND SPECIFICATIONS

All addenda work shall be in strict conformance with the Contract Documents, Project Manual, Drawings and Specifications as they pertain to work of a similar nature.

By: Mike DeLong
Verde Design, Inc.
<table>
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<tr>
<th>Design Modifications / Clarifications by Client</th>
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<tbody>
<tr>
<td>Project Plans</td>
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<tr>
<td>1-1. All Applicable Sheets and Specifications</td>
</tr>
<tr>
<td>1-2. Applicable Bidding Documents</td>
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</tbody>
</table>

END OF ADDENDUM
Notice is hereby given that the Oakland Unified School District (hereinafter referred to as "Owner") will receive sealed bids prior to the date and time stated for the Bid Opening for the award of a contract to construct the:

Re-Bid-Emerson Elementary School Girls Softball Field Project
4803 Lawton Avenue, Oakland, CA. 94609
Project No. 17111

Project consists of:
Demolition of existing school playground, new girls softball field, play structure, basketball courts, fencing, scoreboard and asphalt.

Engineer’s Estimate: $2 Million

Project Manager for this project is John Esposito, who can be reached at (510) 535-7049.

This Contract IS subject to prequalification pursuant to Public Contract Code section 20111.6.

The Prequalification package can be found by going to the OUSD home page: ousd.org > Offices and Programs > Facilities Planning & Management Department > For Contractors and Developers > Bids and Requests for Proposals > Packages are towards the Bottom of page.

This Contract is subject to the District’s Project Labor Agreement

The full version of OUSD’s latest Project Labor Agreement can be found by going to the OUSD home page: ousd.org > Offices and Programs > Facilities Planning & Management Department > For Contractors and Developers > Bids and Requests for Proposals > Bid Information > 2016 PLA – Project Labor Agreement.

Public works projects shall be subject to compliance monitoring and enforcement by the Department of Industrial Relations. For all projects over Twenty-Five Thousand Dollars ($25,000), 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. For all projects over Twenty-Five Thousand Dollars ($25,000), 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 and proof of registration is provided.

1. Contract Documents will be available on or after Wednesday, January 29, 2020, for review at East Bay Blue Print, located at 1745 14th Avenue, Oakland, CA 94606. All requests should be addressed Attention: Sandy Petty. Plans can be ordered by:

Ph: 510-261-2990 Fax: 510-261-6077 Email: ebbp@eastbayblueprint.com, Attn: Sandy. Online using the Plan Command System at www.eastbayblueprint.com or plans can be delivered to a place of business, at requester’s own expense. Payment for plan sets must be made with East Bay Blue Print and are NON-REFUNDABLE

In addition, Contract Documents are available for bidders’ review at the following builders’ exchanges:

Builder’s Exchange of Alameda County
McGraw Hill Construction Data
Reed Construction Market Data
Contra Costa Builder’s Exchange

OAKLAND UNIFIED SCHOOL DISTRICT
Re-Bid-Emerson Elementary School
Girls’ Softball Field
Project No. 17111
November 20, 2019
The Contract Time shall be **Ninety (90)** calendar days, and liquidated damages for delay shall accrue. See Article III of the Agreement for details.

Bids must be sealed and filed in the Business Office of the Owner at:

**Front Desk**  
**Facilities Planning & Management**  
**955 High Street**  
**Oakland, CA 94601**

on **Thursday, February 27, 2020 until 2:00 p.m.**, on the clock designated by the Owner or its representative as the bid clock, after which time the bids shall be opened. No bid will be accepted by the Owner after this time. Facsimile (FAX) copies of the bid will not be accepted.

**Mandatory pre-bid site visit** will be held on **Tuesday, February 11, 2020 at 3:00 p.m.**, located at: **Front Entrance of Emerson Site**. Bidders not attending the **site visit** will be disqualified.

Bids must be accompanied by a bidder’s bond, cashier’s check, or certified check for at least ten percent (10%) of the amount of the base bid and made payable to the Owner, as detailed in the Contract Documents.

Pursuant to the Contract Documents, the successful bidder will be required to furnish a Payment (Labor and Material) Bond in the amount of one hundred percent (100%) of the Contract Sum, and a Faithful Performance Bond in the amount of one hundred percent (100%) of the Contract Sum.

