

DOCUMENT 00400

BID FORM

To be submitted as part of Envelope "A" by the time and date specified in Document 00200 (Instructions to Bidders).

TO THE HONORABLE CITY COUNCIL OF THE CITY OF CUPERTINO

THIS BID IS SUBMITTED BY:

Robert A. Bothman, Inc.

(Firm/Company Name)

**Re: PROJECT NUMBER 2008-06
SPORTS CENTER UPGRADES: TENNIS COURT LIGHTING & SPORTS COURT**

1. The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into a contract with the City of Cupertino ("City") in the form included in the Contract Documents, Document 00520 (Contract), to perform and furnish all Work as specified or indicated in the Contract Documents for the Contract Sum and within the Contract Time indicated in this Bid and in accordance with all other terms and conditions of the Contract Documents. All portions of this Bid Form must be completed and signed before the bid is submitted. Failure to do so will result in the bid being rejected as non-responsive.
2. Bidder accepts all of the terms and conditions of the Contract Documents, Document 00100 (Advertisement for Bids), and Document 00200 (Instructions to Bidders), including, without limitation, those dealing with the disposition of Bid Security. This Bid will remain subject to acceptance for 90 Days after the day of Bid opening.
3. Bidder has visited the Site and performed all tasks, research, investigation, reviews, examinations, and analysis and given notices, regarding the Project and the Site, as set forth in Document 00520 (Contract), Article 5.
4. Bidder has given City prompt written notice of all conflicts, errors, ambiguities, or discrepancies that it has discovered in or among the Contract Documents and as-built drawings and actual conditions and the written resolution thereof through Addenda issued by City is acceptable to Contractor.
5. Subcontractors for work included in all Bid items, in accordance with the criteria in the Public Contract Code, are listed on the attached Document 00430 (Subcontractors List).
6. The undersigned Bidder understands that City reserves the right to reject this Bid.
7. If written notice of the acceptance of this Bid, hereinafter referred to as Notice of Award, is mailed or delivered to the undersigned Bidder within the time described in paragraph 2 of this Document 00400 or at any other time thereafter before it is withdrawn, the undersigned Bidder will execute and deliver the documents required by Document 00200 (Instructions to Bidders) within the times specified therein. These documents include, but are not limited to, Document 00520 (Contract), Document 00610 (Construction Performance Bond), and Document 00620 (Construction Labor and Material Payment Bond).
8. Notice of Award or request for additional information may be addressed to the undersigned Bidder at the address set forth below on the signature page.

10. The undersigned Bidder herewith encloses cash, a cashier's check, or certified check of or on a responsible bank in the United States, or a corporate surety bond furnished by a surety authorized to do a surety business in the State of California, in form specified in Document 00200 (Instructions to Bidders), in the amount of ten percent (10%) of the total of Bid and made payable to the "City of Cupertino".
11. The undersigned Bidder agrees to commence Work under the Contract Documents on the date established in Document 00700 (General Conditions) and to complete all work within the time specified in Document 00520 (Contract). The undersigned Bidder acknowledges that City has reserved the right to delay or modify the commencement date. The undersigned Bidder further acknowledges City has reserved the right to perform independent work at the Site, the extent of such work may not be determined until after the opening of the Bids, and that the undersigned Bidder will be required to cooperate with such other work in accordance with the requirements of the Contract Documents.
12. The undersigned Bidder agrees that, in accordance with Document 00700 (General Conditions), liquidated damages for failure to complete all Work in the Contract within the time specified in Document 00520 (Contract) shall be as set forth in Document 00520 (Contract).

SCHEDULE OF BID PRICES

All Bid items, including lump sums and unit prices, must be filled in completely. Allowances and Alternative Bid items are described in Document 00800 (Special Conditions). Quote in figures only, unless words are specifically requested. **Please Note that time extensions will NOT be permitted with the acceptance of any or all of the Alternative Bid Items listed below.**

Specialty Items are identified on the Bid Form in the description.

ITEM	DESCRIPTION	UNIT	EST QTY	TOTAL
1	Sport Center Upgrades: Tennis Court Lighting & Sports Court	LS	1	711,472.00
ALLOWANCES				
2	Paint Existing Poles	LS	1	\$25,000.00
TOTAL BID PRICE				736,472.00

Total Bid Price: Seven Hundred Thirty Six Thousand Four Hundred Seventy Two
(Words)

SCHEDULE OF ALTERNATES

ADD/ALTERNATES

ITEM	DESCRIPTION	UNIT	EST QTY.	TOTAL
1	Additional Tennis Court Lighting	LS	1	25,500.00
TOTAL ALTERNATE				25,500.00

Total Add/Alternate: Twenty Five Thousand Five Hundred
(Words)

Unit Legend

- LS = Lump Sum
- EA = Each
- LF = Linear Feet
- TON = Ton or 2,000 Pounds
- CY = Cubic Yards
- LB = Pounds
- AL = Allowance
- SF = Square Feet

ACKNOWLEDGEMENT OF RECEIPT OF ADDENDUMS

Bidder hereby acknowledges receipt and examination of all Contract Documents and the following Addenda:

Addendum No.	Addendum Date
1	9/16/08

Bidder proposes and agrees to fully perform the Work within the time stated and in strict accordance with the Contract Documents for the sums of money listed in this Bid Form.

