



Bid Results & 3 Lowest Bids Subcontractor Lists Available at: Facilities website under the procurements tab by bid number:  
<http://www.sbcusdfacilities.com/procurement/nib.cfm>  
C2 Planwell Website Bid Results/Info Postings: Public Planroom by bid number: [www.c2repro.com](http://www.c2repro.com)

|    | CONTRACTOR (Name, City, State)                                      | WILSON ES      | LYTL CREEK ES  | LANKERSHIM ES  | WILSON ES, LYTL CREEK ES & LANKERSHIM ES | WILSON ES & LYTL CREEK ES | LANKERSHIM ES & LYTL CREEK ES | WILSON ES & LANKERSHIM ES | ALTERNATE #1 - LANKERSHIM ES REMOVE PARKING LOT, BUS DROP-OFF/VISITOR PARKING | ALTERNATE #2 - LANKERSHIM ES DELETE BUILDING PARAPETS |
|----|---------------------------------------------------------------------|----------------|----------------|----------------|------------------------------------------|---------------------------|-------------------------------|---------------------------|-------------------------------------------------------------------------------|-------------------------------------------------------|
| 1  | ANGELES CONTRACTOR, INC.<br>BUENA PARK, CA                          | \$6,850,000.00 | \$7,551,000.00 | \$6,683,000.00 | \$20,973,000.00                          | \$14,190,000.00           | \$14,071,000.00               | \$13,385,000.00           | \$40,000.00                                                                   | \$6,000.00                                            |
| 2  | FATA CONSTRUCTION & DEVELOPMENT<br>RIVERSIDE, CA                    | \$5,788,000.00 | \$6,524,000.00 |                |                                          |                           |                               |                           |                                                                               |                                                       |
| 3  | HARIK CONSTRUCTION<br>GLEN DORA, CA                                 | \$7,269,000.00 | \$7,623,000.00 | \$6,803,000.00 | \$21,537,000.00                          | \$14,792,000.00           | \$14,056,000.00               | \$13,972,000.00           | \$750,000.00                                                                  | \$14,000.00                                           |
| 4  | MINAKO AMERICA CORPORATION dba<br>MINCO CONSTRUCTION<br>GARDENA, CA | \$6,552,000.00 | \$6,929,000.00 | \$6,736,700.00 |                                          |                           |                               |                           |                                                                               |                                                       |
| 5  | R.C.CONSTRUCTION SERVICES<br>RIALTO, CA                             | \$5,889,900.00 | \$6,368,100.00 |                |                                          | \$12,158,177.55           |                               |                           |                                                                               |                                                       |
| 6  | ROSETTI CONSTRUCTION COMPANY, INC.<br>ONTARIO, CA                   |                |                | \$6,994,000.00 |                                          |                           |                               |                           | \$429,750.00                                                                  | \$10,820.00                                           |
| 7  | SHANKS ELECTRIC CORPORATION<br>HELENDAL E, CA                       |                |                | \$6,116,500.00 |                                          |                           |                               |                           | \$773,930.00                                                                  | \$13,384.00                                           |
| 8  | WOODCLIFF CORPORATION<br>LOS ANGELES, CA                            | \$6,025,000.00 | \$6,255,000.00 |                |                                          | \$12,250,000.00           |                               |                           |                                                                               |                                                       |
| 9  |                                                                     |                |                |                |                                          |                           |                               |                           |                                                                               |                                                       |
| 10 |                                                                     |                |                |                |                                          |                           |                               |                           |                                                                               |                                                       |

\*List is in alphabetical order, not in order of price. Highlighted firms and fees are the apparent low per site.

# BID FORM

TO: **SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**, acting by and through its Governing Board, herein called the "DISTRICT."

FROM: Fala Construction & Development  
(Proper Name of Bidder)

Pursuant to and in compliance with your Notice Inviting Bids and the other documents relating thereto, the undersigned Bidder, having familiarized himself/herself with the terms of the Contract and the Contract Documents, the local conditions affecting the performance of the Contract and the cost of the work at the place where the work is to be done, hereby proposes and agrees to perform within the time stipulated, the Work of the Contract, including all of its component parts, and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the work; the furnishing of tools, equipment, supplies, transportation, utilities, facilities, labor, superintendence and services required to perform and complete the work; bonds, insurance and submittals; and including the assumption of all obligations, duties and responsibilities necessary to the successful completion of the Contract, including its acceptance by the DISTRICT, for the following Project:

**PROJECT NAME:** Three Independent Overcrowding Relief Grant Addition at Three different Elementary Schools (Lankershim, Wilson, Lytle Creek)

## 2. ADDENDA

The undersigned has thoroughly examined any and all Addenda (if any) issued during the bid period and is thoroughly familiar with all contents thereof and acknowledges receipt of the following Addenda: *(Bidder to list all addenda)*

|                                   |               |             |          |                                                           |
|-----------------------------------|---------------|-------------|----------|-----------------------------------------------------------|
| ADDENDUM NO. <u>1</u>             | DATE RECEIVED | <u>5-17</u> | Project: | } <u>new kin ding anks</u><br><u>a light the creek ES</u> |
| ADDENDUM NO. <u>2</u>             | DATE RECEIVED | <u>5-22</u> | Project: |                                                           |
| ADDENDUM NO. <u>3</u>             | DATE RECEIVED | <u>5-30</u> | Project: |                                                           |
| ADDENDUM NO. <u>3.1</u>           | DATE RECEIVED | <u>6-5</u>  | Project: |                                                           |
| ADDENDUM NO. <u>4</u>             | DATE RECEIVED | <u>6-11</u> | Project: |                                                           |
| ADDENDUM NO. <u>4.1 &amp; 4.2</u> | DATE RECEIVED | <u>6-12</u> | Project: | } <u>Lytle creek ES</u>                                   |
| ADDENDUM NO. <u>1</u>             | DATE RECEIVED | <u>5-21</u> | Project: |                                                           |
| ADDENDUM NO. <u>2</u>             | DATE RECEIVED | <u>5-30</u> | Project: |                                                           |
| ADDENDUM NO. <u>3</u>             | DATE RECEIVED | <u>5-30</u> | Project: |                                                           |
| ADDENDUM NO. <u>3.1</u>           | DATE RECEIVED | <u>6-5</u>  | Project: |                                                           |
| ADDENDUM NO. <u>4</u>             | DATE RECEIVED | <u>6-10</u> | Project: | } <u>Wilson ES</u>                                        |
| ADDENDUM NO. <u>4.1</u>           | DATE RECEIVED | <u>6-12</u> | Project: |                                                           |
| ADDENDUM NO. <u>1</u>             | DATE RECEIVED | <u>5-21</u> | Project: |                                                           |
| ADDENDUM NO. <u>2</u>             | DATE RECEIVED | <u>5-30</u> | Project: |                                                           |
| ADDENDUM NO. <u>3</u>             | DATE RECEIVED | <u>5-30</u> | Project: |                                                           |
| ADDENDUM NO. <u>3.1</u>           | DATE RECEIVED | <u>6-5</u>  | Project: | }                                                         |
| ADDENDUM NO. <u>4</u>             | DATE RECEIVED | <u>6-12</u> | Project: |                                                           |
|                                   |               | <u>6-12</u> |          |                                                           |

Note: For DSA requirements, all addenda should be separated by school site/A# for clarity

3. BASE BID and ALLOWANCE:

The following amounts shall be added to contain the TOTAL BID PRICE PER SITE (sites with more than one building shall remain as one project and will be awarded to the same contractor). Bidders to provide separate Total Bid Prices per site. District would also consider submittal of discounted combination bids as described below (also refer to information for bidders section):

3.1 WILSON ES – 2-story building Addition

| Item | Description                                                                                                                                                      | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                         | \$ 5,413,000.00 |
| B    | ALLOWANCE Wilson 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00   |
| C    | ALLOWANCE Wilson 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 100,000.00   |
| D    | TOTAL BASE BID INCLUDING ALLOWANCES FOR<br><b>WILSON ES – 2-story building Addition</b> (Amount in Numbers) D=3.1.A+3.1.B+3.1.C                                  | \$ 5,788,000.00 |

3.2.a LYTLE CREEK ES – 2-story building Addition

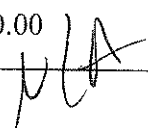
| Item | Description                                                                                                                                                           | Lump Sum Amount |
|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                              | \$ 5,436,000.00 |
| B    | ALLOWANCE Lytle Creek 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00   |
| C    | ALLOWANCE Lytle Creek 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 175,000.00   |
| D    | TOTAL BASE BID INCLUDING ALLOWANCES FOR<br><b>Lytle Creek ES – 2-story building Addition</b> (Amount in Numbers) D=3.2.a.A+3.2.a.B+3.2.a.C                            | \$ 5,886,000.00 |

3.2.b LYTLE CREEK ES – 1-story building Addition

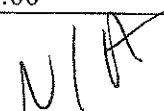
| Item | Description                                                                                                                        | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                           | \$ 613,000.00   |
| B    | ALLOWANCE Lytle Creek 1 story<br>(Amount in Numbers):                                                                              | \$ 25,000.00    |
| C    | TOTAL BASE BID INCLUDING ALLOWANCES FOR<br><b>Lytle Creek ES – 1-story building Addition</b> (Amount in Numbers) C=3.2.b.A+3.2.b.B | \$ 638,000.00   |

|   |                                                                                                                                          |                 |
|---|------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| D | TOTAL BID INCLUDING ALLOWANCES FOR <b>LYTLE CREEK ES – 2 story &amp; 1-story building Together</b> (Amount in Numbers) D=3.2.a.D+3.2.b.C | \$ 6,524,000.00 |
|---|------------------------------------------------------------------------------------------------------------------------------------------|-----------------|