The successful bidder will be allowed to substitute securities or establish an escrow in lieu of retainage, pursuant to Public Contract Code Section 22300, and as described in the Agreement Between Owner and Contractor and General Conditions.

The Owner will not consider or accept any bids from contractors who are not licensed to do business in the State of California, in accordance with the California Public Contract Code, providing for the licensing of contractors. In accordance with Section 3300 of said Code, the bidder shall have a **Class A-General Engineering and/or B-General Building, C10-Electrical Contractor License** and shall maintain that license in good standing through Completion of the Contract and all applicable warranty periods. For all projects over Twenty-Five Thousand Dollar ($25,000), the bidder shall state the public works contractor registration number on the Designation of Subcontractors form for each subcontractor performing more than one-half of one percent (0.5%) of the bidder's total bid.

The Director of Industrial Relations of the State of California, in the manner provided by law, has ascertained the general prevailing rate of per diem wages and rate for legal holidays and overtime work. The Contractor must pay for any labor therein described or classified in an amount not less than the rates specified. Copies of the required rates are on file at the Owner's business office and are available on request.

---

**Advertise: 1st Publication Date**  January 29, 2020  
**2nd Publication Date**  February 5, 2020
Dear Board Members:

The undersigned, doing business under the firm name of _______________________, hereby proposes and agrees to enter into a contract, with the Oakland Unified School District (“Owner”), to furnish any and all labor, materials, applicable taxes, equipment and services for the completion of Work as described hereinafter and in the Contract Documents as Re-Bid-Emerson Elementary School Girls Softball Field Project, 4803 Lawton Avenue, Oakland (the “Contract”).

The Contract Documents were prepared by Oakland Unified School District – Contract Specialist, 955 High Street, Oakland, 510-535-7044.

The undersigned proposes to furnish such labor, materials, applicable taxes, equipment and services for the amount of:


Base Bid Amount


One Hundred Fifty Thousand Dollars $ 150,000.00

Contingency Allowance

Total Bid Amount

Bidder acknowledges and agrees that the Total Bid accounts for any and all Allowance.

Additive/Deductive Alternates:

OAKLAND UNIFIED SCHOOL DISTRICT
Re-Bid-Emerson Elementary School
Girls Softball Field Project
Project No. 17111
November 20, 2019
Alternate #1

| $__________ | __________ |

To Provide alternate pricing for 20’ tall chain link fencing in lieu of 30’ tall chain link fencing as shown on the contract documents for District consideration.

This amount includes all allowances identified in the Agreement form (see Article IV), including but not limited to a contingency allowance of: **One Hundred Fifty Thousand dollars** ($150,000.00).

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. 17111 (“Project” or “Contract”) and will accept in full payment for that Work the following total lump sum amount, all taxes included:

11.1.6.1 COURSE-OF-CONSTRUCTION INSURANCE REQUIREMENTS

Contractor, during the progress of the Work and until final acceptance of the Work by Owner upon Completion of the entire Contract, shall maintain Builder’s Risk/Course-of-Construction insurance satisfactory to the Owner, issued on a completed value basis on all insurable Work included under the Contract Documents. This insurance shall insure against all risks, including but not limited to the following perils: vandalism, theft, malicious mischief, fire, sprinkler leakage, civil authority, sonic boom, explosion, collapse, flood (for projects not solely funded through revenue bonds, “flood” excludes a tidal wave), earthquake (for projects not solely funded through revenue bonds, “earthquake” is limited to those of 3.5 or less on the Richter Scale in magnitude), wind, hail, lightning, smoke, riot or civil commotion, debris removal (including demolition) and reasonable compensation for the Architect’s services and expenses required as a result of such insured loss. This insurance shall provide coverage in an amount not less than the full cost to repair, replace or
reconstruct the Work. Such insurance shall include the Owner, the Architect, and any other person or entity with an insurable interest in the Work as an additional named insured.

