

SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY

REQUEST FOR BIDS ("RFB OR BID") for

[Triturator Drainage Upgrade, Project No. 104274]

NOTICE: Bidders must register as a Vendor on the San Diego County Regional Airport Authority's Vendor Portal in order to receive Addendum notices and related documents that may affect the RFB and the Contract Documents, including all Plans and Specifications. To register visit: <http://www.san.org/business> and follow the New Vendor Registration instructions.

Business Category

Category ID	Category Description
238210	Electrical Contractors and Other Wiring Installation Contractors
238000	Specialty Trade Contractors
238220	Plumbing, Heating, and Air-Conditioning Contractors
238120	Structural Steel and Precast Concrete Contractors
423610	Electrical Apparatus and Equipment, Wiring Supplies, and Related Equipment Merchant Wholesalers
238110	Poured Concrete Foundation and Structure Contractors
236000	Construction of Buildings
236210	Industrial Building Construction
237110	Water and Sewer Line and Related Structures Construction
236220	Commercial and Institutional Building Construction
237990	Other Heavy and Civil Engineering Construction

Advertisement Date:

September 24, 2026

Pre-Bid Conference Date:

October 1, 2026 2:00pm

(Attendance IS NOT mandatory)

Microsoft Teams meeting

Join on your computer or mobile app

[Join Now](#)

Or call in (audio only)

[+1 619-737-2396,,124546240#](#) United States, Chula Vista

[Find a local number](#)

Phone conference ID: 124 546 240#

Deadline to Submit Written Questions:

October 9, 2026 at 2:00pm

Bid Due Date:

October 27, 2026 at 2:00pm

Microsoft Teams Meeting

Join on your computer or mobile app

[Join Now](#)

Or call in (audio only)

[+1 619-737-2396,,627958866#](#) United States, Chula Vista

Phone Conference ID: 627 958 866#

CSLB License Requirement:

B, C-8, C-36, C-10

NOTICE INVITING BIDS

NOTICE IS HEREBY GIVEN that the San Diego County Regional Airport Authority (“Authority” or “Airport Authority”) invites and will receive electronic bids (“Bids”) up to but not later than **2:00p.m.** on **October 27, 2026**, for the furnishing to the Airport Authority of all labor, equipment, materials, tools, services, transportation, permits, utilities, and all other items necessary for **CIP 104274 – Triturator Drainage Upgrade** (the “Project”).

At said time, Bids will be publicly opened and read aloud **via Microsoft Teams**. Bids received after said time shall be rejected. Bids shall be valid for a period of one hundred twenty (120) Days after the Bid opening date.

You must be a registered vendor on the Authority’s bid management website (powered by PlanetBids) in order to view this opportunity, receive addenda, and submit electronic Bids. Vendor profiles may be created at <http://www.san.org/business>. Bids must be submitted on the Airport Authority’s Bid Forms.

The Project generally consists of:

The project consists of a limited renovation within the existing Triturator building, encompassing approximately 1,870 gross square feet (GSF) with no change to the existing building square footage. The scope includes modifications to the existing concrete slab-on-grade to accommodate regrading, improved drainage, and installation of the proposed grinder equipment. All work will be confined to the building interior; no exterior modifications or improvements are part of this scope.

The magnitude of this Work is in the range of **\$332,320.00**

It is the responsibility of each prospective Bidder to download all Contract Documents for review and to verify the completeness of Contract Documents before submitting a Bid. Any addenda will be posted on the Authority’s Bid Management System. It is the responsibility of each prospective Bidder to check the Authority’s Bid Management System through the close of Bids for any applicable addenda or updates. The Airport Authority does not assume any liability or responsibility based on any defective or incomplete copying, excerpting, scanning, downloading, or printing of the Contract Documents. Information on the Authority’s Bid Management System may change without notice to prospective Bidders. The Contract Documents shall supersede any information posted or transmitted.

Each Bid shall be accompanied by cash, a certified or cashier’s check, or Bid Bond secured from a surety company satisfactory to the Airport Authority, the amount of which shall not be less than ten percent (10%) of the submitted Total Bid Price, made payable to Airport Authority as bid security. The bid bond shall be in the form set forth in the Contract Documents and shall be secured from a surety company that meets all State of California bonding requirements, as defined in California Code of Civil Procedure Section 995.120, and that is a California admitted surety insurer. The bid security shall be provided as a guarantee that within fourteen (14) Days after the Airport Authority provides the successful Bidder the Notice of Award, the successful Bidder will enter into a contract and provide the necessary bonds and certificates of insurance. The bid security may be declared forfeited if the successful Bidder fails to comply within said time. No interest will be paid on funds deposited with the Airport Authority.

A NON-MANDATORY pre-bid conference is scheduled for **October 1, 2026 at 2:00 pm**. Representatives of the Airport Authority will be present.

Pursuant to Labor Code Section 1773, the Airport Authority will obtain the prevailing rate of per diem wages and the prevailing wage rate for holiday and overtime work applicable in San Diego County from the Director of the Department of Industrial Relations for each craft, classification, or type of worker

needed to execute this Contract. A copy of these prevailing wage rates may be obtained via the internet at: <https://www.dir.ca.gov/OPRL/DPreWageDetermination.htm>.

In addition, a copy of the prevailing rate of per diem wages will be made available at the Airport Authority's offices upon request. The successful Bidder shall post a copy of the prevailing wage rates at each job site. It shall be mandatory upon the Bidder to whom the Contract is awarded, and upon any subcontractors, to comply with all Labor Code provisions, which include but are not limited to the payment of not less than the said specified prevailing wage rates to all workers employed by them in the execution of the Contract, employment of apprentices, hours of labor and debarment of contractors and subcontractors.

Pursuant to Labor Code sections 1725.5 and 1771.1, all contractors and subcontractors that wish to bid on, be listed in a bid proposal, or enter into a contract to perform public work must be registered with the Department of Industrial Relations. No Bid will be accepted, nor any contract entered into without proof of the contractor's and subcontractors' current registration with the Department of Industrial Relations to perform public work. If awarded a contract, the Bidder, and its subcontractors, of any tier, shall maintain active registration with the Department of Industrial Relations for the duration of the Project. Notwithstanding the foregoing, the contractor registration requirements mandated by Labor Code Sections 1725.5 and 1771.1 shall not apply to work performed on a public works project that is exempt pursuant to the small project exemption specified in Labor Code Sections 1725.5 and 1771.1.

This Project is subject to compliance monitoring and enforcement by the Department of Industrial Relations. In bidding on this Project, it shall be the Bidder's sole responsibility to evaluate and include the cost of complying with all labor compliance requirements under this Contract and applicable law in its Bid.