### 3.3.a Lankershim ES – 2-story building Addition

| Item | Description                                                                                                                               | Lump Sum Amount                                                                        |
|------|-------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES (Amount in Numbers)                                                                                     | \$                                                                                     |
| B    | ALLOWANCE Lankershim 2 story Item 1 (Amount in Numbers):                                                                                  | \$ 150,000.00                                                                          |
| C    | WQMP/SWPPP allowance Item 2                                                                                                               | \$ 45,000.00                                                                           |
| D    | ALLOWANCE Lankershim 2 story Item 3 – Existing portable buildings removal and relocation within the District Boundaries                   | \$ 50,000.00                                                                           |
| E    | TOTAL BASE BID INCLUDING ALLOWANCES FOR Lankershim ES – 2-story building Addition (Amount in Numbers) $E=3.3.a.A+3.3.a.B+3.3.a.C+3.3.a.D$ | \$  |

### 3.3.b Lankershim ES – 1-story building Addition

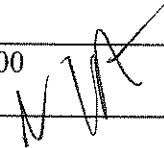
| Item | Description                                                                                                               | Lump Sum Amount                                                                        |
|------|---------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES (Amount in Numbers)                                                                     | \$                                                                                     |
| B    | ALLOWANCE Lankershim 1 story Item 1 (Amount in Numbers):                                                                  | \$ 25,000.00                                                                           |
| C    | TOTAL BASE BID INCLUDING ALLOWANCES FOR Lankershim ES – 1-story building Addition (Amount in Numbers) $C=3.3.b.A+3.3.b.B$ | \$  |

|   |                                                                                                                                |    |
|---|--------------------------------------------------------------------------------------------------------------------------------|----|
| D | TOTAL BID INCLUDING ALLOWANCES FOR LANKERSHIM ES – 2 story & 1-story building Together (Amount in Numbers) $D=3.3.a.E+3.3.b.C$ | \$ |
|---|--------------------------------------------------------------------------------------------------------------------------------|----|

### 3.4 Option for COMBINATION BIDS

For submittal of Discounted COMBINATION BIDS, utilize the following tables. For individual site bids, utilize the appropriate bid table as noted above in Sections 3.1, 3.2 or 3.3. For award of contract, refer to Information for Bidder section.

#### 3.4.a COMBINATION BID FOR ALL THREE PROJECTS

| Item | Description                                                                                                                                | Lump Sum Amount                                                                          |
|------|--------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------|
| A    | Discounted BASE BID NOT INCLUDING ALLOWANCES WILSON, LYLTE CREEK, LANKERSHIM (Amount in Numbers)                                           | \$                                                                                       |
| B    | Total ALLOWANCES For WILSON, LYLTE CREEK, LANKERSHIM (Amount in Numbers)                                                                   | \$ 1,120,000.00                                                                          |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR WILSON, LYLTE CREEK, LANKERSHIM $C=3.4.a.A+3.4.a.B$ (Amount in Numbers) | \$  |

**3.4.b COMBINATION BID FOR TWO PROJECTS: WILSON & LYTLE CREEK**

| <i>Item</i> | <i>Description</i>                                                                                                           | <i>Lump Sum Amount</i> |
|-------------|------------------------------------------------------------------------------------------------------------------------------|------------------------|
| A           | Discounted BASE BID NOT INCLCUDING ALLOWANCES WILSON, LYTLE CREEK (Amount in Numbers)                                        | \$                     |
| B           | Total ALLOWANCES For WILSON, LYTLE CREEK, (Amount in Numbers)                                                                | \$850,000.00           |
| C           | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR WILSON, LYTLE CREEK C=3.4.b.A+3.4.b.B (Amount in Numbers) | \$ <i>N/A</i>          |

**3.4.c COMBINATION BID FOR TWO PROJECTS: LANKERSHIM & LYTLE CREEK**

| <i>Item</i> | <i>Description</i>                                                                                           | <i>Lump Sum Amount</i> |
|-------------|--------------------------------------------------------------------------------------------------------------|------------------------|
| A           | Discounted BASE BID NOT INCLCUDING ALLOWANCES LANKERSHIM, LYTLE CREEK (Amount in Numbers)                    | \$                     |
| B           | Total ALLOWANCES for LANKERSHIM, LYTLE CREEK, (Amount in Numbers)                                            | \$745,000.00           |
| C           | TOTAL COMBINATION BID INCLUDING ALLOWANCES FOR LANKERSHIM, LYTLE CREEK C=3.4.c.A+3.4.c.B (Amount in Numbers) | \$ <i>N/A</i>          |

**3.4.d COMBINATION BID FOR TWO PROJECTS: WILSON & LANKERSHIM**

| <i>Item</i> | <i>Description</i>                                                                                                         | <i>Lump Sum Amount</i> |
|-------------|----------------------------------------------------------------------------------------------------------------------------|------------------------|
| A           | BASE BID NOT INCLCUDING ALLOWANCES WILSON, LANKERSHIM (Amount in Numbers)                                                  | \$                     |
| B           | Total ALLOWANCES For WILSON, LANKERSHIM, (Amount in Numbers)                                                               | \$645,000.00           |
| C           | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR WILSON, LANKERSIM C=3.4.d.A+3.4.d.B (Amount in Numbers) | \$ <i>N/A</i>          |

**Note: All allowances are for the sole use of the District.**

4. **ALTERNATES:** (If applicable) The following amounts shall be added to or deducted from the Base Bid at the DISTRICT's option. Refer to Project Manual for Alternates section and description of work.

Project site(s):

Alternate 1 (Add/Deduct) \*

Alternate 2 (Add/Deduct) \*

Alternate 3 (Add/Deduct) \*

Alternate 4 (Add/Deduct) \*

Alternate 5 (Add/Deduct) \*

\* Line out "add" or "deduct" depending on which is not applicable. However, any other method or designation which clearly identifies the nature of the item shall also be acceptable. In the absence of any clear indication of the additive or deductive nature of the item, it will be assumed that the item is intended to be deductive in nature.

5. TIME FOR COMPLETION: The aggregate sum total work of each individual prime Contractor to the DISTRICT comprises the entire "Project" and shall be commenced and completed in conformance with the Project Construction Schedule. The entire Project shall be completed within

Wilson 2 story - Four hundred and twenty-five ( 425 ) consecutive calendar days

Lytle Creek 2 story & 1 story - Four hundred and fifty-five ( 455 ) consecutive calendar days

Lankershim 2 story & 1 story - Four hundred and fifty-five ( 455 ) consecutive calendar days

from the date specified in the Notice to Proceed. Bidder acknowledges liability for liquidated damages in the amount as stipulated herein for each calendar day of delay.

6. DISTRICT'S RIGHT TO REJECT: It is understood that the DISTRICT reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of **ninety (90) days**.

7. BID SECURITY: The required bid security in the amount of not less than ten percent (10%) of the total bid is attached hereto.

8. NOT USED

9. NONCOLLUSION DECLARATION: The required Bidder's Noncollusion Declaration is attached hereto.

10. SITE VISIT CERTIFICATION: The required Site Visit Certification is attached hereto.

11. DVBE CERTIFICATION: The required Certification of Compliance with DVBE Policy is attached hereto.

12. CRIMINAL BACKGROUND CHECK CERTIFICATION: The required Criminal Background Check Certification will be submitted prior to Contractor commencing work on the project.

13. SUBSTITUTION REQUEST FORM: The Substitution Request Form is attached hereto.

14. FAITHFUL PERFORMANCE AND PAYMENT BOND: It is understood and agreed that if written notice of the acceptance of this bid is mailed, FAXED, or delivered to the undersigned after the opening of the bid, and within the time this bid is required to remain open, or at any time thereafter before this bid is withdrawn, the undersigned will execute and deliver to the DISTRICT a fully executed Form of Agreement (Contract) in the form attached hereto in accordance with the bid as accepted, and that it will also furnish and deliver to the DISTRICT six (6) executed copies of a Faithful Performance Bond and a separate Payment Bond as specified, and certificates of insurance, all within ten (10) calendar days after receipt of notification of the acceptance. Bidder further agrees

that the work under the Contract will be commenced by the Bidder, if awarded the Contract, on the date to be stated in the DISTRICT's "Notice to Proceed" and will be completed within the time specified in the Contract documents.

15. PROPER ADDRESS: Notice of Award of Contract or other correspondence should be addressed to the undersigned at the address stated below.

19135 Vintage Woods DR  
Riverside CA 92508

16. NAME(S) OF PRINCIPALS: Principals of the Bidder's company are:

ANTOIN FATA  
\_\_\_\_\_  
\_\_\_\_\_

(IMPORTANT NOTICE: If Bidder is a corporation, state legal name of corporation, as well as names of the president, secretary treasurer, and general manager thereof; if a partnership, state true name of firm, also names of all individual partners composing firm; if an individual, state names in full.)

17. The undersigned bidder declares that the bidder is licensed in the State of California as required by the Business and Professional Code in accordance with the act providing for registration of Contractors and the documentation of licensure is as follows:

|    | License No.   | Classification | Expiration Date  |
|----|---------------|----------------|------------------|
| 1. | <u>550283</u> | <u>A+B+HAZ</u> | <u>1-31-2015</u> |
| 2. | _____         | _____          | _____            |
| 3. | _____         | _____          | _____            |
| 4. | _____         | _____          | _____            |
| 5. | _____         | _____          | _____            |

If the bidder is a joint venture, each member of the joint venture must include the above information.

Bidder certifies that the above-mentioned license(s) entitle(s) Bidder to provide the work required by the Contract, that such license will be in full force and effect throughout the duration of work under this Contract, and that any and all subcontractors to be employed for the work will have appropriate licenses.