The Contractor shall submit to the Owner for its approval all items deemed to be uninsurable under the Builder’s Risk/Course-of Construction insurance. The risk of the damage to the Work due to the perils covered by the Builder's Risk/Course-of-Construction insurance, as well as any other hazard which might result in damage to the Work, is that of the Contractor and the surety, and no claims for such loss or damage shall be recognized by the Owner, nor will such loss or damage excuse the Complete and satisfactory performance of the Contract by the Contractor.

The undersigned certifies to the best of its knowledge and belief that it and its officials are not presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from covered transactions by any Federal department or agency according to Federal Acquisition Regulation Subpart 9.4, and by signing this bid certifies that this contractor does not appear on the Excluded Parties List.

https://www.sam.gov/portal/public/SAM

If written notice of the Award of Contract is mailed, faxed, or delivered to the undersigned at any time before this bid is withdrawn, the undersigned shall, within ten (10) days after the date of such mailing, faxing, or delivering of such notice, execute and deliver an agreement in the form of agreement present in these Contract Documents and give Performance and Payment Bonds in accordance with the specifications and bid as accepted.

The undersigned hereby designates as the office to which such Notice of Award of Contract may be mailed, faxed, or delivered:

______________________________________________________________

Our Public Liability and Property Damage Insurance is placed with:

______________________________________________________________

Our Workers’ Compensation Insurance is placed with:

______________________________________________________________

Circular letters, bulletins, addenda, etc., bound with the specifications or issued during the time of bidding are included in the bid, and, in Completing the Contract, they are to become a part thereof.
The receipt of the following addenda to the specifications is acknowledged:

Addendum No. _____ Date _____ Addendum No. _____ Date _____
Addendum No. _____ Date _____ Addendum No. _____ Date _____
Addendum No. _____ Date _____ Addendum No. _____ Date _____

This bid may be withdrawn at any time prior to the scheduled time for the opening of bids or any authorized postponement thereof.

A bidder shall not submit a bid unless the bidder’s California contractor’s license number appears clearly on the bid, the license expiration date and class are stated, and the bid contains a statement that the representations made therein are made under penalty of perjury. Any bid submitted by a contractor who is not licensed pursuant to Business and Professions Code section 7028.15 shall be considered nonresponsive and shall be rejected. Any bid not containing the above information may be considered nonresponsive and may be rejected.

NOTE: Each bid must give the full business address of the bidder and be signed by bidder with bidder's usual signature. Bids by partnerships must furnish the full name of all partners and must be signed in the partnership name by a general partner with authority to bind the partnership in such matters, followed by the signature and designation of the person signing. The name of the person signing shall also be typed or printed below the signature. Bids by corporations must be signed with the legal name of the corporation, followed by the name of the state of incorporation and by the signature and designation of the chairman of the board, president or any vice president, and then followed by a second signature by the secretary, assistant secretary, the chief financial officer or assistant treasurer. All persons signing must be authorized to bind the corporation in the matter. The name of each person signing shall also be typed or printed below the signature. Satisfactory evidence of the authority of the officer signing on behalf of a corporation shall be furnished.

The undersigned declares under penalty of perjury under the laws of the State of California that the representations made in this bid are true and correct.

Print or Type Name: ________________________________
Title: ________________________________
Name of Company as Licensed in California: __________________
Business Address: ________________________________
Telephone Number: ________________________________
Email Address: ________________________________

OAKLAND UNIFIED SCHOOL DISTRICT
Re-Bid-Emerson Elementary School
Girls Softball Field Project
Project No. 17111
November 20, 2019
California Contractor License No.: ______________________________
Class and Expiration Date: ________________________________
Public Works Contractor Registration No.: ______________________
State of Incorporation, if Applicable: _________________________

( ) Evidence of authority to bind corporation is attached.