Pursuant to Public Contract Code section 3400(b), the Airport Authority has made one or more findings designating certain materials, products, things, or services by specific brand or trade name. Such findings and the materials, products, things, or services and their specific brand or trade names will be set forth in the Specifications.

The Airport Authority reserves the right to reject any or all Bids or to waive any irregularities or informalities in any Bids or in the bidding process.

END OF NOTICE INVITING BIDS

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SECTION 1A – INSTRUCTIONS TO BIDDERS

ARTICLE 1 – GENERAL INSTRUCTIONS

1A-1.1 OPPORTUNITY SUMMARY

The project consists of a limited renovation within the existing Triturator building, encompassing approximately 1,870 gross square feet (GSF) with no change to the existing building square footage. The scope includes modifications to the existing concrete slab-on-grade to accommodate regrading, improved drainage, and installation of the proposed grinder equipment. All work will be confined to the building interior; no exterior modifications or improvements are part of this scope.

Contractor may be required to obtain deferred permits as part of its Work on the Project, and Bidders are directed to refer to the Special Conditions and Technical Specifications for such requirements.

1A-1.2 EXAMINATION OF PLANS, SPECIFICATIONS, AND WORK SITE

- A. At its own expense and prior to submitting its Bid, the Bidder is solely responsible for carefully examining the Work Site, the Bid, any addenda issued, and the Contract Documents, including all plans and specifications. The Bidder shall fully satisfy itself as to the character, quality, and quantities of work to be performed, materials to be furnished and as to the requirements of the Contract, including but not limited to the Specifications. The Bidder shall familiarize itself with all federal, state, and local laws, ordinances, rules, and requests that may affect the Work or the performance of the Work.
- B. The Bidder shall be responsible for fully acquainting itself with the conditions of the Work Site, including surveys and investigation reports about subsurface and physical conditions pertaining to the Work Site, and represents that it has performed such additional surveys and investigations as it deems necessary to complete the Work at the Bid price and that it has correlated the results of all such data with the requirements of the Contract Documents. The submission of the Bid Package shall be prima facie evidence that the Bidder has made such an examination and is satisfied as to the conditions encountered, including locality, uncertainty of weather and all other contingencies and as to the character, quality, quantity, and scope of the Work. No allowance shall subsequently be made on behalf of the Bidder on account of an error on its part, its negligence, or its failure to acquaint itself with the conditions of the Work Site. Bidders are advised that proposed Subcontractors should obtain their own sets of plans and specifications from the Airport Authority's Bid Management System.

1A-1.3 INTERPRETATION OF DRAWINGS AND DOCUMENTS

- A. If any Bidder, prior to submitting a Bid, should find discrepancies in, or omission from the drawings, specifications, or other proposed Contract Documents, or if it should be in doubt as to the true meaning of any part of the proposed Contract Documents, it shall immediately provide written notification to the Airport Authority Procurement Analyst requesting correction, clarification or interpretation of the point or points in question. The person submitting such request shall be responsible for its delivery prior to the deadline for submission of questions.
- B. In the event that the Airport Authority receives such a request, and it should be found that certain essential information is not clearly and fully set forth, or if the Airport Authority discovers or is informed of errors, omission or points requiring clarification in the drawings or documents, a written Addendum will be posted to the Airport Authority's Bid Management System. The Airport Authority will not be responsible for any instructions, explanations or interpretations of

the Bid or Contract Documents presented to Bidders in any manner other than by written Addendum. No person is authorized to make any oral interpretation of any provision of the Bid or Contract Documents to any Bidder and no Bidder should rely on any such oral interpretation.

- C. Bidders who conduct or arrange for any communication not provided for in this RFB with the President/CEO, a Board member, any Authority employee (except the Procurement Analyst), consultant, or consulting engineer or architect may be disqualified.

1A-1.4 PRE-SUBMISSION INFORMATION

- A. Bidders are directed to the Notice Inviting Bids for information related to the pre-bid conference.

- B. Bidders' Questions

1. **Questions or comments regarding this solicitation must be submitted electronically utilizing the Authority's bid management website.**
2. Prospective Bidders must have downloaded the solicitation to submit questions.
3. Prospective Bidders shall click the "Q&A" tab in the bid opportunity, select "Ask a Question", then either add each individual question, or upload a document with multiple questions.
4. After the successful submission of question(s), the Prospective Bidder will receive a confirmation email.
5. Questions must be received no later than **2:00pm at October 9, 2026**. Responses from the Authority will be communicated via the Authority's bid management website in the "Documents" tab to all Prospective Bidders of this solicitation. Inquiries received after the time and date stated above will not be accepted.
6. Questions will not be accepted via email.

- C. Bid Due Date and Time, and Public Opening (via Microsoft Teams):

Bids must be received by **2:00pm October 27, 2026**. Late Bids will be rejected.

1A-1.5 ADDENDA

The Airport Authority reserves the right to revise the Bid and Contract Documents prior to the Bid opening date. Revisions, if any, shall be made by written addenda. Pursuant to Public Contract Code §4104.5, if the Airport Authority issues an Addendum which includes material changes to the Work less than 72 hours prior to the deadline for submission of Bids, the Airport Authority will extend the deadline for submission of Bids. The Airport Authority will determine, in its sole discretion, whether an Addendum warrants postponement of the Bid submission date. The effect of all addenda to the Request for Bids shall be considered in the Bid package and said addenda shall be made a part of the Bid package submitted to the Airport Authority. It is the Bidder's responsibility to ensure that all addenda have been acknowledged before submitting a Bid. Failure to acknowledge all addenda shall render the Bid package nonresponsive and result in its rejection.

1A-1.6 BIDDERS INTERESTED IN MORE THAN ONE BID

No person, firm or corporation shall be allowed to make, file or be interested in more than one Bid for the same work unless alternate Bids are called for. A person, firm or corporation who has submitted a sub-bid to a Bidder, or who has quoted prices on materials to a Bidder, is not hereby disqualified from submitting a sub-bid or quoting prices to other Bidders or from submitting a Bid on its own behalf.

1A-1.7 BID SCHEDULE

- A. Bids shall be submitted for the entire Work. Failure to complete and submit the Bid Schedule (Special Conditions Exhibit D) shall render the Bid non-responsive.
- B. The Bidder shall enter the requested information in each of the spaces that are highlighted in yellow. The Bidder shall set forth the unit cost for each unit item of work in clearly legible figures in the respective spaces provided for this purpose.
- C. In case of discrepancy between the unit price and the total set forth for a unit price item, the unit price shall prevail, provided, however, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or is the same amount as the entry in the "Total" column, then the amount set forth in the "Total" column for the item shall prevail and shall be divided by the estimated quantity for the item and the price thus obtained shall be the unit price. Final payment shall be determined by the Representative from measured quantities of work performed based upon the unit price.
- D. In case of a discrepancy between the written price and the numerical price, the written price shall prevail.
- E. The Contract prices paid for the Work shall include full compensation for all taxes which the Bidder is required to pay, whether imposed by federal, state, or local government, including, without being limited to, federal excise tax. No tax exemption certificate or any document designed to exempt the Bidder from payment of any tax will be furnished to the Bidder by the Airport Authority, as to any tax on labor, services, materials, transportation, or any other items furnished pursuant to the Contract.

