

BID PROPOSAL

PROJECT: Whitney Young - Modular Project
 LOCATION: 1755 W. Maple St., San Bernardino, CA 92411
 OWNER: County of San Bernardino
 BID OPENING: February 13, 2020 @ 2:00 PM
 BIDDER: Roadway Engineering & Contracting Inc

County of San Bernardino
 Real Estate Services Department – Project Management Division
 385 North Arrowhead Avenue, Third Floor
 San Bernardino, CA 92415-0184
 www.sbcounty.gov/ae

In compliance with your invitation for bids, the undersigned has carefully examined the project Bid Documents, including the drawings and specifications, for the scope of work which is to add two new mobile modular classroom buildings, accessible concrete walkway and new playground for County Preschool services on existing County Housing Authority property.

The undersigned hereby agrees to furnish all materials, labor, tools, equipment, apparatus, facilities, and transportation necessary to complete all work in strict conformity with the drawings and specifications, and to execute the contract to the satisfaction of the Real Estate Services Department – Project Management Division, at the following cost(s):

In case of discrepancy between the written bid set forth and the numerical bid set forth, the written bid shall prevail. In the case of a discrepancy between the written bid or numerical bid set forth on the bid proposal, and the numerical bid set forth in the ePro system, the information on the bid proposal shall prevail.

BASE BID

For the furnishing of the labor, materials, and equipment necessary to complete all work designated in the Plans and Specifications.

The LUMP SUM of one million two hundred forty three thousand and four hundred zero cents Dollars
 (\$ 1,243,400.⁰⁰)

The above-mentioned BASE BID includes applicable California state sales tax, bonds, insurance and all other costs required to perform all the work described in the project drawings and specifications.

The lowest bid shall be the lowest bid price on the BASE BID. A responsible and responsive bidder who submitted the lowest bid shall be awarded the contract, if it is awarded.

BID DEPOSIT (BID BOND)

There is enclosed herewith, a certified check or surety bond in the amount of ten percent (10%) of the BASE BID, or, more specifically, one hundred twenty four thousand and three hundred Dollars (\$ 124,340.00), made payable to the County of San Bernardino. The undersigned agrees that in the event of the failure by the undersigned to execute the necessary contract and furnish the required contract bonds and insurance, the certified check or surety bond and the money payable thereon shall be, and remain, the property of the County of San Bernardino. If the bid is accompanied by a certified or cashier's check, the check shall be deposited by the Real Estate Services Department – Project Management Division, and a County warrant for the full amount shall be issued to the undersigned approximately one month after Contract Award.

*forty
dollars*

If the bid is submitted through the County of San Bernardino Electronic Procurement Network (ePro) then scan the bid security (bid bond) and submit the scanned copy with your bid submittal in ePro, additionally, mail or submit the original bid security, in a separate sealed envelope labeled "Bid Bond" with the title of the work and the name of the bidder clearly marked on the outside, to: Real Estate Services Department – Project Management Division, 385 North Arrowhead Avenue, 3rd Floor, San Bernardino, California, 92415-0184. **Any mailed or submitted bid security must be received on or before the time set for the opening of the bids.**

TIME OF COMPLETION

The undersigned agrees to complete the work within 210 calendar days from the date stipulated in the Notice to Proceed.

LIQUIDATED DAMAGES

Pursuant to the provisions of Government Code Section 53069.85 and in the event that all the Work called for in this Contract is not completed within the number of calendar days set forth, Contractor shall forfeit and pay to the County the sum of \$500.00 per day for each calendar day the work remains incomplete, to be deducted from any payments due or to become due to the Contractor. (Reference General Conditions and Special Conditions)

ESCROW ACCOUNT

Pursuant to Section 22300 of the Public Contract Code, at the request and expense of the Contractor, the Contractor may substitute qualified securities in lieu of retention withheld by the County and/or establish an escrow account for retention payments.

REJECTION OF BIDS

The undersigned agrees that the County reserves the right to reject any or all bids, and reserves the right to waive informalities in a bid or bids, not affected by law, if to do so seems to best serve the public interest.

VALIDITY OF BIDS

The undersigned agrees that this bid will remain valid for sixty (60) days after the scheduled bid opening.