Dated: _______________, 20__

Signed: _________________________________________________
BIDS MUST BE SEALED AND SUBMITTED TO:

FRONT DESK
955 HIGH STREET
OAKLAND, CA 94601

THIS SHEET MUST BE ATTACHED TO THE FRONT OF YOUR BID ENVELOPE

Bid for:  Re-Bid- Emerson Elementary School - Girls Softball Field Project

Project No.:  17111

Bidder:  
Please print full  (Company Name, Address)

Please provide both: (Phone, Fax)

Bids are due:  Thursday, February 27, 2020, at 2:00 p.m.
(Bid will not be considered if submitted after this date and time)

TIME STAMP HERE:

RECEIVED BY:
DOCUMENT 00 40 00
BID BOND

KNOW ALL MEN BY THESE PRESENTS that we the undersigned
______________________________________________________ as Principal and
______________________________________________________ as Surety, are hereby held and firmly bound
unto the Oakland Unified School District (“Owner”) in the sum of
_______________________ Dollars ($____________) for payment of which sum, well
and truly to be made, we hereby jointly and severally bind ourselves, our heirs, executors,
administrators, successors and assigns.

The condition of the above obligation is such that whereas the Principal has
submitted to the Owner a certain bid, attached hereto and hereby made a part hereof, to
enter into a Contract in writing for the construction of __________________________ in
strict accordance with Contract Documents.

NOW, THEREFORE,

a. If said bid shall be rejected, or, in the alternative;

b. If said bid shall be accepted and the Principal shall execute and deliver a
contract in the form of agreement attached hereto and shall execute and deliver
Performance and Payment Bonds in the forms attached hereto (all properly completed in
accordance with said bid), and shall in all other respects perform the agreement created
by the acceptance of said bid;

Then this obligation shall be void, otherwise the same shall remain in full force
and effect, it being expressly understood and agreed that the liability of the Surety for any
and all default of the Principal hereunder shall be the amount of this obligation as herein
stated.

Surety, for value received, hereby stipulates and agrees that no change, extension
of time, alteration or addition to the terms of the Contract on the call for bids, or to the
Work to be performed hereunder, or the specifications 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 to the terms of said Contract or the call
for bids, or to the Work, or to the specifications.

IN WITNESS WHEREOF, the above-bounden parties have executed this
instrument under several seals this ____ day of __________________, _____, the name
and corporate party being hereto affixed and these presents duly signed by its
undersigned representative, pursuant to authority of its governing body. In the presence of:

(Notary Seal)

(Principal)

(Business Address)

(Corporate Surety)

Business Address)

By: ______________________________

The rate or premium of this bond is _________________ per thousand, the total amount of premium charged, $______________

(The above must be filled in by Corporate Surety  Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notary Acknowledgement for all Surety’s signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety Insurer).
Each bidder shall set forth below the name and the location of the place of business of each subcontractor, and the California contractor license number and (for all projects over Twenty-Five Thousand Dollars ($25,000)) public works contractor registration number of each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the Work or improvement, or to a subcontractor licensed by the State of California who, under subcontract to the Contractor, specially fabricates and installs a portion of the Work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of 1 percent (0.5%) of the bidder's total bid, and the portion of the Work which will be done by each subcontractor.

An inadvertent error in listing a California contractor’s license number shall not be grounds for filing a bid protest or for considering the bid nonresponsive if the bidder submits the corrected contractor’s license number to the Owner within 24 hours after the bid opening, or any continuation thereof, so long as the corrected contractor’s license number corresponds to the submitted name and location for that subcontractor.

If the Contractor fails to specify a subcontractor for any portion of the Work to be performed under the Contract in excess of one-half of 1 percent (0.5%) of the Contractor’s total bid, the Contractor shall be deemed to have agreed to perform such portion itself, and shall not be permitted to subcontract that portion of the Work except under the conditions hereinafter set forth.

Subletting or subcontracting of any portion of the Work as to which no subcontractor was designated in the original bid shall only be permitted in cases of public emergency or necessity, and then only after a finding reduced to writing as a public record of the legislative body of the Owner.

For all projects over Twenty-Five Thousand Dollars ($25,000): For any bid proposal submitted, and for any contract for public work entered into, an inadvertent error in listing a subcontractor who is not registered under Labor Code section 1725.5 shall not be grounds for filing a bid protest or grounds for considering the bid nonresponsive, provided that either: the subcontractor is registered prior to the bid opening; or the subcontractor is registered and has paid the penalty registration fee specified in Labor Code section 1725.5(a)(2)(E), if applicable, within 24 hours after the bid opening; or the subcontractor is replaced by another registered subcontractor under Public
Contract Code section 4107. Failure of a listed subcontractor to be registered shall be grounds under Public Contract Code section 4107 for the Contractor, with the Owner’s consent, to substitute a registered subcontractor for the unregistered subcontractor.