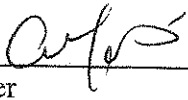
The undersigned declares and certifies under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Fata Construction & Development  
Name of Corporation, Partnership or Sole Proprietor

19135 Vintage Woods DR Riverside CA 92508  
Address

Telephone: 951-7868126

ANTOUN Fata  
Proper Name of Bidder Empowered to Sign On Behalf of the  
Corporation, Partnership or Sole Proprietor

  
Signature of Bidder

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of authorized officers of agents and the document shall bear the corporate seal; if bidder is a partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership; and if bidder is an individual, his or her name and signature shall be placed above.

**ATTACHMENTS TO BE COMPLETED AND SUBMITTED BY BIDDER:**

*To be submitted with Bid Form. Refer to Information for Bidders.*

1. Bidder's Noncollusion Affidavit
2. Site Visit Certification
3. Certification of Compliance with DVBE Policy
4. Proposed Subcontractors
5. Bid Bond
6. Bidder References and Responsibility Information
7. Substitution Request Form



18. FORFEITURE OF SECURITY: In the event the Bidder to whom the Notice of Award of Contract is given fails or refuses to post the required bonds and return executed copies of the Form of Agreement with all required attachments within ten (10) calendar days from the date of the Notice of Award, the DISTRICT may declare the Bidder's bid deposit or bond forfeited as liquidated damages

19. ASSIGNMENT OF RIGHTS, TITLE AND INTEREST IN CAUSES OF ACTION: Pursuant to Section 4552 of the Government code, in submitting a bid to the DISTRICT, the bidder offers and agrees that if the bid is accepted, it will assign to DISTRICT all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Chapter 2 (commencing with Section 16700) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, materials, or services by the bidder for sale to the purchasing body pursuant to the bid. Such assignment shall be made and become effective at the time the purchasing body tenders final payment to the bidder.

20. IRCA: The bidder hereby certifies that it is, and at all times during the performance of work hereunder will be, in full compliance with the provisions of the Immigration Reform and Control Act of 1986 ("IRCA") in the hiring of its employees and the bidder shall indemnify, hold harmless and defend the DISTRICT against any and all actions, proceedings, penalties or claims arising out of the bidder's failure to comply strictly with the IRCA.

21. FINANCIAL STATEMENTS: It is understood and agreed that if requested by the DISTRICT, the Bidder will furnish a notarized financial statement, references and other information required by the DISTRICT sufficiently comprehensive to permit an appraisal of bidder's ability to perform the work of the Contract.

22. LIQUIDATED DAMAGES: The undersigned hereby warrants that all work shall be completed within (see section 5. above) **consecutive calendar days** from the date specified on the Notice to Proceed issued by the DISTRICT. Time is of the essence. The undersigned agrees that failure to complete the work or any scheduled activity within the time set forth herein will result in the imposition of liquidated damages for each consecutive calendar day of delay in the amount of **TWO THOUSAND DOLLARS (\$ 2,000.00)**.

For a multiple-prime contract procurement, each Contractor shall refer to the General Requirements Section of the Specifications for the Construction Progress Schedule for the durations of individual activities contained within total project time. The above-specified liquidated damages will be assessed if any individual activity duration exceeds the time indicated for that activity on the Construction Progress Schedule.

23. CHANGE ORDER REQUESTS: Bidder understands and agrees that all change order requests must be submitted in the form set forth in the Contract Documents. The amount of allowable charges submitted pursuant to a change order shall be limited to the charges allowed by the Conditions of the Contract. Indirect costs, consequential and incidental costs, project management costs, extended home office and field office overhead, administrative costs and profit and other charges not specifically authorized by the Contract Conditions will not be allowed.

24. FALSE CLAIMS: The bidder is familiar with Government Code Sections 12650, et seq., and Penal Code Section 72 and understands that false claims can lead to imprisonment

*To be Submitted with Executed Contract (Agreement) by Successful Bidder:*

1. Certificate Regarding Worker's Compensation
2. Acknowledgement of Bidding Practices Regarding Indemnity
3. Drug-Free Work Place Certification
4. Statement of Intent to Meet DVBE Participation Goal
5. Faithful Performance Bond Form
6. Payment Bond Form
7. Vendor Tax Information
8. Certification of Non-Utilization of Asbestos Material
9. Prime/General Contractor Information
10. Contractor Prevailing Wage Compliance Certification
11. Guarantee
12. Criminal Records Checks Certification Forms
13. Escrow Agreement for Security Deposits in Lieu of Retention

## ATTACHMENT NO. 4 TO BID FORM

### PROPOSED SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Public Contract Code commencing at Section 4100) and any amendments thereof, each Bidder shall set forth below:

- (a) The name, license number and the location of the place of business of each subcontractor who will perform work or labor or render service to a prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California, who, under subcontract to a prime contractor, specially fabricates and installs a portion of the work or improvement according to the Contract Documents in an amount in excess of one-half of 1 percent of the prime contractor's total bid.

Any information requested by the District concerning any subcontractor who the prime contractor is required to list under this subdivision, other than the subcontractor's name, license number, description of work, and location of business, may be submitted by the prime contractor up to 24 hours after the deadline established by the officer, department, board or commission for receipt of bids by prime contractors.

- (b) The portion of the work which will be done by each subcontractor.

The prime contractor shall list only one subcontractor for each such portion as is defined by the prime contractor in this bid.

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of 1 percent of the prime contractor's total bid, he shall be deemed to have agreed that he is fully qualified and licensed to perform that portion himself per the requirements of the Information for Bidders, and that he shall perform that portion himself.

No prime contractor whose bid is accepted shall:

- (a) Substitute any subcontractor,
- (b) Permit any subcontractor to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or
- (c) Sublet or subcontract any portion of the work in excess of one-half of one percent of the prime contractor's total bid as to which his original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act.

Subletting or subcontracting of any portion of the work in excess of one-half of one percent of the prime contractor's total bid 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 authority awarding this contract setting forth the facts constituting the emergency or necessity.

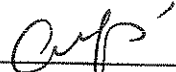
A prime contractor violating any of the provisions of Public Contract Code Section 4100 et seq. shall be deemed to be in violation of this contract and the DISTRICT may exercise the option, at its own discretion, of (1) canceling the contract or (2) assessing the prime contractor a penalty in an amount of not more than ten percent (10%) of the amount of the subcontract involved.

DESIGNATION OF SUBCONTRACTORS FORM

| Portion of Work | Subcontractor Name                           | Phone Number &<br>Address of Business                                | License No |
|-----------------|----------------------------------------------|----------------------------------------------------------------------|------------|
| Concrete        | SDS Concrete Inc                             | 909-887-8616<br>1090 Wood Lawn Ave<br>Devon, CA 92627                | 852133     |
| Striping        | ABC Resources Inc.                           | 909-988-0390<br>1527 West State St.<br>Bartlett, CA 91762            | 538680     |
| Ceiling         | Hanni (Hawley) Systems                       | 951-2761843<br>4550 W. La Cadenas Dr<br>Riverside CA 92501           | 787546     |
| Roofing         | Chapman Roofing                              | 714-738-6611<br>2301 E Orange & Thorpe Ave.<br>Fullerton, CA 92631   | 927593     |
| Data/FA         | Enko Systems                                 | 1001 S. Arrowhead Ave.<br>San Bernardino, CA 92408<br>(909) 841-0376 | 691828     |
| Electrical      | CA Electric                                  | 323-542 4783<br>2155 S. Roscommon Ave<br>LA, CA 90022                | 648177     |
| Site Electrical | B+B Electric                                 | 951-781-7139<br>18017 Hickory tree Ln<br>Riverside, CA 92504         | 514966     |
| Fence           | A+A Fence                                    | 951-844-8515<br>579 E Lincoln St.<br>Riverside, CA 92220             | 739323     |
| Surveying       | Precision Surveyors                          | 909-8626326<br>7231 Boulder Ave #531<br>Highland, CA 92346           | 1019240    |
| Partitions      | Inland Empire Architectural Specialties Inc. | 951-781-0700<br>783 palmgate Ave #B<br>Riverside CA 92507            | 461106 ✓   |

Fata Construction & Development  
NAME OF BIDDER

AUTOWATA

Signature: 

Title: owner

**DESIGNATION OF SUBCONTRACTORS FORM**

| Portion of Work        | Subcontractor Name                   | Phone Number &<br>Address of Business                           | License No |
|------------------------|--------------------------------------|-----------------------------------------------------------------|------------|
| Glazing                | E&R Glass<br>Contractors, Inc.       | 409-624-6000<br>5369 Brooks St. Montclair,<br>CA 91763          | 831400     |
| Dry wall               | JL JORD<br>Construction              | 951-734-2723<br>1485 Panama Rd. Ste G<br>Corona, CA 92878       | 829526     |
| Cabinets               | Reasonable<br>cabinets               | 951-6824502<br>235 East Shady Grove<br>Riverside CA 92507       | 467143     |
| Flooring carpet<br>vet | Mike's Custom<br>Flooring Inc.       | 909-335-0400<br>1351 Park Ave Ste 602<br>Redlands, CA 92373     | 428696     |
| Insulation             | Masco Contract<br>Services of CA Inc | 1120 Chius St.<br>Riv, CA 92507<br>909-285-3259                 | 221517     |
| Signs                  | Fast Signs                           | 951-243-1494<br>22309 Sunny mead Blvd<br>Hemet Valley, CA 92553 | 921981     |
| Misc. Metal<br>work    | Golden Iron<br>Inc.                  | 818-787-0481<br>14121 Bessemer St.<br>Van Nuys, CA 91401        | 830594     |
| Fire Sprinkler         | J.G. Tate Fire<br>Protection Systems | 858-486-0900<br>13771 Danielson St. Ste P<br>Poway, CA 92064    | 800609     |
|                        |                                      |                                                                 |            |
|                        |                                      |                                                                 |            |

Fata Construction  
NAME OF BIDDER

Signature: afp

Title: owner

## BID FORM

TO: **SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**, acting by and through its Governing Board, herein called the "DISTRICT."