1A-1.8 SUBCONTRACTORS

Bidder shall set forth the name, address of the place of business, and contractor license number of each subcontractor who will perform work, labor, furnish materials or render services to the Bidder on said contract and each subcontractor licensed by the State of California who, under subcontract to Bidder, specially fabricates and installs a portion of the Work described in the Drawings and Specifications in an amount in excess of one-half of one percent (0.5%) of the total bid price, and shall indicate the portion of the work to be done by such subcontractor in accordance with Public Contract Code Section 4104.

1A-1.9 COMPLETION OF BID FORMS

- A. Bids shall be made only upon the forms included in the Bid package which form a part of the Contract Documents. Bid package forms shall not be altered or modified except to insert required Bid information. All Bid items in the Bid package shall be properly and completely filled in with a unit price or lump sum and totals. The signature of all persons signing shall be in longhand. Any documents which are missing, altered, or modified, or not properly completed will render the Bid non-responsive and may result in rejection of the Bid. In addition to the documents contained in the Bid package, no Contract Documents shall be altered or modified.

- B. All Bidders are required to follow the format and process specified below. The content of the Bid must be clear, concise, and complete. The certifications and forms in the Bidder's Submission Documents shall be signed by the Bidder and submitted with its Bid. By signing and submitting the foregoing Bidder hereby certifies that it is aware of and fully understands the False Claims Act, California Government Code sections 12650, et seq. and the federal penalties for making false claims as prescribed in 18 U.S.C. 1001 and/or 31 U.S.C. 3801, et seq. and that these statutes apply to all documents submitted by Bidder.
1. Bids shall not contain any recapitulation of the Work. Alternate or alternative Bids will not be considered unless called for. In cases where goods or materials are specified by a brand name, the term "or equal" may be assumed unless stated otherwise.
 2. The Airport Authority reserves the right to consider the financial responsibility and general competency of each Bidder, as well as its reputation within the industry, to determine if the apparent low Bidder has the apparent ability to meet and successfully complete the requirements of the Contract.

1A-1.10 BID GUARANTEE (BOND)

Each Bidder must accompany its Bid with a copy of an approved corporate surety Bid Bond, payable to the San Diego County Regional Airport Authority in the format set forth herein. In lieu of a Bid Bond, Bidder may submit cash or a cashier's check drawn upon a responsible bank, or a check of the Bidder drawn upon such bank properly certified. The Bid Bond, cash or cashier's check shall be for a sum not less than ten percent (10%) of the aggregate sum of the Bid, which said cash, check or Bid Bond and the moneys represented thereby shall be held by the Airport Authority as security that the Bidder, if awarded the Contract, will in good faith enter into such Contract and furnish the required labor and materialmen's bond and a faithful performance bond. Said corporate surety Bid Bond shall be from an admitted surety insurer, as defined in Code of Civil Procedure Section 995.120, authorized to do business as such in the State of California.

The Bid Bond shall be accompanied by the original, or a certified copy, of the unrevoked power of attorney authorizing the person who executed the bond to do so, and Notary acknowledgement for the surety and the surety's power of attorney.

The signed original of the Bid Bond and all required accompanying documents must be submitted to the Authority pursuant to Article 2 - Bid Submission Instructions.

The Bidder shall (and shall cause its surety to) provide any additional certifications or information requested at any time by the Airport Authority, in its sole discretion, in order to enable the Airport Authority to evaluate the surety's ability to perform its obligations under the Bid Bond. To the extent permitted by law, the Airport Authority, in its sole discretion, at any time may reject any Bid Bond or require the Bidder to replace any Bid Bond or surety at the Bidder's own cost.

Upon request and if made within sixty (60) Days after award of this Contract, the Airport Authority will return the security accompanying the Bids of all unsuccessful Bidders.

1A-1.11 LICENSING REQUIREMENTS

Pursuant to Business and Professions Code Section 7028.15 and Public Contract Code Section 3300, all Bidders must possess proper licenses for performance of this Contract. The required license classification(s) are set forth in the Notice Inviting Bids. Subcontractors must possess the appropriate licenses for each specialty subcontracted. Pursuant to Business and Professions Code Section 7028.15, the Airport Authority shall consider any Bid submitted by a contractor not currently licensed in accordance

with state law and pursuant to the requirements found in the Contract Documents to be nonresponsive, and the Airport Authority shall reject the Bid. The Airport Authority shall have the right to request, and Bidders shall provide within ten (10) Days, evidence satisfactory to the Authority of all valid license(s) currently held by that Bidder and each of the Bidder's Subcontractors, before awarding the Contract.

1A-1.12 PREVAILING WAGE

The Airport Authority has obtained from the Director of the Department of Industrial Relations the general prevailing rate of per diem wages in the locality in which this work is to be performed for each craft or type of worker needed to execute the Contract. These rates are available online at <https://www.dir.ca.gov/OPRL/DPreWageDetermination.htm>. Bidders are advised that a copy of these rates must be posted by the successful Bidder at the job site(s).

Labor Compliance – Prevailing Wage Requirements

Prevailing Wage Determinations can be accessed at the below websites and are

CA Prevailing Wage Determinations:

2026-2

<https://www.dir.ca.gov/OPRL/2026-2/PWD/index.htm>

San Diego County Basic Trades Wage Rate:

2026-2

<https://www.dir.ca.gov/OPRL/2026-2/PWD/SanDiego.html>

San Diego County Sub Trades Wage Rate:

2026-2

<https://www.dir.ca.gov/OPRL/2026-2/PWD/Determinations/Subtrades/SDI.html>

Davis-Bacon Wage Determinations.

<https://sam.gov/content/wage-determinations>

1A-1.13 DEBARMENT OF CONTRACTORS AND SUBCONTRACTORS

In accordance with the provisions of the Labor Code, contractors or subcontractors may not perform work on a public works project with a subcontractor who is ineligible to perform work on a public project pursuant to Labor Code Section 1777.1. Any contract on a public works project entered into between a contractor and a debarred subcontractor is void as a matter of law. A debarred subcontractor may not receive any public money for performing work as a subcontractor on a public works contract. Any public money that is paid to a debarred subcontractor by the Contractor for the Project shall be returned to the Airport Authority. The Contractor shall be responsible for the payment of wages to workers of a debarred subcontractor who has been allowed to work on the Project.