Failure to provide this information in a legible manner may result in the rejection of an otherwise acceptable bid.

**NOTE:** Reproduce page two of this section for additional listings needed beyond the length of this form.

<table>
<thead>
<tr>
<th>Portion of Work (description)</th>
<th>Portion of Work (dollar amount)</th>
<th>Name of Subcontractor &amp; Phone No.</th>
<th>Location of Subcontractor</th>
<th>California Contractor License Number</th>
<th>Public Works Contractor Registration Number</th>
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I am the authorized representative of the Bidder submitting this Designation of Subcontractors and I declare that each subcontractor listed holds a valid and current contractor license in good standing in California to perform the portion of work for which the subcontractor is listed.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ________, 20__, at _________ [city], _________[state].

Signature: __________________________
Print Name: __________________________
Title: __________________________
SITE VISIT CERTIFICATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
IF SITE VISIT WAS MANDATORY

PROJECT: **Re-Bid-Emerson Elementary School Girls Softball Field Project**

Check option that applies:

_____ I certify that I visited the Site of the proposed Work and became fully acquainted with the conditions relating to construction and labor. I fully understand the facilities, difficulties, and restrictions attending the execution of the Work under contract.

_____ I certify that ____________________________ (Bidder's representative) visited the Site of the proposed Work and became fully acquainted with the conditions relating to construction and labor. The Bidder's representative fully understood the facilities, difficulties, and restrictions attending the execution of the Work under contract.

Bidder fully indemnifies the Oakland Unified School District, its Architect, its Engineer, its Construction Manager, and all of their respective officers, agents, employees, and consultants from any damage, or omissions, related to conditions that could have been identified during my visit and/or the Bidder's representative’s visit to the Site.

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

Date: ____________________________________________

Proper Name of Bidder: _________________________________________________

Signature: ___________________________________________________________

Print Name: __________________________________________________________

Title: ________________________________________________________________

END OF DOCUMENT
Owner: Oakland Unified School District
Contract: Re-Bid-Emerson Elementary School Girls Softball Field Project

The undersigned declares:

I am the ____________________________ of ________________________, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. 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. All statements contained in the bid are true. 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, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on ____________, 20__, at ____________, [city], _______ [state].

________________________________________

Signature

________________________________________

Print Name
As required by Public Contract Code (“PCC”) section 2204 for contracts of $1,000,000 or more, please insert bidder’s or financial institution’s name and Federal ID Number (if available) and complete one of the options below. Please note that California law establishes penalties for providing false certifications, including civil penalties equal to the greater of $250,000 or twice the amount of the contract for which the false certification was made; contract termination; and three-year ineligibility to bid on contracts. (PCC §2205.)

**OPTION #1 - CERTIFICATION**
I, the official named below, certify I am duly authorized to execute this certification on behalf of the bidder/financial institution identified below, and the bidder/financial institution identified below is not on the current list of persons engaged in investment activities in Iran created by California Department of General Services (“DGS”) and is not a financial institution extending twenty million dollars ($20,000,000) or more in credit to another person/bidder, for 45 days or more, if that other person/bidder will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS. (PCC §2204(a).)

Bidder Name/Financial Institution (Printed) | Federal ID Number (or n/a)
--- | ---

By (Authorized Signature)

**OPTION #2 – EXEMPTION**
Pursuant to Public Contract Code sections 2203(c) and (d), a public entity may permit a bidder/financial institution engaged in investment activities in Iran, on a case-by-case basis, to be eligible for, or to bid on, submit a proposal for, or enters into or renews, a contract for goods and services. If you have obtained an exemption from the certification requirement under the Iran Contracting Act, please fill out the information below, and attach documentation demonstrating the exemption approval.