FROM: Shanks Electric Corporation  
(Proper Name of Bidder)

Pursuant to and in compliance with your Notice Inviting Bids and the other documents relating thereto, the undersigned Bidder, having familiarized himself/herself with the terms of the Contract and the Contract Documents, the local conditions affecting the performance of the Contract and the cost of the work at the place where the work is to be done, hereby proposes and agrees to perform within the time stipulated, the Work of the Contract, including all of its component parts, and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the work; the furnishing of tools, equipment, supplies, transportation, utilities, facilities, labor, superintendence and services required to perform and complete the work; bonds, insurance and submittals; and including the assumption of all obligations, duties and responsibilities necessary to the successful completion of the Contract, including its acceptance by the DISTRICT, for the following Project:

**PROJECT NAME:** Three Independent Overcrowding Relief Grant Addition at Three different Elementary Schools (Lankershim, Wilson, Lytle Creek)

### 2. ADDENDA

The undersigned has thoroughly examined any and all Addenda (if any) issued during the bid period and is thoroughly familiar with all contents thereof and acknowledges receipt of the following Addenda: *(Bidder to list all addenda)*

|                         |               |                |                                      |
|-------------------------|---------------|----------------|--------------------------------------|
| ADDENDUM NO. <u>1</u>   | DATE RECEIVED | <u>5/17/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>2</u>   | DATE RECEIVED | <u>5/17/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>3</u>   | DATE RECEIVED | <u>5/17/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>4</u>   | DATE RECEIVED | <u>5/21/13</u> | Project: <u>Lankershim - 1 story</u> |
| ADDENDUM NO. <u>5</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>5.1</u> | DATE RECEIVED | <u>6/5/13</u>  | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>6</u>   | DATE RECEIVED | <u>6/11/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>6.1</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. <u>6.2</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>Lankershim-1 story</u>   |
| ADDENDUM NO. _____      | DATE RECEIVED | _____          | Project: _____                       |
| ADDENDUM NO. <u>3</u>   | DATE RECEIVED | <u>5/21/13</u> | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. <u>4</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. <u>4.1</u> | DATE RECEIVED | <u>6/5/13</u>  | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. <u>5</u>   | DATE RECEIVED | <u>6/5/13</u>  | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. <u>5.1</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. <u>5.2</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>Lankershim-2 story</u>   |
| ADDENDUM NO. _____      | DATE RECEIVED | _____          | Project: _____                       |

Note: For DSA requirements, all addenda should be separated by school site/A# for clarity



### 3. BASE BID and ALLOWANCE:

The following amounts shall be added to contain the TOTAL BID PRICE PER SITE (sites with more than one building shall remain as one project and will be awarded to the same contractor). Bidders to provide separate Total Bid Prices per site. District would also consider submittal of discounted combination bids as described below (also refer to information for bidders section):

#### 3.1 WILSON ES – 2-story building Addition

| <i>Item</i> | <i>Description</i>                                                                                                                                               | <i>Lump Sum Amount</i> |
|-------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| A           | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                         | \$ NA                  |
| B           | ALLOWANCE Wilson 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00          |
| C           | ALLOWANCE Wilson 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 100,000.00          |
| D           | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>WILSON ES – 2-story building Addition</b> (Amount in Numbers) D=3.1.A+3.1.B+3.1.C                                     | \$ NA                  |

#### 3.2.a LYTLE CREEK ES – 2-story building Addition

| <i>Item</i> | <i>Description</i>                                                                                                                                                    | <i>Lump Sum Amount</i> |
|-------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| A           | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                              | \$ NA                  |
| B           | ALLOWANCE Lytle Creek 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00          |
| C           | ALLOWANCE Lytle Creek 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 175,000.00          |
| D           | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>Lytle Creek ES – 2-story building Addition</b> (Amount in Numbers) D=3.2.a.A+3.2.a.B+3.2.a.C                               | \$ NA                  |

#### 3.2.b LYTLE CREEK ES – 1-story building Addition

| <i>Item</i> | <i>Description</i>                                                                                                                       | <i>Lump Sum Amount</i> |
|-------------|------------------------------------------------------------------------------------------------------------------------------------------|------------------------|
| A           | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                 | \$ NA                  |
| B           | ALLOWANCE Lytle Creek 1 story<br>(Amount in Numbers):                                                                                    | \$ 25,000.00           |
| C           | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>Lytle Creek ES – 1-story building Addition</b> (Amount in Numbers) C=3.2.b.A+3.2.b.B          | \$ NA                  |
| D           | TOTAL BID INCLUDING ALLOWANCES FOR <b>LYTLE CREEK ES – 2 story &amp; 1-story building Together</b> (Amount in Numbers) D=3.2.a.D+3.2.b.C | \$ NA                  |



### 3.3.a Lankershim ES – 2-story building Addition

| Item | Description                                                                                                                             | Lump Sum Amount |
|------|-----------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES (Amount in Numbers)                                                                                   | \$ 5,375,000.5  |
| B    | ALLOWANCE Lankershim 2 story Item 1 (Amount in Numbers):                                                                                | \$ 150,000.00   |
| C    | WQMP/SWPPP allowance Item 2                                                                                                             | \$ 45,000.00    |
| D    | ALLOWANCE Lankershim 2 story Item 3 – Existing portable buildings removal and relocation within the District Boundaries                 | \$ 50,000.00    |
| E    | TOTAL BASE BID INCLUDING ALLOWANCES FOR Lankershim ES – 2-story building Addition (Amount in Numbers) E=3.3.a.A+3.3.a.B+3.3.a.C+3.3.a.D | \$ 5,620,000.5  |

### 3.3.b Lankershim ES – 1-story building Addition

| Item | Description                                                                                                             | Lump Sum Amount |
|------|-------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES (Amount in Numbers)                                                                   | \$ 471,500.5    |
| B    | ALLOWANCE Lankershim 1 story Item 1 (Amount in Numbers):                                                                | \$ 25,000.00    |
| C    | TOTAL BASE BID INCLUDING ALLOWANCES FOR Lankershim ES – 1-story building Addition (Amount in Numbers) C=3.3.b.A+3.3.b.B | \$ 496,500.5    |

|   |                                                                                                                              |                |
|---|------------------------------------------------------------------------------------------------------------------------------|----------------|
| D | TOTAL BID INCLUDING ALLOWANCES FOR LANKERSHIM ES – 2 story & 1-story building Together (Amount in Numbers) D=3.3.a.E+3.3.b.C | \$ 6,116,500.5 |
|---|------------------------------------------------------------------------------------------------------------------------------|----------------|

### 3.4 Option for COMBINATION BIDS

For submittal of Discounted COMBINATION BIDS, utilize the following tables. For individual site bids, utilize the appropriate bid table as noted above in Sections 3.1, 3.2 or 3.3. For award of contract, refer to Information for Bidder section.

#### 3.4.a COMBINATION BID FOR ALL THREE PROJECTS

| Item | Description                                                                                                                              | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | Discounted BASE BID NOT INCLUDING ALLOWANCES WILSON, LYTLE CREEK, LANKERSHIM (Amount in Numbers)                                         | \$ NA           |
| B    | Total ALLOWANCES For WILSON, LYLTE CREEK, LANKERSHIM (Amount in Numbers)                                                                 | \$ 1,120,000.00 |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR WILSON, LYLTE CREEK, LANKERSHIM C=3.4.a.A+3.4.a.B (Amount in Numbers) | \$ NA           |

**3.4.b COMBINATION BID FOR TWO PROJECTS: WILSON & LYTLE CREEK**

| Item | Description                                                                                                                            | Lump Sum Amount |
|------|----------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | Discounted BASE BID NOT INCLUDING ALLOWANCES <b>WILSON, LYTLE CREEK</b><br>(Amount in Numbers)                                         | \$ NA           |
| B    | Total ALLOWANCES For <b>WILSON, LYTLE CREEK</b> , (Amount in Numbers)                                                                  | \$850,000.00    |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR <b>WILSON, LYTLE CREEK</b> C=3.4.b.A+3.4.b.B<br>(Amount in Numbers) | \$ NA           |

**3.4.c COMBINATION BID FOR TWO PROJECTS: LANKERSHIM & LYTLE CREEK**

| Item | Description                                                                                                         | Lump Sum Amount |
|------|---------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | Discounted BASE BID NOT INCLUDING ALLOWANCES <b>LANKERSHIM, LYTLE CREEK</b><br>(Amount in Numbers)                  | \$ NA           |
| B    | Total ALLOWANCES for <b>LANKERSHIM, LYTLE CREEK</b> , (Amount in Numbers)                                           | \$745,000.00    |
| C    | TOTAL COMBINATION BID INCLUDING ALLOWANCES FOR <b>LANKERSHIM, LYTLE CREEK</b> C=3.4.c.A+3.4.c.B (Amount in Numbers) | \$ NA           |

**3.4.d COMBINATION BID FOR TWO PROJECTS: WILSON & LANKERSHIM**

| Item | Description                                                                                                                        | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES <b>WILSON, LANKERSHIM</b><br>(Amount in Numbers)                                                 | \$ NA           |
| B    | Total ALLOWANCES For <b>WILSON, LANKERSHIM</b> , (Amount in Numbers)                                                               | \$645,000.00    |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR <b>WILSON, LANKERSHIM</b> C=3.4.d.A+3.4.d.B (Amount in Numbers) | \$ NA           |

**Note: All allowances are for the sole use of the District.**

4. **ALTERNATES:** (If applicable) The following amounts shall be added to or deducted from the Base Bid at the DISTRICT's option. Refer to Project Manual for Alternates section and description of work.

Project site(s): Lankershim

Alternate 1 (Add/Deduct) \* 2-Story (773,930.-)  
 Alternate 2 (Add/Deduct) \* 1-Story 94  
 Alternate 3 (Add/Deduct) \* 1-Story (13,384.-)  
 Alternate 4 (Add/Deduct) \* \_\_\_\_\_  
 Alternate 5 (Add/Deduct) \* \_\_\_\_\_



\* Line out "add" or "deduct" depending on which is not applicable. However, any other method or designation which clearly identifies the nature of the item shall also be acceptable. In the absence of any clear indication of the additive or deductive nature of the item, it will be assumed that the item is intended to be deductive in nature.