1A-1.14 SMALL, VETERAN OWNED, AND LOCAL BUSINESS PREFERENCE

Policy 5.12 Small, Veteran Owned, and Local Business Preference: This RFB is subject to the Airport Authority's Small, Veteran Owned, and Local Business Preference Policy 5.12. A qualified Business desiring consideration under this Policy must complete and submit with its Bid the applicable Policy 5.12 Bid Forms.

1. The Small Business goal established for this Contract is **Forty** percent (40%).

2. The Local Business goal established for this Contract is **Two** percent (2%).
3. The Veteran-Owned Small Business goal established for this Contract is **Three** percent (**3**%).

1A-1.15 TITLE VI SOLICITATION NOTICE

The Authority, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4), 28 CFR § 50.3, and 49 CFR Part 21, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, all contractors will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of the owner's race, color, national origin, sex, creed, age, or disability in consideration for an award.

ARTICLE 2 – BID SUBMISSION INSTRUCTIONS

Submission Instructions. Bids not submitted in the manner described herein may be considered non-responsive and be subject to rejection.

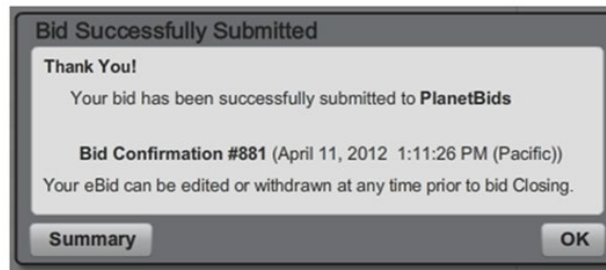
Bids submitted to the Airport Authority after the due date and time specified in the Notice Inviting Bids shall be rejected as late. No late Bids will be accepted.

Bidders must be registered as a vendor on the Authority's Bid Management website to electronically submit Bids.

All Bid Forms must be completed and uploaded in their entirety to the Authority's Bid Management website by the Bidder. Failure to fully complete or submit a Bid Form may result in the Airport Authority finding the Bidder's Bid non-responsive.

STEP ONE: ELECTRONIC SUBMISSION OF BIDS

1. Bidders shall submit their Bid electronically to the Authority's online Bid management website.
2. Bidder shall upload three (3) files (each not to exceed 140 MB) as follows:
 - a. The first General Attachment file, "Bid", shall contain all requested information and attachments, excluding Special Conditions Exhibit D, Bid Schedule, and Bidders Statement of Financial Responsibility, in a single PDF file, which shall be labeled "Bid – [firm name]".
 - b. The second General Attachment file shall contain an Excel copy of Special Conditions Exhibit D - Bid Schedule. The Excel Bid Schedule is posted as a separate document in the Authority's Bid Management website. This file shall be labeled "Special Conditions Exhibit D Bid Schedule – [Firm Name]".
 - c. The third General Attachment file shall contain a PDF copy of Bidder's Statement of Financial Responsibility. The Bidder's Statement of Financial Responsibility is posted as a separate document in the Authority's Bid Management website. This file shall include all required accompanying documents and shall be labeled "Bidder's Statement of Financial Responsibility – [Firm Name]".
 - d. Confirmation Notice: Upon Bidder's successful document submission, the Bidder will receive a confirmation number. It is recommended that the confirmation number be printed and retained for Bidder's records. See a Sample Confirmation (screen shot) below.



STEP TWO: SUBMISSION OF SIGNED ORIGINAL BID FORMS

The signed original of the Bid Forms listed below, including the signed original of any required accompanying documents, must be submitted to the Authority not later than 4:00 P.M. Pacific Time, three (3) Business Days after the Bid opening. Late submittals will not be accepted.

1. Bid Signature Page
2. Bid Bond
3. Non-Collusion Declaration
4. Bidder's Statement of Financial Responsibility
5. Prime Bidder: Policy 5.12 Eligibility and Preference Verification Certificate

The signed original of the Bid Forms and any required accompanying documents must be delivered in a sealed package, with the following identification on the label:

Bidder Name
Project Name
Project Number
Bid Opening Date

The forms shall be delivered to the Procurement Warehouse, at the following address:

San Diego County Regional Airport Authority
Triturator Drainage Upgrade
104247
Attn: Ernesto Cabrera, Procurement Analyst II
3270 Admiral Boland Way
San Diego, CA 92101

ARTICLE 3 – BID OPENING

1A-3.1 OPENING OF BIDS

Bids will be opened and read at the time and place set forth in the Notice Inviting Bids. Bidders or their representatives, and other interested persons, are invited to be present at the opening of Bids.

1A-3.2 AWARD OR REJECTION OF BIDS

The Contract may be awarded to the lowest responsive and responsible Bidder. The Airport Authority may reject any Bid which, when compared to other Bids received or to the Airport Authority's internal estimates, does not accurately reflect the cost to perform the Work or portions of the Work. The Airport Authority may reject as non-responsive any Bid which unevenly weighs or allocates costs, including but not limited to overhead and profit, to one or more particular Bid items. The Airport Authority reserves the right to reject any or all Bids; to waive any informality or technicality in the Bids received; to advertise for new Bids; or to otherwise proceed in a manner that is in the best interest of the Airport Authority.

1A-3.3 WITHDRAWAL OF BID

- A. Any Bid may be withdrawn either personally or by written request, incurring no penalty, at any time prior to the scheduled closing time for receipt of Bids. Requests to withdraw Bids shall be worded so as not to reveal the amount of the original Bid. Withdrawn Bids may be resubmitted until the time and day set for the receipt of Bids, provided that resubmitted Bids are in conformance with the instructions herein.
- B. Bids may be withdrawn after Bid opening only by providing written notice to the Airport Authority within five (5) Business Days of the Bid opening and in compliance with Public Contract Code Section 5100 et seq., or as otherwise may be allowed with the consent of the Airport Authority.

1A-3.4 BID PROTESTS

- A. All parties wishing to file a protest shall comply with the procedures set forth herein.

A protest relative to the Bid process must be submitted in writing to the President/Chief Executive Officer of the Authority and be received by the Authority on or before 4:00 p.m. Pacific Time of the 10th Business Day following the Bid opening. The protest shall contain a full and complete statement specifying in detail the grounds of the protest and the facts in support thereof. All protests must be addressed to: Authority Procurement Department (Protest), 2417 McCain Road, San Diego, CA 92101. Three (3) copies must be received at the same time that the original protest is delivered. Complete copies must be addressed to; (1) Office of the General Counsel (Protest), (2) Procurement Manager (Protest) and (3) emailed to Procurement Manager at contactprocurement@san.org.

