

YMCA OF THE EAST BAY
BID FORM

YMCA HEAD START
EARLY LEARNING CENTER
CHERRYLAND YMCA
21144 MISSION BLVD
HAYWARD, CA 94541

INTRODUCTION

Thank you for your review and consideration of this bid package.

Please contact Michael Saenz at msaenz@ymcaeastbay.org for access to the project drawings and specifications.

Bid package includes:

- Bid Form (this form)
- Cherryland Head Start Modular Drawings – Contact Michael Saenz for Access
- Cherryland Head Start Modular Project Manual (Specifications) – Contact Michael Saenz for Access

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PROJECT INFORMATION

NOTICE IS HEREBY GIVEN that the YMCA OF THE EAST BAY, herein after referred to as the YEB, calls for bids to be received VIA EMAIL TO **Michael Saenz** at msaenz@ymcaeastbay.org by the deadline of **MONDAY, MARCH 2 2026 at 5 pm.**

YEB CONTACT

Any questions regarding bidding procedures or documents should be directed to:

Michael Saenz

Vice President

YMCA of the East Bay

2111 MLK JR Way, Berkeley, CA 94704

415.297.5135

msaenz@ymcaeastbay.org

PROJECT ARCHITECT

David Petta

JOB WALK

Contact Michael Saenz (above) to schedule a job walk.

BID DOCUMENTS

Bid documents, Drawings, Specifications, and related information (which will become part of the Contract Documents) are available by contacting Michael Saenz at msaenz@ymcaeastbay.org.

TIME OF DELIVERY

Submit bids by 5 pm on Monday, March 2, 2026 via email to Michael Saenz at msaenz@ymcaeastbay.org.

WITHDRAWAL OF BID

Bidders may withdraw their bid either personally or by written request to the YEB contact provided above.

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AWARD OF CONTRACT

Bids will be evaluated on the basis of price, thorough inclusion of the scope outlined in the Drawings and Specifications, schedule, relevant experience, financial responsibility, appropriate licensing, and ability to meet bonding and insurance requirements.

FORM OF CONTRACT

AIA forms A101 and A201.

CONTRACTOR'S APPLICATION FOR PAYMENT

AIA form G702

INSURANCE REQUIREMENTS

See AIA forms 101 and 201. Further details to be confirmed with selected bidder.

BONDS

The successful contractor, simultaneously with the execution of the agreement, shall furnish a payment and performance bond in the amount of 100% of the contract price. Bonds shall be secured from a surety company issued by a corporation duly and legally licensed to transact business in the State of California and approved by the YEB. The check or bid bond shall be given as a guarantee that the contractor, upon award, shall execute the contract, in conformity with the Contract Documents and shall provide the surety bond or bonds as specified therein within five (5) working days after notification of award of the contract to the Contractor.

QUALIFICATIONS

All bidders may be required to furnish evidence of their technical ability, experience, and financial responsibility.

ASSIGNABILITY

A contract is not assignable by Bidder either in whole or in part. The contract shall extend to and be binding upon and inure to the benefit of the heirs, executors, administrators, successors, and assigns of the respective parties hereto.

OSHA

All material, equipment, and labor shall comply with the required standards of OSHA and CAL OSHA 1973 as last revised.

CONSTRUCTION CONTRACT COMPLETION TIME AND CLOSEOUT DOCUMENTS
NECESSARY FOR SUBSTANTIAL COMPLETION

See AIA forms A101 and A201.

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WARRANTY

The contractor shall warrant that all materials and workmanship shall be the quality, quantity and character specified and shown, and that any defect due to the use of any improper workmanship or materials discovered and made known to contractor within one (1) year from the filing of the Notice of Completion shall be made good by contractor without additional expense to the YEB.

COMPLIANCE WITH STATUTE

Bidders hereby warrant that all applicable Federal and State statutes and regulations and/or local ordinances will be complied with in connection with the sale and delivery of the property furnished.

EQUAL EMPLOYMENT OPPORTUNITY

Bidders warrant that they provide equal employment opportunities to all employees and applicants, without regard to race, color, religion, age, sex, national origin, disability status, genetics, protected veteran status, sexual orientation, gender identity or expression, or any other characteristic protected by federal, state or local laws. Bidder further warrants that they prohibit discrimination and harassment of any type.

PRICE, TERMS, AND CONDITIONS

This bid package is considered valid until the deadline provided above unless the YEB allows for a longer period of time in writing.

1. Any cash discounts and/or charitable donations offered to the YEB must be so stated on the bid.
2. Cash discounts taken by the YEB, unless otherwise stated on the bid form shall be computed from the total invoice amount. This amount may include material, labor, taxes, shipping, storage, and other related costs.