5. TIME FOR COMPLETION: The aggregate sum total work of each individual prime Contractor to the DISTRICT comprises the entire "Project" and shall be commenced and completed in conformance with the Project Construction Schedule. The entire Project shall be completed within

Wilson 2 story - Four hundred and twenty-five ( 425 ) consecutive calendar days

Lytle Creek 2 story & 1 story - Four hundred and fifty-five ( 455 ) consecutive calendar days

Lankershim 2 story & 1 story - Four hundred and fifty-five ( 455 ) consecutive calendar days

from the date specified in the Notice to Proceed. Bidder acknowledges liability for liquidated damages in the amount as stipulated herein for each calendar day of delay.

6. DISTRICT'S RIGHT TO REJECT: It is understood that the DISTRICT reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of **ninety (90) days**.

7. BID SECURITY: The required bid security in the amount of not less than ten percent (10%) of the total bid is attached hereto.

8. NOT USED

9. NONCOLLUSION DECLARATION: The required Bidder's Noncollusion Declaration is attached hereto.

10. SITE VISIT CERTIFICATION: The required Site Visit Certification is attached hereto.

11. DVBE CERTIFICATION: The required Certification of Compliance with DVBE Policy is attached hereto.

12. CRIMINAL BACKGROUND CHECK CERTIFICATION: The required Criminal Background Check Certification will be submitted prior to Contractor commencing work on the project.

13. SUBSTITUTION REQUEST FORM: The Substitution Request Form is attached hereto.

14. FAITHFUL PERFORMANCE AND PAYMENT BOND: It is understood and agreed that if written notice of the acceptance of this bid is mailed, FAXED, or delivered to the undersigned after the opening of the bid, and within the time this bid is required to remain open, or at any time thereafter before this bid is withdrawn, the undersigned will execute and deliver to the DISTRICT a fully executed Form of Agreement (Contract) in the form attached hereto in accordance with the bid as accepted, and that it will also furnish and deliver to the DISTRICT six (6) executed copies of a Faithful Performance Bond and a separate Payment Bond as specified, and certificates of insurance, all within ten (10) calendar days after receipt of notification of the acceptance. Bidder further agrees

that the work under the Contract will be commenced by the Bidder, if awarded the Contract, on the date to be stated in the DISTRICT's "Notice to Proceed" and will be completed within the time specified in the Contract documents.

15. **PROPER ADDRESS:** Notice of Award of Contract or other correspondence should be addressed to the undersigned at the address stated below.

Mailing: P.O. Box 542, Helendale, CA 92342

Physical: 26719 Vista Road, Ste 4 Helendale, CA 92342

16. **NAME(S) OF PRINCIPALS:** Principals of the Bidder's company are:

Forrest E. Shanks Jr./CEO

Wanda L. Race/CEO

Susan D. Shanks/Secretary

(IMPORTANT NOTICE: If Bidder is a corporation, state legal name of corporation, as well as names of the president, secretary treasurer, and general manager thereof; if a partnership, state true name of firm, also names of all individual partners composing firm; if an individual, state names in full.)

17. The undersigned bidder declares that the bidder is licensed in the State of California as required by the Business and Professional Code in accordance with the act providing for registration of Contractors and the documentation of licensure is as follows:

|    | License No. | Classification | Expiration Date |
|----|-------------|----------------|-----------------|
| 1. | 791574      | B, C-10        | 02/28/2015      |
| 2. |             |                |                 |
| 3. |             |                |                 |
| 4. |             |                |                 |
| 5. |             |                |                 |

If the bidder is a joint venture, each member of the joint venture must include the above information.

Bidder certifies that the above-mentioned license(s) entitle(s) Bidder to provide the work required by the Contract, that such license will be in full force and effect throughout the duration of work under this Contract, and that any and all subcontractors to be employed for the work will have appropriate licenses.



18. FORFEITURE OF SECURITY: In the event the Bidder to whom the Notice of Award of Contract is given fails or refuses to post the required bonds and return executed copies of the Form of Agreement with all required attachments within ten (10) calendar days from the date of the Notice of Award, the DISTRICT may declare the Bidder's bid deposit or bond forfeited as liquidated damages

19. ASSIGNMENT OF RIGHTS, TITLE AND INTEREST IN CAUSES OF ACTION: Pursuant to Section 4552 of the Government code, in submitting a bid to the DISTRICT, the bidder offers and agrees that if the bid is accepted, it will assign to DISTRICT all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Chapter 2 (commencing with Section 16700) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, materials, or services by the bidder for sale to the purchasing body pursuant to the bid. Such assignment shall be made and become effective at the time the purchasing body tenders final payment to the bidder.

20. IRCA: The bidder hereby certifies that it is, and at all times during the performance of work hereunder will be, in full compliance with the provisions of the Immigration Reform and Control Act of 1986 ("IRCA") in the hiring of its employees and the bidder shall indemnify, hold harmless and defend the DISTRICT against any and all actions, proceedings, penalties or claims arising out of the bidder's failure to comply strictly with the IRCA.

21. FINANCIAL STATEMENTS: It is understood and agreed that if requested by the DISTRICT, the Bidder will furnish a notarized financial statement, references and other information required by the DISTRICT sufficiently comprehensive to permit an appraisal of bidder's ability to perform the work of the Contract.

22. LIQUIDATED DAMAGES: The undersigned hereby warrants that all work shall be completed within (see section 5. above) **consecutive calendar days** from the date specified on the Notice to Proceed issued by the DISTRICT. Time is of the essence. The undersigned agrees that failure to complete the work or any scheduled activity within the time set forth herein will result in the imposition of liquidated damages for each consecutive calendar day of delay in the amount of **TWO THOUSAND DOLLARS (\$ 2,000.00)**.

For a multiple-prime contract procurement, each Contractor shall refer to the General Requirements Section of the Specifications for the Construction Progress Schedule for the durations of individual activities contained within total project time. The above-specified liquidated damages will be assessed if any individual activity duration exceeds the time indicated for that activity on the Construction Progress Schedule.

23. CHANGE ORDER REQUESTS: Bidder understands and agrees that all change order requests must be submitted in the form set forth in the Contract Documents. The amount of allowable charges submitted pursuant to a change order shall be limited to the charges allowed by the Conditions of the Contract. Indirect costs, consequential and incidental costs, project management costs, extended home office and field office overhead, administrative costs and profit and other charges not specifically authorized by the Contract Conditions will not be allowed.

24. FALSE CLAIMS: The bidder is familiar with Government Code Sections 12650, et seq., and Penal Code Section 72 and understands that false claims can lead to imprisonment

The undersigned declares and certifies under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Shanks Electric Corporation  
Name of Corporation, Partnership or Sole Proprietor

26719 Vista Road, Ste 4, Helendale, CA 92342  
Address

Telephone: 760-952-2085

Forrest E. Shanks Jr.  
Proper Name of Bidder Empowered to Sign On Behalf of the  
Corporation, Partnership or Sole Proprietor

  
Signature of Bidder

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of authorized officers of agents and the document shall bear the corporate seal; if bidder is a partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership; and if bidder is an individual, his or her name and signature shall be placed above.

**ATTACHMENTS TO BE COMPLETED AND SUBMITTED BY BIDDER:**

*To be submitted with Bid Form. Refer to Information for Bidders.*

1. Bidder's Noncollusion Affidavit
2. Site Visit Certification
3. Certification of Compliance with DVBE Policy
4. Proposed Subcontractors
5. Bid Bond
6. Bidder References and Responsibility Information
7. Substitution Request Form



## ATTACHMENT NO. 4 TO BID FORM

### PROPOSED SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Public Contract Code commencing at Section 4100) and any amendments thereof, each Bidder shall set forth below:

- (a) The name, license number and the location of the place of business of each subcontractor who will perform work or labor or render service to a prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California, who, under subcontract to a prime contractor, specially fabricates and installs a portion of the work or improvement according to the Contract Documents in an amount in excess of one-half of 1 percent of the prime contractor's total bid.

Any information requested by the District concerning any subcontractor who the prime contractor is required to list under this subdivision, other than the subcontractor's name, license number, description of work, and location of business, may be submitted by the prime contractor up to 24 hours after the deadline established by the officer, department, board or commission for receipt of bids by prime contractors.

- (b) The portion of the work which will be done by each subcontractor.

The prime contractor shall list only one subcontractor for each such portion as is defined by the prime contractor in this bid.

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of 1 percent of the prime contractor's total bid, he shall be deemed to have agreed that he is fully qualified and licensed to perform that portion himself per the requirements of the Information for Bidders, and that he shall perform that portion himself.

No prime contractor whose bid is accepted shall:

- (a) Substitute any subcontractor,
- (b) Permit any subcontractor to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or
- (c) Sublet or subcontract any portion of the work in excess of one-half of one percent of the prime contractor's total bid as to which his original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act.

Subletting or subcontracting of any portion of the work in excess of one-half of one percent of the prime contractor's total bid 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 authority awarding this contract setting forth the facts constituting the emergency or necessity.

A prime contractor violating any of the provisions of Public Contract Code Section 4100 et seq. shall be deemed to be in violation of this contract and the DISTRICT may exercise the option, at its own discretion, of (1) canceling the contract or (2) assessing the prime contractor a penalty in an amount of not more than ten percent (10%) of the amount of the subcontract involved.