- 1. The protest document must contain a complete statement of the factual and legal basis for the protest.
- 2. The protest document must refer to the specific portion of the Bid documents, or other applicable documents, that form the basis for the protest.
- 3. The protest must include the name, address, and telephone number of the person representing the protesting party.
- 4. The party filing the protest must concurrently transmit a copy of the initial protest document and any attached documentation to all others with a direct financial interest who might be adversely affected by the outcome of the protest. Such parties shall include all other Bidders who appear to have a reasonable prospect of receiving an award depending on the outcome of the protest.
- 5. The Procurement Manager or his/her designee overseeing the Request For Bids will issue a written decision on the protest within five (5) Business Days following receipt of the written protest.

6. If the protest is rejected, the party filing the protest has five (5) Business Days from the date of the Procurement Manager's written decision to file an appeal to the Director of Procurement. The Director will issue a ruling with fifteen (15) Business Days following receipt of the written appeal. If the Director determines that the protest is frivolous, the party originating the protest may be determined to be irresponsible and that party may be determined to be ineligible for the award of future agreements.
7. The procedure and time limits set forth in this paragraph are mandatory and are the Bidder's sole and exclusive remedy in the event of protest. Failure by a party originating a protest to comply with these procedures shall constitute a waiver of any right to further pursue the protest, including filing a government claim or legal proceeding.

ARTICLE 4 – AWARD

1A-4.1 BASIS OF AWARD

The Airport Authority shall award the contract for the Project based upon the **BASE BID ALONE**

1A-4.2 THE CONTRACT

- A. The Contract Documents are defined in the General Conditions.
- B. The Bidder to whom award is made shall execute a written Contract with the Airport Authority and shall furnish a Faithful Performance Bond and a Payment Bond (Labor and Materials), in the forms adopted by the Authority, each for one hundred percent (100%) of the total amount of the Contract within fourteen (14) Days after receipt of a form of Contract for execution, unless an extension of time is granted to the Bidder in writing. The Contract shall be made in the form adopted by the Airport Authority. If the Bidder to whom the award is made fails to furnish said bonds within the time specified above and/or fails to execute the Contract as required, the award may be annulled, and an award may be made to the next lowest responsible Bidder and such Bidder shall fulfill every Contract stipulation as if it were the party to whom the first award was made. A corporation to which an award is made shall, upon request, furnish evidence of its corporate existence and evidence that the officer signing the Contract and bonds for the corporation is duly authorized to do so.
- C. The surety supplying the surety bonds must be an admitted surety insurer, as defined in Code of Civil Procedure Section 995.120, authorized to do business as such in the State of California.
- D. The Bidder shall (and shall cause its surety to) provide any additional certifications or information requested at any time by the Airport Authority, in its sole discretion, in order to enable the Airport Authority to evaluate the surety's ability to perform its obligations under any bond. To the extent permitted by law, the Airport Authority, in its sole discretion, at any time may reject any bond or require the Bidder to replace any bond or surety at the Bidder's own cost.

SECTION 1B – BIDDER’S SUBMISSION DOCUMENTS

BID FORMS CHECKLIST

SEE SECTION 1A – INSTRUCTIONS TO BIDDERS, ARTICLE 2 – BID SUBMISSION INSTRUCTIONS

- ☐ **Bid Signature Page (signed original also required)**
- ☐ Bid Schedule (submit separately as Exhibit D)
- ☐ **Bid Bond (signed original also required, including required accompanying documents)**
- ☐ Contractor’s License Information/Status
- ☐ **Non-Collusion Declaration (signed original also required)**
- ☐ Iran Contracting Act Certification
- ☐ Subcontractor Listing Information
- ☐ SDCRAA CIP Safety Manual Acknowledgement
- ☐ Bidder’s Statement of Experience and Responsibility
 - ☐ A. Bidder’s Past Experience
 - ☐ B. Questionnaire for Bidder’s Qualifications
- ☐ **Bidder’s Statement of Financial Responsibility (submit separately; signed original also required, including all required accompanying documents)**
- ☐ Bidder’s Certificate of Workers’ Compensation
- ☐ False Claims Certification
- ☐ **Bidder: Policy 5.12 Eligibility and Preference Verification Certificate (signed original also required)**
- ☐ Bidder and First-Tier Subcontractors: Policy 5.12 Eligibility and Preference Verification

BID SIGNATURE PAGE

San Diego, California

To the San Diego County Regional Airport Authority:

Pursuant to the Request for Bids, Instructions to Bidders, Specifications and all affirmations and certifications in the Request for Bids, the Bid, Bidder's Submission Documents and subject to all provisions of the Codes and Policies of the San Diego County Regional Airport Authority and applicable laws and regulations of the United States and the State of California, the undersigned hereby proposes to furnish to the San Diego County Regional Airport Authority, the complete Project at the prices stated in Special Conditions Exhibit D, Bid Schedule, for the referenced items or services.

California Department of Industrial Relations Public Works Contractor Registration Number:

IF SOLE OWNER OR SOLE CONTRACTOR, SIGN HERE:

Name under which business is conducted _____

Place of Business _____
(Street and Number)

City and State _____

Telephone No. (____) _____ Zip Code _____

By: _____
Signature

Its: _____
(Type or print Signatory's name and title)

IF A PARTNERSHIP, SIGN HERE:

Name under which business is conducted _____

Place of Business _____
(Street and Number)

City and State _____

Telephone No. (_____) _____ Zip Code _____

By: _____
Signature

Its: _____

(Type or print Signatory's name and specify either General or Special Partner)

By: _____
Signature

Its: _____

(Type or print Signatory's name and specify either General or Special Partner)

IF A CORPORATION, SIGN HERE:

A corporation requires the signatures of two corporate officers.

One signature shall be that of the Chairman of the Board, the President or any Vice President, and the second signature shall be that of the Secretary, and Assistant Secretary, the Chief Financial Officer, or any Assistant Treasurer of such corporation.

Name under which business is conducted _____

Place of Business _____
(Street and Number)

City and State _____

Telephone No. (____) _____ Zip Code _____

By: _____
Signature

Its: _____

(Type or print Signatory's name and title)

By: _____
Signature

Its: _____

(Type or print Signatory's name and title)

(IMPRESS
CORPORATE SEAL HERE)

IF A JOINT VENTURE, SIGN HERE:

A joint venture requires the signatures of all parties comprising the joint venture and the state of incorporation, if applicable.

Name under which business is conducted _____

Place of Business _____
(Street and Number)

City and State _____

Telephone No. (____) _____ Zip Code _____

By: _____
Signature

(Type or print Signatory's name and title) Its: _____

Incorporated under the laws of the State of _____

By: _____
Signature

(Type or print Signatory's name and title) Its: _____

Incorporated under the laws of the State of _____

At the time this Bid is submitted, each entity (or person) comprising the Joint Venture shall have an effective State Contractor's License pursuant to California Business and Professions Code Section 7028.15 and California Public Contract Code Section 20103.5.