Bidder Name/Financial Institution (Printed) | Federal ID Number (or n/a)
--- | ---

By (Authorized Signature)

**Printed Name and Title of Person Signing** | **Date Executed**
--- | ---

**Executed in**
PRIME BIDDER CERTIFICATION OF DISABLED VETERAN
BUSINESS ENTERPRISE PARTICIPATION

To be completed by the Prime Bidder

PART I – IDENTIFICATION INFORMATION

<table>
<thead>
<tr>
<th>BIDDER’S NAME</th>
<th>BUSINESS ADDRESS</th>
<th>TELEPHONE NUMBER</th>
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<tr>
<th>SCHOOL DISTRICT</th>
<th>COUNTY</th>
<th>APPLICATION NO.</th>
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</table>

PART II – METHOD OF COMPLIANCE WITH DVBE PARTICIPATION GOALS

Include this form and any other applicable documents listed in this table with your bid/proposal. Read the three columns in the table below as sentences from left to right. Check the appropriate box to indicate your method of committing the contract dollar amount.

NOTE: Architectural, engineering, environmental, land surveying or construction management firms must indicate their method of compliance by marking the appropriate box A, B, C, or D after selection by the District and before the contract is signed.

<table>
<thead>
<tr>
<th>YOUR BUSINESS ENTERPRISE</th>
<th>AND YOU</th>
<th>AND YOU</th>
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</thead>
<tbody>
<tr>
<td>A. ☐ is Disabled Veteran owned and your forces, will perform at least 3 percent of this contract</td>
<td>will include a copy of your DVBE letter from the Office of Small Business and Disabled Veteran Business Enterprise Services (OSDS).</td>
<td></td>
</tr>
<tr>
<td>B. ☐ is Disabled Veteran owned but is unable to perform the 3 percent of this contract with your forces</td>
<td>will use DVBE subcontractors/suppliers to bring the contract participation to at least 3 percent</td>
<td>will include a copy of each DVBE’s letter from OSDS (including yours, if applicable).</td>
</tr>
<tr>
<td>C. ☐ is not Disabled Veteran owned</td>
<td>will use DVBE subcontractors/suppliers for at least 3 percent of this contract</td>
<td></td>
</tr>
<tr>
<td>D. ☐ is unable to meet the required participation goals</td>
<td>will complete a Good Faith Effort to obtain DVBE participation</td>
<td>will include the Prime Bidder’s Good Faith Effort Worksheet.</td>
</tr>
</tbody>
</table>

OAKLAND UNIFIED SCHOOL DISTRICT

Re-bid- Emerson Elementary School
Girls Softball Field Project
Project No. 17111
November 20, 2019
This worksheet is to be used to assist the Prime Bidder in meeting the 3% DVBE participation goal. If specific information is not provided for Parts I through III, you do not meet the test of the “Good Faith Effort” and cannot so certify. If you are qualifying based on a “Good Faith Effort” you must include this form with your bid/proposal to the Owner.

PART I – CONTACTS
To identify DVBE subcontractors/suppliers for participation in your bid/proposal, contact must be made with each of the following categories. It is recommended that you contact several DVBE organizations.
### DVBE – GOOD FAITH EFFORT WORKSHEET

**November 20, 2019**

<table>
<thead>
<tr>
<th>CATEGORY</th>
<th>TELEPHONE NUMBER</th>
<th>DATE CONTACTED</th>
<th>PERSON CONTACTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1. Owner</td>
<td></td>
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</tr>
<tr>
<td>2. Office of Small Business and Disabled Veteran Business Enterprise Services (OSDS). OSDS provides assistance locating DVBE’s at <a href="https://caleprocure.ca.gov/pages/PublicSearch/suppliersearch.aspx">https://caleprocure.ca.gov/pages/PublicSearch/suppliersearch.aspx</a></td>
<td>(916) 375-4940</td>
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</tr>
<tr>
<td>3. DVBE Organizations (<em>List</em>):</td>
<td></td>
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<tr>
<td>4. Write “recorded message” in this column, if applicable.</td>
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</tbody>
</table>
**PART II – ADVERTISEMENTS** You must make at least two (2) advertisements, one (1) in a paper that focuses on DVBE and one (1) in a trade paper. Advertisements should be published at least 14 days prior to bid/proposal opening; if you cannot advertise 14 days prior, advertise as soon as possible and provide an explanation. (Advertisements must be published in time to allow for a reasonable response). Advertisements must include that your firm is seeking DVBE participation, the project name and location, your firm’s name, your firm’s contact person, and phone number.