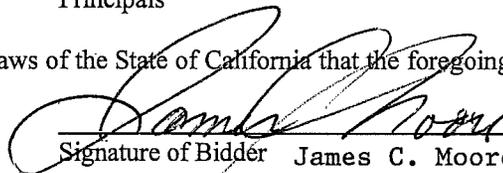
NAME OF BIDDER: Robert A. Bothman, Inc.

licensed in accordance with an act for the registration of Contractors, and with license number: 440332
 Expiration Date: 5/31/09

California
 Where incorporated, if applicable

James C. Moore
 Principals

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


 Signature of Bidder James C. Moore
 Vice President

NOTE: If Bidder is a corporation, set forth the legal name of the corporation, state where incorporated, together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation. If Bidder is a partnership, set forth the name of the firm together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership.

Business Address: 650 Quinn Ave
San Jose, CA 95112
Robert A. Bothman, Inc. Corporation

Officers authorized to sign contracts: Robert A. Bothman, President, James Moore, Vice President, Brian L. Bothman, Treasurer, Richard W. Bothman,
 Typed Full Name:

Telephone Number(s): (408) 279-2277

Fax Number(s): (408) 279-2286

E-Mail Address: jmoore@bothman.com

END OF DOCUMENT

DOCUMENT 00430

SUBCONTRACTORS LIST

Bidder submits the following information as to the subcontractors Bidder intends to employ if awarded the Contract.

Full Name of Subcontractor and Address	Description of Work: Reference To Bid Items	Subcontractor's License No.
Repco Dist. Fremont, CA.	Bath Accessories	513952
Repco Dist. Fremont, CA.	Toilet Partitions	513952
BK Mills Newark, CA	Doors & Hardware	428941

(Bidder to attach additional sheets if necessary)

END OF DOCUMENT

DOCUMENT 00430

SUBCONTRACTORS LIST

Bidder submits the following information as to the subcontractors Bidder intends to employ if awarded the Contract.

Full Name of Subcontractor and Address	Description of Work: Reference To Bid Items	Subcontractor's License No.
Rick Slatter Construction San Jose, CA	Carpentry	807984
Facility Systems San Jose, CA	Plumbing	465070
WKW Mechanical Morgan Hill, CA	Mechanical	762811
S. Nova Hayward, CA	Plastering	228391
Culberson Drywall Mt. View, CA	Drywall	458851
Mulan Tile Santa Clara, CA	Ceramic Tile	583434
C & C Painting San Jose, CA	Painting	381376
Legacy Roofing San Jose, CA.	Roofing	802656

(Bidder to attach additional sheets if necessary)

END OF DOCUMENT

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SUBCONTRACTORS LIST

Bidder submits the following information as to the subcontractors Bidder intends to employ if awarded the Contract.

Full Name of Subcontractor and Address	Description of Work: Reference To Bid Items	Subcontractor's License No.
Hiem Bros. Martinez, CA	Demolition	662411
Quality Asbestos Union City, CA	Hazmat	512734
Sheldrake & Mumford Livermore, CA	Court Surfacing	534634
Intermountain Elect. San Carlos, CA	Electrical	820909
Central Fence San Jose, CA	Chain link fence	281556

(Bidder to attach additional sheets if necessary)

END OF DOCUMENT

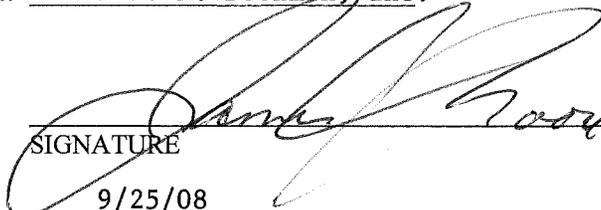
DOCUMENT 00460

SCHEDULE OF MAJOR EQUIPMENT AND MATERIAL SUPPLIERS

The undersigned Bidder represents that, if awarded the Contract, the items of major equipment and materials specified below will be supplied by the manufacturers or suppliers specified below. By so indicating, bidder warrants that the equipment and materials manufacturer and/or supplied by the named manufacturer or supplier will be provided on the Project unless review of submittal information or performance under tests reveals that the equipment or material does not meet Contract requirements. Failure to indicate a manufacturer or supplier listed in the following schedule may render the Bid non-responsive and may be the basis for rejection of the Bid.

<u>Item</u>	<u>Manufacturer or Supplier</u>
1. Tennis Court Light Fixtures	<u>LSI</u>

Bidder: Robert A. Bothman, Inc.



SIGNATURE
9/25/08

DATE

END OF DOCUMENT

CALIFORNIA JURAT WITH AFFIANT STATEMENT

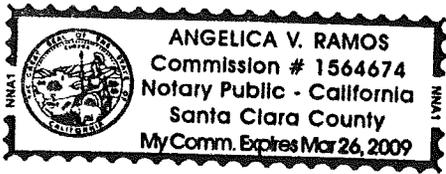
- See Attached Document (Notary to cross out lines 1-6 below)
 See Statement Below (Lines 1-5 to be completed only by document signer[s], *not* Notary)

1 _____
2 _____
3 _____
4 _____
5 _____
6 _____

Signature of Document Signer No. 1 _____ Signature of Document Signer No. 2 (if any) _____

State of California
County of Santa Clara

Subscribed and sworn to (or affirmed) before me on this
25th day of September, 2008, by
Date Month Year
(1) James C. Moore
Name of Signer



proved to me on the basis of satisfactory evidence to be the person who appeared before me (.) (,)

(and
(2) Brian L. Bothman
Name of Signer

proved to me on the basis of satisfactory evidence to be the person who appeared before me.)

Signature Angelica V Ramos
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Further Description of Any Attached Document

Title or Type of Document: _____
Document Date: _____ Number of Pages: _____
Signer(s) Other Than Named Above: _____

RIGHT THUMBPRINT OF SIGNER #1
Top of thumb here

RIGHT THUMBPRINT OF SIGNER #2
Top of thumb here