SPECIAL CONDITIONS EXHIBIT D BID SCHEDULE

**BIDS MUST INCLUDE A COMPLETED EXCEL COPY
OF SPECIAL CONDITIONS EXHIBIT D, BID SCHEDULE, WHICH
IS POSTED AS A SEPARATE DOCUMENT IN THE AUTHORITY'S BID MANAGEMENT WEBSITE**

THE BID SCHEDULE SHALL BE UPLOADED AS A SEPARATE DOCUMENT.

**SEE SECTION 1A – INSTRUCTIONS TO BIDDERS,
ARTICLE 2 – BID SUBMISSION INSTRUCTIONS**

BID BOND

[Note: Not required when other form of Bidder's Security, e.g., cash, certified check, or cashier's check, accompanies Bid.]

The makers of this bond are, _____, as Principal, and _____, as Surety and are held and firmly bound unto the San Diego County Regional Airport Authority, hereinafter called the Obligee, in the penal sum of TEN PERCENT (10%) OF THE TOTAL BID PRICE of the Principal submitted to Authority for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH THAT, WHEREAS, Principal has submitted a Bid for the work described as follows:

Project #:104274

NOW THEREFORE, if the Bid is rejected, or, in the alternate, if the Bid is accepted and the Principal signs and delivers the Contract and furnishes certificates of insurance and other items required by the Bid Documents, a Performance Bond, and a Payment Bond, all in the form and within the time required by the Contract Documents, then this obligation shall become null and void, otherwise the same shall remain in full force and effect and upon default of the Principal shall be forfeited to the Obligee, it being expressly understood and agreed that the liability of the Surety for any and all default of the Principal shall be the amount of this obligation as herein stated, as liquidated damages.

Principal shall not withdraw said Bid within the time period specified after the Bid Deadline, as defined in the Bid Documents, and if selected as the apparent lowest responsible Bidder, Principal shall, within the time period specified in the Bid Documents, do the following:

- 1) Enter into a written agreement, in the prescribed form, in accordance with the Bid.
- 2) File two bonds with the SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, one to guarantee faithful performance and the other to guarantee payment for labor and materials, as required by the Bid Documents;
- 3) Furnish certificates of insurance and all other items required by the Bid Documents.

In the event of the withdrawal of said Bid within the time period specified, or the disqualification of said Bid due to failure of Principal to enter into such agreement and furnish such bonds, certificates of insurance, and all other items as required by the Bid Documents, if Principal shall pay to the SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY an amount equal to the difference, not to exceed the amount hereof, between the amount specified in said Bid and such larger amount for which the SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY procures the required work covered by said Bid, if the latter is in excess of the former, this obligation shall be null and void, otherwise to remain in full force and effect.

Surety, for value received, hereby stipulates, and agrees that no change, extension of time, alteration or addition to the terms of the Contract Documents shall affect its obligation under this bond, and Surety does hereby waive notice of any such changes.

In the event a lawsuit is brought upon this bond by the SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, one to guarantee faithful performance and the other to guarantee payment for labor and materials and judgment is recovered, the Surety shall pay all litigation expenses incurred by the SAN DIEGO COUNTY REGIONAL AIRPORT AUTHORITY, one to guarantee faithful performance and the other to guarantee payment for labor and materials in such suit, including reasonable attorneys' fees, court costs, expert witness fees, and expenses.

By their signatures hereunder, Surety and Principal hereby confirm under penalty of perjury that Surety is an admitted surety insurer authorized to do business in the State of California.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals this _____ day of _____ 20____, the name and corporate seal of each corporation.

(Corporate Seal)

Contractor/Principal

By: _____

Title: _____

(Corporate Seal)

Surety

By: _____

Attorney-In-Fact

Title: _____

Address for Notices:

Bid Bond Requirements:

1. **The Bid Bond shall be accompanied by the original, or a certified copy, of the unrevoked power of attorney authorizing the person who executed the bond to do so.**
2. **Notary acknowledgement for the surety and the surety's power of attorney must be submitted with the Bid.**

CONTRACTOR'S LICENSE INFORMATION/STATUS

MY/OUR STATE CONTRACTOR'S LICENSE FOR _____
_____ CLASSIFICATION IS NO. _____, AND EXPIRES
_____ 20 ____ .

LICENSE HELD IN NAME OF _____

MY/OUR STATE CONTRACTOR'S LICENSE FOR _____
_____ CLASSIFICATION IS NO. _____, AND EXPIRES
_____ 20 ____ .

MY/OUR STATE CONTRACTOR'S LICENSE FOR _____
_____ CLASSIFICATION IS NO. _____, AND EXPIRES
_____ 20 ____ .

NOTE: CALIFORNIA BUSINESS AND PROFESSIONS CODE SECTION 7028.15 PROVIDES THAT EXCEPT AS SPECIFIED THEREIN, THE BID OF A CONTRACTOR THAT IS NOT PROPERLY LICENSED AT THE TIME THE CONTRACTOR SUBMITTED THE BID SHALL BE CONSIDERED NONRESPONSIVE AND SHALL BE REJECTED.

SAID CODE SECTION ALSO MAKES IT A MISDEMEANOR TO SUBMIT A BID ON THIS CONTRACT WITHOUT HAVING A PROPER LICENSE AT THE TIME OF BID SUBMISSION.

NON-COLLUSION DECLARATION

The undersigned declares:

I am the _____
Title _____
of _____ (Bidder), the
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, and 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, or to secure any advantage against the public body awarding the Agreement of anyone interested in the proposed Agreement. All statements contained in the Bid are true. The Bidder has not, directly or indirectly, submitted his/her/its 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 corporate, 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 _____

[DATE]

at _____
[CITY] **[STATE]**

Name of Bidder: _____

Signature: _____

Name: _____

Title: _____

IRAN CONTRACTING ACT CERTIFICATION

(Public Contract Code section 2200 et seq.)

As required by California Public Contract Code section 2204, the Contractor certifies subject to penalty for perjury that the option checked below relating to the Contractor's status in regard to the Iran Contracting Act of 2010 (Public Contract Code section 2200 et seq.) is true and correct:

☐ The Contractor is not:

- (1) identified on the current list of person and entities engaged in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code section 2203; or
- (2) a financial instruction that extends, for 45 days or more, credit in the amount of \$20,000,000 or more to any other person or entity identified on the current list of persons and entities engaging in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code section 2203, if that person or entity uses or will use the credit to provide goods or services in the energy sector in Iran.

☐ The Airport Authority has exempted the Contractor from the requirements of the Iran Contracting Act of 2010 after making a public finding that, absent the exemption, the Airport Authority will be unable to obtain the goods and/or services to be provided pursuant to the Contract.

☐ The amount of the Contract payable to the Contractor for the Project does not exceed \$1,000,000.