*Attach copies of advertisements to this form.*

<table>
<thead>
<tr>
<th>FOCUS/TRADE PAPER NAME</th>
<th>CHECK ONE</th>
<th>DATE OF ADVERTISEMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>TRADE</td>
<td>FOCUS</td>
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</table>

<table>
<thead>
<tr>
<th>FOCUS/TRADE PAPER NAME</th>
<th>CHECK ONE</th>
<th>DATE OF ADVERTISEMENT</th>
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<tbody>
<tr>
<td></td>
<td>TRADE</td>
<td>FOCUS</td>
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</tbody>
</table>

**PART III – DVBE SOLICITATIONS** List DVBE subcontractors/suppliers that were invited to bid. Use the following instructions to complete the remainder of this section (read the three columns as a sentence from left to right). If you need additional space to list DVBE solicitations, please use a separate page and attach to this form.

<table>
<thead>
<tr>
<th>IF THE DVBE.....</th>
<th>THEN.....</th>
<th>AND.....</th>
</tr>
</thead>
<tbody>
<tr>
<td>Was selected to participate</td>
<td>Check &quot;yes&quot; in the &quot;SELECTED&quot; column, include the applicable dollar amount in Part III of the Prime Bidder Certification</td>
<td>Include a copy of their DVBE letter from OSDS.</td>
</tr>
<tr>
<td>Was not selected to participate</td>
<td>Check &quot;no&quot; in the &quot;SELECTED&quot; column</td>
<td>State why in the &quot;REASON NOT SELECTED&quot; column.</td>
</tr>
<tr>
<td>Did not respond to your solicitation</td>
<td>Check the &quot;NO RESPONSE&quot; column</td>
<td></td>
</tr>
</tbody>
</table>

**DISABLED VETERANS BUSINESS ENTERPRISES CONTACTED**

<table>
<thead>
<tr>
<th>SELECTED</th>
<th>REASON NOT SELECTED</th>
<th>NO RESPONSE</th>
</tr>
</thead>
<tbody>
<tr>
<td>YES</td>
<td></td>
<td></td>
</tr>
<tr>
<td>NO</td>
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</tbody>
</table>

**IMPORTANT NOTE:**
Please be aware that certification of the "Good Faith Effort" may only be made if you fully complete Parts I, II, and III on both sides of this form. A copy of this form must be retained by you and may be subject to a future audit.

CERTIFICATION

I, _______________________________________________________ certify that I am the bidder's Chief Executive Officer and that I have made a diligent effort to ascertain the facts with regard to the representations made herein. In making this certification, I am aware of Section 12650 et seq. of the Government Code providing for the imposition of treble damages for making false claims.

SIGNATURE OF CHIEF EXECUTIVE OFFICER

DATE
Note: An Office of Small Business and Disabled Veteran Business Enterprise Services (OSDS) letter must be attached for each DVBE participating in the contract. The DVBE letter is obtained by application through the OSDS and must be provided at the time of bid opening. If the letter is not provided, the bid may be deemed nonresponsive and may be ineligible for award of the contract.

Continued on reverse side
PART III – DVBE DOLLAR PARTICIPATION OF BID/PROPOSAL – Architectural, engineering, environmental, land surveying or construction management firms complete this part after selection by the district and before the contract is signed.

Show deductive alternate(s) in parenthesis. For more alternates/base bids, use a separate page to show items.

A. If your business enterprise is a DVBE, list in the appropriate column the total dollar amount of your bid to be performed by your own participation.

B. List all your DVBE subcontractors/suppliers. Enter in the appropriate column the dollar amount for each of your subcontractors/suppliers.

C. Enter the total of Lines A and B for each column.

D. Enter the dollar amount of the bid/proposal to be performed by non-DVBE firms. Note: This line is the sum of the prime and subcontractor(s) non-DVBE dollar participation.

E. Enter the sum of the column totals from Line C and Line D. Note: Please be aware that the final determination of DVBE compliance is made based on the contract amount resulting from the district’s acceptance or rejection of alternates.