**DESIGNATION OF SUBCONTRACTORS FORM**

| Portion of Work                               | Subcontractor Name                          | Phone Number &<br>Address of Business                           | License No |
|-----------------------------------------------|---------------------------------------------|-----------------------------------------------------------------|------------|
| 2-Story+2 <sup>nd</sup> story<br>Modular bldg | American<br>modular<br>Systems              | 209-825-1921<br>787 Spreckels Ave<br>Manteca, CA 95336          | # 661154   |
| Landscape                                     | David Ollis<br>Landscape<br>Development Inc | 909-387-1911<br>450 Kansas St. #104<br>Redlands, CA 92373       | # 674829   |
| Grader                                        | Interwest<br>Pacific, Ltd                   | 858-259-2062<br>PO Box 1450 92075<br>Solana Beach, CA           | # 575110   |
| Low Voltage                                   | ENKO Systems                                | 909-885-7771<br>1001 South Arrowhead<br>San Bernardino CA 92408 | # 691828   |
| 1-Story<br>Modular bldg                       |                                             |                                                                 |            |
| Asphalt                                       | Vasquez<br>Const.                           | 951-833-3350<br>PO Box 8482<br>Alta Loma, CA 91701              | # 904085   |
| Plumbing                                      | Fischer Inc                                 | 909-881-2190<br>1355 West 24th St<br>San Bernardino CA 92405    | # 853357   |
|                                               |                                             |                                                                 |            |
|                                               |                                             |                                                                 |            |
|                                               |                                             |                                                                 |            |

Shanks Electric Corporation

NAME OF BIDDER

Signature: 

Title: CEO

## BID FORM

TO: **SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**, acting by and through its Governing Board, herein called the "DISTRICT."

FROM: Robert Clapper Construction Services, Inc.  
(Proper Name of Bidder)

Pursuant to and in compliance with your Notice Inviting Bids and the other documents relating thereto, the undersigned Bidder, having familiarized himself/herself with the terms of the Contract and the Contract Documents, the local conditions affecting the performance of the Contract and the cost of the work at the place where the work is to be done, hereby proposes and agrees to perform within the time stipulated, the Work of the Contract, including all of its component parts, and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the work; the furnishing of tools, equipment, supplies, transportation, utilities, facilities, labor, superintendence and services required to perform and complete the work; bonds, insurance and submittals; and including the assumption of all obligations, duties and responsibilities necessary to the successful completion of the Contract, including its acceptance by the DISTRICT, for the following Project:

**PROJECT NAME:** Three Independent Overcrowding Relief Grant Addition at Three different Elementary Schools (Lankershim, Wilson, Lytle Creek)

### 2. ADDENDA

The undersigned has thoroughly examined any and all Addenda (if any) issued during the bid period and is thoroughly familiar with all contents thereof and acknowledges receipt of the following Addenda: *(Bidder to list all addenda)*

|                         |               |                |                           |
|-------------------------|---------------|----------------|---------------------------|
| ADDENDUM NO. <u>1</u>   | DATE RECEIVED | <u>5/21/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>2</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>3</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>3.1</u> | DATE RECEIVED | <u>6/05/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>4</u>   | DATE RECEIVED | <u>6/10/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>4.1</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. <u>4.2</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>04-110630</u> |
| ADDENDUM NO. _____      | DATE RECEIVED | _____          | Project: _____            |
| ADDENDUM NO. <u>1</u>   | DATE RECEIVED | <u>5/21/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>2</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>3</u>   | DATE RECEIVED | <u>5/30/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>3.1</u> | DATE RECEIVED | <u>6/05/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>4</u>   | DATE RECEIVED | <u>6/10/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>4.1</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. <u>4.2</u> | DATE RECEIVED | <u>6/12/13</u> | Project: <u>04-110629</u> |
| ADDENDUM NO. _____      | DATE RECEIVED | _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED | _____          | Project: _____            |

Note: For DSA requirements, all addenda should be separated by school site/A# for clarity

## BID FORM

TO: **SAN BERNARDINO CITY UNIFIED SCHOOL DISTRICT**, acting by and through its Governing Board, herein called the "DISTRICT."

FROM: Robert Clapper Construction Services, Inc.  
(Proper Name of Bidder)

Pursuant to and in compliance with your Notice Inviting Bids and the other documents relating thereto, the undersigned Bidder, having familiarized himself/herself with the terms of the Contract and the Contract Documents, the local conditions affecting the performance of the Contract and the cost of the work at the place where the work is to be done, hereby proposes and agrees to perform within the time stipulated, the Work of the Contract, including all of its component parts, and the furnishing of all materials and equipment required to be incorporated in and form a permanent part of the work; the furnishing of tools, equipment, supplies, transportation, utilities, facilities, labor, superintendence and services required to perform and complete the work; bonds, insurance and submittals; and including the assumption of all obligations, duties and responsibilities necessary to the successful completion of the Contract, including its acceptance by the DISTRICT, for the following Project:

**PROJECT NAME:** Three Independent Overcrowding Relief Grant Addition at Three different Elementary Schools (Lankershim, Wilson, Lytle Creek)

### 2. ADDENDA

The undersigned has thoroughly examined any and all Addenda (if any) issued during the bid period and is thoroughly familiar with all contents thereof and acknowledges receipt of the following Addenda: *(Bidder to list all addenda)*

|                         |                              |                           |
|-------------------------|------------------------------|---------------------------|
| ADDENDUM NO. <u>1</u>   | DATE RECEIVED <u>5/17/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>2</u>   | DATE RECEIVED <u>5/22/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>3</u>   | DATE RECEIVED <u>5/30/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>3.1</u> | DATE RECEIVED <u>6/05/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>4</u>   | DATE RECEIVED <u>6/11/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>4.1</u> | DATE RECEIVED <u>6/12/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. <u>4.2</u> | DATE RECEIVED <u>6/12/13</u> | Project: <u>04-110678</u> |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |
| ADDENDUM NO. _____      | DATE RECEIVED _____          | Project: _____            |

Note: For DSA requirements, all addenda should be separated by school site/A# for clarity

3. BASE BID and ALLOWANCE:

The following amounts shall be added to contain the TOTAL BID PRICE PER SITE (sites with more than one building shall remain as one project and will be awarded to the same contractor). Bidders to provide separate Total Bid Prices per site. District would also consider submittal of discounted combination bids as described below (also refer to information for bidders section):

3.1 WILSON ES – 2-story building Addition

| Item | Description                                                                                                                                                      | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                         | \$ 5,514,900    |
| B    | ALLOWANCE Wilson 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00   |
| C    | ALLOWANCE Wilson 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 100,000.00   |
| D    | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>WILSON ES – 2-story building Addition</b> (Amount in Numbers) D=3.1.A+3.1.B+3.1.C                                     | \$ 5,889,900    |

3.2.a LYTLE CREEK ES – 2-story building Addition

| Item | Description                                                                                                                                                           | Lump Sum Amount |
|------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                                              | \$ 5,235,000    |
| B    | ALLOWANCE Lytle Creek 2 story Item 1<br>(Amount in Numbers):                                                                                                          | \$ 275,000.00   |
| C    | ALLOWANCE Lytle Creek 2 story Item 2 – Existing portable buildings removal and relocation within the District Boundaries; import and setting up new portables on-site | \$ 175,000.00   |
| D    | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>Lytle Creek ES – 2-story building Addition</b> (Amount in Numbers) D=3.2.a.A+3.2.a.B+3.2.a.C                               | \$ 5,685,000    |

3.2.b LYTLE CREEK ES – 1-story building Addition

| Item | Description                                                                                                                     | Lump Sum Amount |
|------|---------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                        | \$ 658,100      |
| B    | ALLOWANCE Lytle Creek 1 story<br>(Amount in Numbers):                                                                           | \$ 25,000.00    |
| C    | TOTAL BASE BID INCLUDING ALLOWANCES FOR <b>Lytle Creek ES – 1-story building Addition</b> (Amount in Numbers) C=3.2.b.A+3.2.b.B | \$ 683,100      |

|   |                                                                                                                                          |              |
|---|------------------------------------------------------------------------------------------------------------------------------------------|--------------|
| D | TOTAL BID INCLUDING ALLOWANCES FOR <b>LYTLE CREEK ES – 2 story &amp; 1-story building Together</b> (Amount in Numbers) D=3.2.a.D+3.2.b.C | \$ 6,368,100 |
|---|------------------------------------------------------------------------------------------------------------------------------------------|--------------|

3.3.a **Lankershim ES – 2-story building Addition**

| Item | Description                                                                                                                                          | Lump Sum Amount |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                                             | \$ N/A          |
| B    | ALLOWANCE Lankershim 2 story Item 1<br>(Amount in Numbers):                                                                                          | \$ 150,000.00   |
| C    | WQMP/SWPPP allowance Item 2                                                                                                                          | \$ 45,000.00    |
| D    | ALLOWANCE Lankershim 2 story Item 3 – Existing portable<br>buildings removal and relocation within the District<br>Boundaries                        | \$ 50,000.00    |
| E    | TOTAL BASE BID INCLUDING ALLOWANCES FOR<br><b>Lankershim ES – 2-story building Addition</b> (Amount in<br>Numbers) E=3.3.a.A+3.3.a.B+3.3.a.C+3.3.a.D | \$ N/A          |

3.3.b **Lankershim ES – 1-story building Addition**

| Item | Description                                                                                                                          | Lump Sum Amount |
|------|--------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUDING ALLOWANCES<br>(Amount in Numbers)                                                                             | \$ N/A          |
| B    | ALLOWANCE Lankershim 1 story Item 1<br>(Amount in Numbers):                                                                          | \$ 25,000.00    |
| C    | TOTAL BASE BID INCLUDING ALLOWANCES FOR<br><b>Lankershim ES – 1-story building Addition</b> (Amount in<br>Numbers) C=3.3.b.A+3.3.b.B | \$ N/A          |

|   |                                                                                                                                                |        |
|---|------------------------------------------------------------------------------------------------------------------------------------------------|--------|
| D | TOTAL BID INCLUDING ALLOWANCES FOR<br><b>LANKERSHIM ES – 2 story &amp; 1-story building<br/>Together</b> (Amount in Numbers) D=3.3.a.E+3.3.b.C | \$ N/A |
|---|------------------------------------------------------------------------------------------------------------------------------------------------|--------|

3.4 Option for COMBINATION BIDS

For submittal of Discounted COMBINATION BIDS, utilize the following tables. For individual site bids, utilize the appropriate bid table as noted above in Sections 3.1, 3.2 or 3.3. For award of contract, refer to Information for Bidder section.