Signature: _____

Printed Name: _____

Title: _____

Firm Name: _____

Date: _____

Note: In accordance with Public Contract Code section 2205, false certification of this form shall be reported to the California Attorney General and may result in civil penalties equal to the greater of \$250,000 or twice the Contract amount, termination of the Contract and/or ineligibility to bid on contracts for three years.

SUBCONTRACTOR LISTING INFORMATION

In compliance with the Subletting and Subcontracting Fair Practices Act Chapter 4 (commencing at Section 4100), Part 1, Division 2 of the Public Contract Code of the State of California and any amendments thereof, Bidder shall set forth below: (a) the name and the location of the place of business, (b) the California contractor license number, (c) the DIR public works contractor registration number unless exempt pursuant to Labor Code Sections 1725.5 and 1771.1, and (d) the portion of the work which will be done by each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the work or improvement to be performed under this Contract in an amount in excess of one-half of one percent (0.5%) of the Bidder's Total Bid Price. Notwithstanding the foregoing, if the work involves the construction of streets and highways, then the Bidder shall list each subcontractor who will perform work or labor or render service to the Bidder in or about the work in an amount in excess of one-half of one percent (0.5%) of the Bidder's Total Bid Price or \$10,000, whichever is greater. No additional time shall be granted to provide the requested information below.

If a Bidder fails to specify a subcontractor or if a contractor specifies more than one subcontractor for the same portion of work, then the Bidder shall be deemed to have agreed that it is fully qualified to perform that portion of work and that it shall perform that portion itself.

Please attach additional pages as necessary.

REQUIRED INFORMATION

Legal Business Name	Full Legal Business Address	Brief Description of Scope of Work	Contractor's License Number	DIR Public Works Contractor Registration Number	Dollar Value

SDCRAA CIP SAFETY MANUAL ACKNOWLEDGEMENT

I/We have read the SDCRAA CIP Safety Manual which was provided with the plans and specifications and certify that our practices on this Project will meet or exceed the requirements thereof.

Notwithstanding the foregoing, I/we acknowledge that compliance with all Occupational Safety and Health Administration (OSHA) regulations and other applicable safety requirements is solely the responsibility of the Contractor.

Contractor

By: _____

Title: _____

Date: _____

BIDDER'S STATEMENT OF EXPERIENCE

A. Bidder's Past Experience

The Bidder is required to list all projects of similar character to that included in the Request for Bids that it has completed within the last five (5) years and provide references for each project which will enable the San Diego County Regional Airport Authority to evaluate its trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the Contract. The following information will be used by the Airport Authority to judge a Bidder's trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the Contract. The Airport Authority may seek additional information in its evaluation of the Bidder's experience and responsibility.

Please attach additional pages as necessary.

Project Owner	Description of Bidder's Work	Period Performance	Cost of Bidder's Work	Contact Name & Phone

B. Questionnaire for Bidder's Qualifications

1. Within the past five (5) years, has a contract awarded to you or entered into by you, the Bidder, ever been terminated for default?

If so, please list the contract, the awarding public agency and/or contracting party other than Bidder by name, address, and telephone number, the type of project, the reason for termination, and the contact person at the awarding public agency and/or contracting party.

2. Within the past five (5) years, have you, the Bidder, filed legal action against an awarding public agency and/or contracting party?

If so, please list the contract, the awarding public agency and/or contracting party other than Bidder by name, address, and telephone number, the type of project, the reason for filing suit and the contact person at the awarding public agency and/or contracting party.

3. Within the past five (5) years, have you, the Bidder, been found to have filed a false claim in violation of California Government Code sections 12650, et seq. or Federal False Claims Act (31 U.S.C. section 3729 et seq.)?

If so, please list the contract, the awarding public agency and/or contracting party other than Bidder by name, address, and telephone number, the type of project, the name of the lawsuit including the court and the case number, if any, and the contact person at the awarding public agency and/or contracting party.

4. Within the past five (5) years, have you been debarred or otherwise forbidden from bidding and/or being awarded construction work by any public or private entity?

If so, please list the contract, the awarding public agency and/or contracting party other than Bidder by name, address, and telephone number, the type of project, the reason for debarment and the contact person at the awarding public agency and/or contracting party.

5. Have you ever been debarred from bidding or being awarded construction work by the Labor Commissioner?

If so, please state the reason for debarment, the date of debarment and the contact person at the Labor Commission.

6. Have you ever been suspended, debarred, or voluntarily excluded from doing business with any U.S. Department of Transportation ("DOT") element and/or appearing on the DOT Unified List?

If so, please state the reason for suspension, debarment, or voluntary exclusion; the date of such; and the contact person at the DOT element.

IF YOUR ANSWER TO QUESTIONS 5 OR 6 IS YES, THE AIRPORT AUTHORITY SHALL NOT PERMIT YOU TO BID WORK OR BE AWARDED THIS OR ANY OTHER AIRPORT AUTHORITY CONTRACT. FAILURE TO RESPOND TO THESE QUESTIONS MAY BE CONSIDERED A NON-RESPONSIVE BID SUBJECT TO REJECTION.

BIDDER'S STATEMENT OF FINANCIAL RESPONSIBILITY

BIDS MUST INCLUDE A COMPLETED COPY OF BIDDER'S STATEMENT OF FINANCIAL RESPONSIBILITY, WHICH IS POSTED AS A SEPARATE DOCUMENT IN THE AUTHORITY'S BID MANAGEMENT WEBSITE

**SEE SECTION 1A – INSTRUCTIONS TO BIDDERS,
ARTICLE 2 – BID SUBMISSION INSTRUCTIONS**

The Bidder shall submit its most recent complete audited financial statements. If the most recent audited financial statements are more than fifteen (15) months old, then the Authority may also require Bidder to submit a statement on the status and expected completion date of the audit of the most current year's financial statements from Bidder's audit firm and also the most current year's unaudited financial statements, certified by the Bidder's CFO or CEO.

If audited financial statements do not exist, the Bidder shall submit its most recent unaudited financial statements, certified by its CFO or CEO.

At the time of submitting such financial statements or reports, the Bidder shall further certify whether its financial responsibility is approximately the same as stated or reported in the financial statements. If the Bidder's financial responsibility has changed, the Bidder shall qualify the financial statements to reflect the Bidder's true financial condition at the time such qualified statements are submitted.

The Statement of Financial Responsibility shall include a cover letter, signed by the Bidder's CFO or CEO, that includes any and all required certifications and qualifications.

All documents submitted with this Bid become the property of the Authority. If you are not the successful Bidder and you would like your financial information to be returned to you, please contact the Airport Authority within sixty (60) Days from the Contract Award to have your documents returned.