<table>
<thead>
<tr>
<th>BASE BID/PROPOSAL</th>
<th>ALTERNATE #1</th>
<th>ALTERNATE #2</th>
<th>ALTERNATE #3 OR BASE BID B</th>
<th>ALTERNATE #4 OR BASE BID C</th>
<th>ALTERNATE #5 (Modernization or Reconstruction Only)</th>
</tr>
</thead>
<tbody>
<tr>
<td>A. Prime Bidder, if DVBE (own participation)</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
<td>$</td>
</tr>
<tr>
<td>B. DVBE Subcontractor or Supplier</td>
<td>1.</td>
<td>2.</td>
<td>3.</td>
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</tbody>
</table>

OAKLAND UNIFIED SCHOOL DISTRICT
Re-Bid-Emerson Elementary School
Girls Softball Field Project
Project No. 17111
November 20, 2019
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<td>4.</td>
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<td>C. Subtotal (A &amp; B)</td>
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<tr>
<td>D. Non-DVBE</td>
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<td>E. Total Bid</td>
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OAKLAND UNIFIED SCHOOL DISTRICT
Re-Bid-Emerson Elementary School
Girls Softball Field Project
Project No. 17111
November 20, 2019

DISABLED VETERAN BUSINESS ENTERPRISE
PARTICIPATION CERTIFICATION
DOCUMENT 00 41 00
For the local business enterprise program please reference the following included documents:

1) Exhibit “A” Local, Small Local and Small Local Resident Business Enterprise Program
   (17 pages)

2) Local/Small Local and Small Local Resident Business Enterprise Program
   (2 pages)
   *** Must be included with bid forms

3) Supplement “E” Supplement Questionnaire for Certification
   (2 pages)
   *** Must be included with bid forms

END OF DOCUMENT
Note: Local Business Participation documentation must be submitted with bid documents.

<table>
<thead>
<tr>
<th>Base Bid Dollar Amount</th>
<th>$</th>
<th>Total Dollar Amount of Work</th>
<th>LBE %</th>
<th>SLB%</th>
<th>SLBR%</th>
<th>City of Oakland Certification No.</th>
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<td>PRIME Company:</td>
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<tr>
<td>TOTAL PARTICIPATION</td>
<td>$0.00</td>
<td>0.0%</td>
<td>0.0%</td>
<td>0.0%</td>
<td>0.0%</td>
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APPROVAL- LBU Compliance Officer
### LOCAL BUSINESS PARTICIPATION WORKSHEET (TRUCKING) FOR BIDS ONLY

<table>
<thead>
<tr>
<th>TRUCKING</th>
<th>Total Dollar Amount of Work</th>
<th>LBE %</th>
<th>SLB%</th>
<th>SLBR%</th>
<th>City of Oakland Certification No.</th>
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<tr>
<td>Address:</td>
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</table>

**TOTAL PARTICIPATION**  
$0.00  0.0%  0.0%  0.0%  0.0%

Note: Please complete dollar amounts for sub and prime work; local business percentages; base bid.

---

**APPROVAL - LBU Compliance Officer**

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*Note: Local Business Participation documentation must be submitted with Bid documents.*
CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY
AND VOLUNTARY EXCLUSION – LOWER TIER COVERED TRANSACTION

Under the requirements of OMB Circular A-133 Supplement, part 3, Section 1, the District is required to obtain certifications that contractors and sub-grantees receiving awards exceeding $25,000 have not been suspended or debarred from participating in federally funded procurement activities.

The undersigned company certifies to the best of its knowledge and belief that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal department or agency; and that none of its subcontractors are presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any Federal department or agency.

If the undersigned company is unable to certify to the above statement, it shall attach an explanation to this proposal.

By signing and submitting this form the company’s authorized representative hereby certifies as to the above stated conditions.

Company Name ____________________________  Signature of Authorized Representative ____________________________

Address ____________________________  Type or Print Name ____________________________

Area Code ____________ Phone ____________ Date ____________ Type or Print Name ____________________________

Please Note: General Contractors and all of their subcontractors are required to submit this certification form.

END OF DOCUMENT