3.4.a **COMBINATION BID FOR ALL THREE PROJECTS**

| Item | Description                                                                                                                                              | Lump Sum Amount |
|------|----------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | Discounted BASE BID NOT INCLUDING<br>ALLOWANCES <b>WILSON, LYLTE CREEK,<br/>LANKERSHIM</b> (Amount in Numbers)                                           | \$ N/A          |
| B    | Total ALLOWANCES For <b>WILSON, LYLTE<br/>CREEK, LANKERSHIM</b> (Amount in Numbers)                                                                      | \$ 1,120,000.00 |
| C    | TOTAL Discounted COMBINATION Lump Sum<br>BID INCLUDING ALLOWANCES FOR<br><b>WILSON, LYLTE CREEK, LANKERSHIM</b><br>C=3.4.a.A+3.4.a.B (Amount in Numbers) | \$ N/A          |

### 3.4.b COMBINATION BID FOR TWO PROJECTS: WILSON & LYTLE CREEK

| Item | Description                                                                                                                            | Lump Sum Amount  |
|------|----------------------------------------------------------------------------------------------------------------------------------------|------------------|
| A    | Discounted BASE BID NOT INCLUCING ALLOWANCES <b>WILSON, LYTLE CREEK</b><br>(Amount in Numbers)                                         | \$ 11,308,177.55 |
| B    | Total ALLOWANCES For <b>WILSON, LYTLE CREEK</b> , (Amount in Numbers)                                                                  | \$850,000.00     |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR <b>WILSON, LYTLE CREEK</b> C=3.4.b.A+3.4.b.B<br>(Amount in Numbers) | \$ 12,158,177.55 |

### 3.4.c COMBINATION BID FOR TWO PROJECTS: LANKERSHIM & LYTLE CREEK

| Item | Description                                                                                                         | Lump Sum Amount |
|------|---------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | Discounted BASE BID NOT INCLUCING ALLOWANCES <b>LANKERSHIM, LYTLE CREEK</b><br>(Amount in Numbers)                  | \$ N/A          |
| B    | Total ALLOWANCES for <b>LANKERSHIM, LYTLE CREEK</b> , (Amount in Numbers)                                           | \$745,000.00    |
| C    | TOTAL COMBINATION BID INCLUDING ALLOWANCES FOR <b>LANKERSHIM, LYTLE CREEK</b> C=3.4.c.A+3.4.c.B (Amount in Numbers) | \$ N/A          |

### 3.4.d COMBINATION BID FOR TWO PROJECTS: WILSON & LANKERSHIM

| Item | Description                                                                                                                          | Lump Sum Amount |
|------|--------------------------------------------------------------------------------------------------------------------------------------|-----------------|
| A    | BASE BID NOT INCLUCING ALLOWANCES <b>WILSON, LANKERSHIM</b><br>(Amount in Numbers)                                                   | \$ N/A          |
| B    | Total ALLOWANCES For <b>WILSON, LANKERSHIM</b> , (Amount in Numbers)                                                                 | \$645,000.00    |
| C    | TOTAL Discounted COMBINATION Lump Sum BID INCLUDING ALLOWANCES FOR <b>WILSON, LANKERSIM</b><br>C=3.4.d.A+3.4.d.B (Amount in Numbers) | \$ N/A          |

**Note: All allowances are for the sole use of the District.**

4. **ALTERNATES:** (If applicable) The following amounts shall be added to or deducted from the Base Bid at the DISTRICT's option. Refer to Project Manual for Alternates section and description of work.

Project site(s):

Alternate 1 (Add/Deduct) \* N/A

Alternate 2 (Add/Deduct) \* \_\_\_\_\_

Alternate 3 (Add/Deduct) \* \_\_\_\_\_

Alternate 4 (Add/Deduct) \* \_\_\_\_\_

Alternate 5 (Add/Deduct) \* \_\_\_\_\_

\* Line out "add" or "deduct" depending on which is not applicable. However, any other method or designation which clearly identifies the nature of the item shall also be acceptable. In the absence of any clear indication of the additive or deductive nature of the item, it will be assumed that the item is intended to be deductive in nature.

5. TIME FOR COMPLETION: The aggregate sum total work of each individual prime Contractor to the DISTRICT comprises the entire "Project" and shall be commenced and completed in conformance with the Project Construction Schedule. The entire Project shall be completed within

Wilson 2 story - Four hundred and twenty-five (425) consecutive calendar days

Lytle Creek 2 story & 1 story - Four hundred and fifty-five (455) consecutive calendar days

Lankershim 2 story & 1 story - Four hundred and fifty-five (455) consecutive calendar days

from the date specified in the Notice to Proceed. Bidder acknowledges liability for liquidated damages in the amount as stipulated herein for each calendar day of delay.

6. DISTRICT'S RIGHT TO REJECT: It is understood that the DISTRICT reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of **ninety (90) days**.

7. BID SECURITY: The required bid security in the amount of not less than ten percent (10%) of the total bid is attached hereto.

8. NOT USED

9. NONCOLLUSION DECLARATION: The required Bidder's Noncollusion Declaration is attached hereto.

10. SITE VISIT CERTIFICATION: The required Site Visit Certification is attached hereto.

11. DVBE CERTIFICATION: The required Certification of Compliance with DVBE Policy is attached hereto.

12. CRIMINAL BACKGROUND CHECK CERTIFICATION: The required Criminal Background Check Certification will be submitted prior to Contractor commencing work on the project.

13. SUBSTITUTION REQUEST FORM: The Substitution Request Form is attached hereto.

14. FAITHFUL PERFORMANCE AND PAYMENT BOND: It is understood and agreed that if written notice of the acceptance of this bid is mailed, FAXED, or delivered to the undersigned after the opening of the bid, and within the time this bid is required to remain open, or at any time thereafter before this bid is withdrawn, the undersigned will execute and deliver to the DISTRICT a fully executed Form of Agreement (Contract) in the form attached hereto in accordance with the bid as accepted, and that it will also furnish and deliver to the DISTRICT six (6) executed copies of a Faithful Performance Bond and a separate Payment Bond as specified, and certificates of insurance, all within ten (10) calendar days after receipt of notification of the acceptance. Bidder further agrees

that the work under the Contract will be commenced by the Bidder, if awarded the Contract, on the date to be stated in the DISTRICT's "Notice to Proceed" and will be completed within the time specified in the Contract documents.

15. PROPER ADDRESS: Notice of Award of Contract or other correspondence should be addressed to the undersigned at the address stated below.

2223 N. Locust Ave.

Rialto, CA 92377

16. NAME(S) OF PRINCIPALS: Principals of the Bidder's company are:

Robert Clapper Construction Services, Inc.

Robert W. Clapper - President

Rebecca A. Clapper - Secretary

(IMPORTANT NOTICE: If Bidder is a corporation, state legal name of corporation, as well as names of the president, secretary treasurer, and general manager thereof; if a partnership, state true name of firm, also names of all individual partners composing firm; if an individual, state names in full.)

17. The undersigned bidder declares that the bidder is licensed in the State of California as required by the Business and Professional Code in accordance with the act providing for registration of Contractors and the documentation of licensure is as follows:

|    | License No.   | Classification | Expiration Date |
|----|---------------|----------------|-----------------|
| 1. | <u>716719</u> | <u>B, C-8</u>  | <u>12/31/13</u> |
| 2. | <u></u>       | <u></u>        | <u></u>         |
| 3. | <u></u>       | <u></u>        | <u></u>         |
| 4. | <u></u>       | <u></u>        | <u></u>         |
| 5. | <u></u>       | <u></u>        | <u></u>         |

If the bidder is a joint venture, each member of the joint venture must include the above information.

Bidder certifies that the above-mentioned license(s) entitle(s) Bidder to provide the work required by the Contract, that such license will be in full force and effect throughout the duration of work under this Contract, and that any and all subcontractors to be employed for the work will have appropriate licenses.



18. FORFEITURE OF SECURITY: In the event the Bidder to whom the Notice of Award of Contract is given fails or refuses to post the required bonds and return executed copies of the Form of Agreement with all required attachments within ten (10) calendar days from the date of the Notice of Award, the DISTRICT may declare the Bidder's bid deposit or bond forfeited as liquidated damages

19. ASSIGNMENT OF RIGHTS, TITLE AND INTEREST IN CAUSES OF ACTION: Pursuant to Section 4552 of the Government code, in submitting a bid to the DISTRICT, the bidder offers and agrees that if the bid is accepted, it will assign to DISTRICT all rights, title, and interest in and to all causes of action it may have under Section 4 of the Clayton Act (15 U.S.C. Section 15) or under the Cartwright Act (Chapter 2 (commencing with Section 16700) of Part 2 of Division 7 of the Business and Professions Code), arising from purchases of goods, materials, or services by the bidder for sale to the purchasing body pursuant to the bid. Such assignment shall be made and become effective at the time the purchasing body tenders final payment to the bidder.

20. IRCA: The bidder hereby certifies that it is, and at all times during the performance of work hereunder will be, in full compliance with the provisions of the Immigration Reform and Control Act of 1986 ("IRCA") in the hiring of its employees and the bidder shall indemnify, hold harmless and defend the DISTRICT against any and all actions, proceedings, penalties or claims arising out of the bidder's failure to comply strictly with the IRCA.