The Bidder may mark its financial statements as confidential financial information as a part of its Bid. If this is done then financial information shall not be considered part of the public record, otherwise these documents shall be considered public records and as such may be subject to public review.

All documents submitted in connection with this Bid are subject to disclosure in accordance with the California Public Records Act ("CPRA"). Should a Bidder assert that its financial records are exempt from the disclosure under the CPRA, Bidder must identify all financial records that Bidder claims are exempt from disclosure by marking them as confidential. The Bidder claiming an exemption under the CPRA agrees to (1) indemnify and hold harmless the Authority and its Board, officers, officials, directors, employees, agents and volunteers (collectively "Indemnified Parties") from any claims, liability or damages including reasonable attorney's fees and court costs against the Indemnified Parties; and (2) to defend any actions brought against the Indemnified Parties for its refusal to disclose financial records Bidder claims are exempt from production under the California Public Records Act to any party. Notwithstanding Bidder's assertion that the identified financial records are exempt from production under the CPRA, the Authority retains absolute discretion to determine whether to disclose materials submitted by Bidder in response to the RFB and shall have no liability to Bidder for such disclosure.

BIDDER'S CERTIFICATE OF WORKERS' COMPENSATION

I am aware of the provisions of the California Labor Code which requires every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions and furnish a workers' compensation insurance certificate to the Airport Authority before commencing the performance of the work of this Contract.

The Prime Contractor Experience Modification Rating ("EMR") must be less than or equal to 1.00 (sometimes referred to as 100). Bids are subject to rejection if Bidder does not meet the minimum EMR requirement.

The most recent EMR for the undersigned Bidder is _____

Subcontractors of any tier must possess an EMR of less than or equal to "1.0," (sometimes referred to as "100"). A Subcontractor's failure to possess an EMR of less than or equal to 1.0 may result in the Authority's objection to that Subcontractor, pursuant to General Conditions Article 5.1.

Bidder shall attach a letter from its Insurance Broker documenting its most recent EMR and the EMR for the two (2) years immediately preceding the most recent EMR.

Bidder

By: _____

Title: _____

Date: _____

FALSE CLAIMS CERTIFICATION

BIDDER'S CERTIFICATION OF COMPLIANCE WITH LAWS RELATING TO FALSE CLAIMS

I hereby certify that if awarded the Contract of which this certificate shall be made a part of, I will not violate any provisions of the False Claims Act or any other applicable federal or state laws and regulations relating to the filing of false claims against a public agency, including laws and regulations hereinafter enacted. I additionally certify that in the event it is determined that I have violated the False Claims Act that such violation shall be grounds for, among other things, debarment pursuant to San Diego County Regional Airport Authority Code and termination of this Contract.

Bidder

By: _____

Title: _____

Date: _____

BIDDER: POLICY 5.12 ELIGIBILITY AND PREFERENCE VERIFICATION CERTIFICATE

Certification of Eligibility for Preference. The Authority is committed to maximizing opportunities for qualified certified small business, veteran owned small business, and local business to compete for and be awarded Authority contracts (Refer to Authority Policy 5.12).

Total Allowable Preference. The maximum allowable preference awarded shall not exceed two hundred thousand dollars (\$200,000.00) or seven percent (7%) on any single Bid.

Eligibility as a Small Business. Check the applicable statement and attach relevant evidence for verification.

- ☐ Enrolled in the Authority's Bonding and Contract Financing Assistance Program, which requires verification by Authority staff that the firm meets Small Business Administration (SBA) size standards. If applicable, state the date your business was enrolled in the Authority's Bonding and Contract Financing Assistance Program (MM/DD/YYYY): _____.
- ☐ A business concern that is certified as a Disadvantaged Business Enterprise (DBE) by the California Unified Certification Program. Identify DBE Firm ID #: _____.
- ☐ Possesses a valid certification issued by an agency, approved by the Authority, which verifies the firm is within Small Business Administration (SBA) size standards.

Approved certifying agencies can be found on the Small Business Development webpage: www.san.org/smallbusiness. If applicable, identify the:

Small Business Certification Agency: _____, and

Small Business Certification Number: _____.

- ☐ Not eligible for consideration as a Certified Small Business.

Eligibility as a Veteran Owned Small Business. Check the applicable statement and attach relevant evidence for verification.

- ☐ A business concern that is certified as a Veteran Owned Small Business (VOSB) or Service Disabled Veteran Owned Small Business (SDVOSB). The Authority may consider a company eligible if it receives certifications both as a Veteran Owned Business and as a Small Business, by a reciprocal agency. Self-certifications or proof of service will not be accepted by the Authority.
- ☐ Not eligible for consideration as a VOSB or SDVOSB.

Eligibility as a Local Business: Check the applicable statement.

- ☐ Business concern qualifies as a local business. Firm has submitted the Local Business Enterprise Affidavit of Eligibility form to the Authority and is enrolled in the Authority's Local Business Enterprise Directory prior to the Bid opening.

(Form can be found at www.san.org/smallbusiness under the Resources tab)
- ☐ Is eligible as a local business, but firm has not submitted the Local Business Enterprise Affidavit of Eligibility form and is not enrolled in the Authority's Local Business Enterprise Directory.
- ☐ Not eligible for consideration as a Local Business.

Authority Policy 5.12 is applicable to this solicitation. Any business claiming to be eligible for a preference shall so certify in writing. Businesses that qualify for the Authority's preference must complete this form and include it as a part of their Bid. Late submittals will not be considered. The Authority shall not be required to verify the accuracy of any such certifications. Any person or business falsely claiming eligibility under this section may be debarred in accordance with Authority Code, Articles 5.10 through 5.18. The Authority shall also have the right to terminate all or any part of any contract entered into where a preference was considered and later found to be false.

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

[DATE]

at

[CITY]

[STATE]

Name of Bidder _____

Signature _____

Name _____

Title _____

**BIDDER AND FIRST-TIER SUBCONTRACTORS
POLICY 5.12 ELIGIBILITY AND PREFERENCE VERIFICATION**

Please attach additional pages as necessary. Business Name	Trade	License No.	Dollar Value Commitment on this Project	Small Bus. (SB) (Yes or No)	SB Evidence per Certificate No. -----	Enrolled in Authority Bonding & Contract Financing Assistance Program (Yes or No)	Evidence per date of enrollment in Authority Bonding & Contract Financing Assistance Program (MM/DD/ YY)	VOSB/ SDVOSB (Yes or No) -----	Local Business (LBE) Confirmed per Authority Policy 5.12 (Yes or No)
					SB Certifying Agency			Evidence per DUNS No.	
			\$						
			\$						
			\$						
			\$						
			\$						

The Bidder certifies that it has verified the information presented on this form, including certification of all participants listed, and that it is true and correct to the best of their knowledge.

Print Name

Signature

Title

Date