INTERPRETATION OF DRAWINGS AND DOCUMENTS

If a bidder for the proposed contract is in doubt as to the true meaning of any part of the Drawings, Specifications, or other Contract Documents, or finds discrepancies in, or omissions from Drawings and Specifications, bidder may submit a written request for an interpretation or correction thereof to the YEB contact provided. Responses will be collected and delivered to each bidder receiving a set of the Contract Documents. No oral interpretation of any provision in the Contract Documents will be made to any bidder.

CONFLICTING LANGUAGE

Where conflicting language exists in this bid document and the notes in the Drawings, the stricter of the two similar statements shall prevail when it is in the best interest of the YEB.

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INSTRUCTIONS FOR BIDDERS

1. **Review of Drawings and Specifications.** Each bidder, at its own expense and prior to submitting its bid, shall thoroughly review and become familiar with all of the Drawings and Specifications for the Project. A bidder is required to review the Drawings and Specifications only in its capacity as a contractor, not as a licensed design professional. Each bidder must report to the YEB any errors or omissions in the Drawings and Specifications revealed through such review, and provide the cost to remedy such errors or omission in a list of Recommended Budget Additions as part of its bid submittal.

2. **Examination of Project Site and Contract Documents.** Each bidder, at its own expense and prior to submitting its bid, shall visit the site of the Project and become fully acquainted with the conditions relating to the construction and labor so that the bidder fully understands the facilities, difficulties, and restrictions attending the execution of the work under the contract. These Instructions for Bidders do not constitute a comprehensive statement of all requirements applicable to the Project; therefore, each bidder shall thoroughly examine and become familiar with the Drawings, Specifications, form of agreement, required bonds, insurance requirements, and other Contract Documents. A bidder's failure to thoroughly examine the Project site and any Drawing, Specification, form, or other Contract Document shall not relieve the bidder from any obligations with respect to its bid or the contract. The submission of a bid shall be taken as a representation and warranty by the bidder that it has complied with the requirements of this Section. At no time after submitting a bid may the bidder assert that there were any misunderstandings with regard to the nature or amount of work to be done in connection with the Project.

3. **Requesting Substitution of Specified Item.** Unless the Contract Documents provide in any particular case that substitution is not permitted, if the Contract Documents call for any specific concern, material, product, thing or service, such Specification shall be interpreted as if followed by the words "or equal." Unless provided otherwise in the Contract Documents, a bidder may offer in place of any item specified in the Drawings or other Contract Documents ("Specified Item") any material, process, or article that the bidder can demonstrate is materially equal or better in every respect to the Specified Item and that will completely accomplish the purpose of the Contract Documents. The bidder is solely responsible for establishing that a proposed substitution satisfies all requirements of the Contract Documents.

4. **Value Engineering.** Each bidder will prepare a list of suggested Deduct Alternates for YEB's review and approval, which if accepted would reduce costs without sacrificing quality or function.

5. **General Conditions and General Requirements.** Each bidder will provide a detailed breakdown of the general conditions and requirements.

6. **Proposed Team.** Each bidder will provide a list of the personnel it intends to assign to this Project, along with relevant experience and references.

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7. **Schedule.** Each Bidder will provide a schedule for completing the Project, including the proposed start date.

8. **Bidder Evidence of Responsibility.** In determining whether a bidder is a “responsible” bidder, the YEB will consider, among other possible factors, the financial standing and general competency of the bidder with respect to the work being bid. If the YEB is considering awarding a contract for the Project to a bidder, the bidder, within two business days of the YEB’s request, shall provide reasonable evidence of the bidder’s construction experience, current and anticipated workload, resources available for the performance of the contract, any terminations from projects prior to completion, financial resources, surety and insurance claims experience, stop notice and other legal proceedings, and other factors pertinent to determining the responsibility of the bidder.

9. **Prevailing Wages.** The Project is subject to Davis Bacon requirements. The bidder to which the YEB awards a contract for the Project, and each of that bidder’s subcontractors of any tier, shall be required to pay not less than the general prevailing rates of per-diem wages in the locality in which the work is to be performed for each craft or type of worker needed to execute the contract (“Prevailing Wages”). The successful bidder must retain copies of certified payrolls for a minimum of five years from the date of completion and submit them upon request of the YEB or its authorized agent. A copy of the per-diem rates of Prevailing Wages shall be posted at the site of the Project. Rates are available at <http://www.dir.ca.gov/dlsr/pwd/index.htm>.

10. Taxes, Charges, and Extras.

Full contract price as bid to include Sales Tax, Use Tax, and other taxes as applicable. No charge for delivery, drayage, express, parcel post, packing, cartage, insurance, license fees, permits, cost of bonds, or any other purpose, will be paid unless expressly included and itemized on the bid.

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