21. FINANCIAL STATEMENTS: It is understood and agreed that if requested by the DISTRICT, the Bidder will furnish a notarized financial statement, references and other information required by the DISTRICT sufficiently comprehensive to permit an appraisal of bidder's ability to perform the work of the Contract.

22. LIQUIDATED DAMAGES: The undersigned hereby warrants that all work shall be completed within (see section 5. above) **consecutive calendar days** from the date specified on the Notice to Proceed issued by the DISTRICT. Time is of the essence. The undersigned agrees that failure to complete the work or any scheduled activity within the time set forth herein will result in the imposition of liquidated damages for each consecutive calendar day of delay in the amount of **TWO THOUSAND DOLLARS (\$ 2,000.00)**.

For a multiple-prime contract procurement, each Contractor shall refer to the General Requirements Section of the Specifications for the Construction Progress Schedule for the durations of individual activities contained within total project time. The above-specified liquidated damages will be assessed if any individual activity duration exceeds the time indicated for that activity on the Construction Progress Schedule.

23. CHANGE ORDER REQUESTS: Bidder understands and agrees that all change order requests must be submitted in the form set forth in the Contract Documents. The amount of allowable charges submitted pursuant to a change order shall be limited to the charges allowed by the Conditions of the Contract. Indirect costs, consequential and incidental costs, project management costs, extended home office and field office overhead, administrative costs and profit and other charges not specifically authorized by the Contract Conditions will not be allowed.

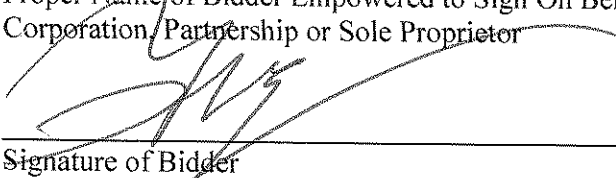
24. FALSE CLAIMS: The bidder is familiar with Government Code Sections 12650, et seq., and Penal Code Section 72 and understands that false claims can lead to imprisonment

The undersigned declares and certifies under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Robert Clapper Construction Services, Inc.  
Name of Corporation, Partnership or Sole Proprietor

2223 N. Locust Ave., Rialto, CA 92377  
Address

Telephone: (909) 829-3688

Robert W. Clapper - President  
Proper Name of Bidder Empowered to Sign On Behalf of the  
Corporation, Partnership or Sole Proprietor  
  
Signature of Bidder

NOTE: If bidder is a corporation, the legal name of the corporation shall be set forth above together with the signature of authorized officers of agents and the document shall bear the corporate seal; if bidder is a partnership, the true name of the firm shall be set forth above together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership; and if bidder is an individual, his or her name and signature shall be placed above.

**ATTACHMENTS TO BE COMPLETED AND SUBMITTED BY BIDDER:**

*To be submitted with Bid Form. Refer to Information for Bidders.*

1. Bidder's Noncollusion Affidavit
2. Site Visit Certification
3. Certification of Compliance with DVBE Policy
4. Proposed Subcontractors
5. Bid Bond
6. Bidder References and Responsibility Information
7. Substitution Request Form

***To be Submitted with Executed Contract (Agreement) by Successful Bidder:***

1. Certificate Regarding Worker's Compensation
2. Acknowledgement of Bidding Practices Regarding Indemnity
3. Drug-Free Work Place Certification
4. Statement of Intent to Meet DVBE Participation Goal
5. Faithful Performance Bond Form
6. Payment Bond Form
7. Vendor Tax Information
8. Certification of Non-Utilization of Asbestos Material
9. Prime/General Contractor Information
10. Contractor Prevailing Wage Compliance Certification
11. Guarantee
12. Criminal Records Checks Certification Forms
13. Escrow Agreement for Security Deposits in Lieu of Retention

## ATTACHMENT NO. 4 TO BID FORM

### PROPOSED SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act (Public Contract Code commencing at Section 4100) and any amendments thereof, each Bidder shall set forth below:

- (a) The name, license number and the location of the place of business of each subcontractor who will perform work or labor or render service to a prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California, who, under subcontract to a prime contractor, specially fabricates and installs a portion of the work or improvement according to the Contract Documents in an amount in excess of one-half of 1 percent of the prime contractor's total bid.

Any information requested by the District concerning any subcontractor who the prime contractor is required to list under this subdivision, other than the subcontractor's name, license number, description of work, and location of business, may be submitted by the prime contractor up to 24 hours after the deadline established by the officer, department, board or commission for receipt of bids by prime contractors.

- (b) The portion of the work which will be done by each subcontractor.

The prime contractor shall list only one subcontractor for each such portion as is defined by the prime contractor in this bid.

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of 1 percent of the prime contractor's total bid, he shall be deemed to have agreed that he is fully qualified and licensed to perform that portion himself per the requirements of the Information for Bidders, and that he shall perform that portion himself.

No prime contractor whose bid is accepted shall:

- (a) Substitute any subcontractor,
- (b) Permit any subcontractor to be voluntarily assigned or transferred or allow it to be performed by anyone other than the original subcontractor listed in the original bid, or
- (c) Sublet or subcontract any portion of the work in excess of one-half of one percent of the prime contractor's total bid as to which his original bid did not designate a subcontractor, except as authorized in the Subletting and Subcontracting Fair Practices Act.

Subletting or subcontracting of any portion of the work in excess of one-half of one percent of the prime contractor's total bid 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 authority awarding this contract setting forth the facts constituting the emergency or necessity.

A prime contractor violating any of the provisions of Public Contract Code Section 4100 et seq. shall be deemed to be in violation of this contract and the DISTRICT may exercise the option, at its own discretion, of (1) canceling the contract or (2) assessing the prime contractor a penalty in an amount of not more than ten percent (10%) of the amount of the subcontract involved.

FOR BOTH WILSON & LITTLE CREEK

**DESIGNATION OF SUBCONTRACTORS FORM**

| Portion of Work | Subcontractor Name               | Phone Number &<br>Address of Business                                  | License No |
|-----------------|----------------------------------|------------------------------------------------------------------------|------------|
| Earthwork       | Edward Graves &<br>Associates    | (909) 987-1144<br>8148 Surry Lane<br>Alta Loma, CA 91701               | 400167     |
| Landscape       | Sierra Landscape<br>Development  | (626) 447-5260<br>PO Box 661265<br>Arcadia, CA 91066                   | 514938     |
| AC Paving       | Onyx Paving<br>Company, Inc.     | (714) 632-6699<br>2890 E. La Cresta Ave.<br>Anaheim, CA 92806          | 630360     |
| Rough Carpentry | Robert's<br>Construction, Inc.   | (951) 737-3651<br>1778 Fourth Street<br>Norco, CA 92860                | 755724     |
| Casework        | K & Z Cabinet<br>Company, Inc.   | (909) 947-3567<br>1450 S. Grove Ave.<br>Ontario, CA 91761              | 319196     |
| Sheet Metal     | Armstrong &<br>Aceves Co., Inc.  | (951) 284-3456<br>3299 Horseless Carriage Ln.<br>Norco, CA 92860       | 931663     |
| Roofing         | Golden State<br>Roofing          | (310) 808-9242<br>19703 Eddington Drive<br>Carson, CA 90746            | 941468     |
| Glazing         | E & R Glass<br>Contractors, Inc. | (909) 624-6000<br>5369 Brooks Street<br>Montclair, CA 91763            | 831409     |
| Lath & Plaster  | Sunpeak<br>Construction          | (949) 474-0501<br>1401 Quail St., Suite 105<br>Newport Beach, CA 92660 | 553434     |
| Ceramic Tile    | Floored Tile &<br>Stone          | (909) 574-8090<br>7200 Helena Place<br>Fontana, CA 92336               | 791250     |

R. C. Construction Services, Inc.

NAME OF BIDDER

Signature: 

Title: Robert W. Clapper - President

FOR BOTH WILSON & LITTLE CREEK

DESIGNATION OF SUBCONTRACTORS FORM

| Portion of Work                              | Subcontractor Name                                  | Phone Number &<br>Address of Business                                | License No |
|----------------------------------------------|-----------------------------------------------------|----------------------------------------------------------------------|------------|
| Painting                                     | PA Coatings                                         | (951) 808-8800<br>27640 Commerce Ctr. Dr. #105<br>Temecula CA 92590  | 898037     |
| Drywall<br>Metal Studs<br>Acoustical Ceiling | Joud Construction<br>Company, Inc.                  | (951) 734-2723<br>1485 Pomona Rd., Ste. G<br>Corona, CA 92882        | 829526     |
| Elevator                                     | GMS Elevator<br>Services                            | (909) 599-3904<br>401 Borrego Court<br>San Dimas, CA 91773           | 672856     |
| Site Utilities                               | Becker Pipeline Co.                                 | (909) 659-6720<br>18577 Krameria Ave.<br>Riverside, CA 92508         | 876843     |
| Toilet Partitions                            | Inland Empire<br>Architectural<br>Specialties, Inc. | (951) 781-0700<br>783 Palmyrita Ave., Ste. B<br>Riverside, CA 92507  | 461106     |
| Plumbing                                     | PSI Plumbing                                        | (562) 945-4169<br>11959 E. Rivera Road<br>Santa Fe Springs, CA 90670 | 732808     |
| HVAC                                         | Westland Heating &<br>Air Conditioning, Inc.        | (909) 605-1013<br>1427 S. Cucamonga Ave.<br>Ontario, CA 91761        | 349594     |
| Electrical                                   | Circle City<br>Electric, Inc.                       | (951) 789-6872<br>18726 Van Buren Blvd.<br>Riverside, CA 92508       | 582166     |
| Structural Steel                             | Dragon Steel, Inc.                                  | (818) 252-4840<br>9077 De Garmo Ave.<br>Sun Valley, CA 91352         | 921328     |
|                                              |                                                     |                                                                      |            |

R. C. Construction Services, Inc.

NAME OF BIDDER

Signature: 

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