STATE LICENSES

The undersigned hereby certifies that he is currently the holder of a valid State Contractor's Class "B" license as a contractor in the State of California and that the license is the correct class of license for the work described in the project drawings and specifications. The undersigned also certifies that all subcontractor(s) listed under the Designation of Subcontractors section of the Bid Proposal are currently the holder of valid contractor's license(s) in the State of California and the license is the correct class of license for the work to be performed by the subcontractor(s).

INSURANCE

The undersigned agrees to furnish certified copies of all insurance policies and endorsements; all certificates of comprehensive, general and auto liability insurance; Workers' Compensation insurance; and such other insurance that will protect him from claims for damages and personal injury, including death, which may arise from operations under the contract, whether such operation be by the undersigned or by any subcontractor of the undersigned, or anyone directly or indirectly employed by the undersigned or any subcontractor of the undersigned in accordance with Section 11.2 of the General Conditions. **The undersigned agrees to provide the Real Estate Services Department – Project Management Division with Certificates of Insurance evidencing the required insurance coverage at the time Contractor executes the contract with the County.** All policies (excluding Workers' Compensation) shall name the County of San Bernardino and its officers, employees, agents and volunteers as additional insureds. All coverages shall be subject to approval by the County for adequacy of protection.

BONDS

If this Bid is successful, the undersigned agrees to execute the required Standard Contract and will furnish a payment bond in an amount equal to one hundred percent (100%) of the contract price and a Faithful Performance Bond in an amount equal to one hundred percent (100%) of the contract price. These bonds shall be secured from a surety company or companies satisfactory to the County within ten (10) calendar days of the contract award and shall be on County approved bond forms. Bonds shall remain in full force and effect for a period of one year following the date of filing of Notice of Completion.

FORMER COUNTY OFFICIALS

Contractor agrees to provide or has already provided information on former County of San Bernardino administrative officials (as defined below) who are employed by or represent Contractor. The information provided includes a list of former county administrative officials who terminated county employment within the last five years and who are now officers, principals, partners, associates or members of the business. The information also includes the employment with or representation of contractor. For purposes of this provision, "county administrative official" is defined as a member of the Board of Supervisors or such officer's staff, Chief Executive Officer or member of such officer's staff, county department or group head, assistant department or group head, or any employee in the Exempt Group, Management Unit or Safety Management Unit.

INACCURACIES OR MISREPRESENTATIONS

If during the course of the bid proposal process or in the administration of a resulting Contract, the County determines that the contractor has made a material misstatement or misrepresentation or that materially inaccurate information has been provided to the County, the contractor may be terminated from the bid proposal process, or in the event a Contract has been awarded, the Contract may be immediately terminated. If a Contract is terminated according to this provision, the County is entitled to pursue any available legal remedies.

VISITING THE SITES

The undersigned has visited the site, and is familiar with the local conditions of the work site.

DESIGNATION OF SUBCONTRACTORS

In compliance with the provisions of Sections 4100-4108 of the Public Contract Code of the State of California, and any amendments thereof, the undersigned shall set forth below the name, location of the place of business and the California contractor license number of each subcontractor who will perform work (meaning the total amount of the subcontractor's contract amount including all labor, materials, supplies and services) in

excess of one-half of one percent (1/2 of 1%) of the total bid; and, the general category or the portion of the work to be performed by each subcontractor.

If the undersigned fails to specify a subcontractor for any work to be performed under the contract, the undersigned agrees to perform the work and shall not be permitted to subcontract that work except in cases of public emergency, and then only after written finding as public record by the Board of Supervisors.

The undersigned certifies that all subcontractor(s) listed below are currently the holder of valid contractor's license(s) in the State of California and the license(s) is the correct class of license for the work to be performed by the subcontractor(s).

The undersigned certifies that it and all subcontractor(s) listed below have registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 (applicable for all bids submitted on or after March 1, 2015). The undersigned agrees that no contractor or subcontractor may be awarded a contract for public work or perform work on a public works project unless registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5 (applicable for all contracts awarded on or after April 1, 2015). The undersigned acknowledges that the project is subject to compliance monitoring and enforcement by the Department of Industrial Relations.

As required by Labor Code 1771.1(a) "A contractor or subcontractor shall not be qualified to bid on, be listed in a bid proposal, subject to the requirements of Section 4104 of the Public Contract Code, or engage in the performance of any contract for public work, as defined in this chapter, unless currently registered and qualified to perform public work pursuant to Section 1725.5. It is not a violation of this section for an unregistered contractor to submit a bid that is authorized by Section 7029.1 of the Business and Professions Code or by Section 10164 or 20103.5 of the Public Contract Code, provided the contractor is registered to perform public work pursuant to Section 1725.5 at the time the contract is awarded."

Where a hearing is required for a decision on the substitution of subcontractors, pursuant to the provisions of Chapter 4, Part 1, Division 2, of the Public Contract Code, (commencing with Section 4100) by the awarding authority, or a duly appointed hearing officer, the Clerk of the Board of Supervisors shall prepare and certify a statement of costs incurred by the County for investigation, and to conduct the hearing, including the costs of any hearing officer and shorthand reporter appointed. For the purposes of a hearing for the substitution of subcontractors (pursuant to the Public Contract Code commencing with Section 4100) the awarding authority shall be the Director of the Real Estate Services Department, or his/her designee.

The statement of costs shall be sent to the undersigned, who shall reimburse the County for all costs. If not paid separately, such reimbursement shall be deducted from monies due and owing to the undersigned prior to acceptance of the project.

CONTRACTOR NAME: Roadway Engineering & Contracting Inc

<u>Subcontractor</u>	<u>Portion of Work</u> (Description of work to be performed)	<u>Location of Business</u>	<u>CA Cont. Lic. No.</u>	<u>DIR Reg. No.</u>
Ryan Electric, Inc.	Electrical	1340 W. Princeton St. Ontario, CA 91762	790924	100000794
global modular Inc.	modular buildings	1860 Chicago Ave #17 Riverside, CA 92507	837357	1000003715
Team West Contracting Inc.	Fencing	2733 Vista Ave. Bloomington CA 92316	934352	1000001576
Pro-Tect Turf Pro-Tect	Playground Equipment/surfacing	2322 N. Batabia St #101 Orange, CA 92865	774195	(CA)
TJ Janca Construction	Playground Equipment/surfacing	2322 N. Batabia St #101 Orange, CA 92865	774195	1000002326

ADDENDA

This bid includes Addendum No. 1 dated 12/20/2019
 Addendum No. 2 dated 01/10/2020
 Addendum No. 3 dated 02/07/2020
 Addendum No. _____ dated _____

Bidder must acknowledge all addendums above, regardless of any acknowledgement of addendums in ePro.

AFFIDAVIT

The undersigned has submitted with the bid proposal a non-collusion declaration, signed under penalty of perjury, for the principal contractor. The undersigned agrees to furnish the County non-collusion declarations for subcontractors signed under penalty of perjury, and states that this is a genuine proposal and is neither collusive nor made in the interest

of any other person, and has not induced anyone to submit a sham bid or refrain from bidding.

The undersigned acknowledges it has registered with the ePro system prior to the date and time to receive sealed bids or it will be disqualified.

The undersigned declares: that the only person or parties interested in this proposal as principals are those named herein; that this bid is made without any connection with any other person or persons making a bid for the same work, except for another division of the undersigned which may submit an independent bid; that the bid is in all respects fair and without collusion or fraud; that the undersigned has read the Advertisement for Bids and the Instructions to Bidders and agrees to all the stipulations contained therein; that the undersigned has examined the form of contract (including the specifications, drawings, and other documents incorporated therein by reference); that in the event this bid as submitted, including the incorporated bidding documents, be accepted by the County, the undersigned shall execute a contract to perform the work as outlined herein.

If undersigned is a corporation, proposal must be signed by an authorized officer of the corporation.

If the bid proposal is submitted through ePro the undersigned acknowledges that its electronic signature is legally binding.

Check One: () Sole Proprietor
() Partnership
 Corporation
() Other

Name of Bidder: Roadway Engineering & Contracting Inc

Address: 10966 Banana Ave
Fontana, CA 92337 Phone: (909) 346-0033

Email: eric@roadwayengineering.com

Contractor's License No.: 874044 Primary Class: A + B

Expiration Date of Contractor's License 03-31-2020

Contractor's DIR Registration # 1000003131

I declare under penalty of perjury the above is true and correct.

Authorized Signature:  Title: President

Print Name: Eric Alvarez Date: 02/13/2020

Roadway Engineering & Contracting Inc.

Minutes of Regular Board of Directors Meeting

A meeting of the Board of Directors of Roadway Engineering & Contracting Inc. was held on January 12, 2006, at the following address:

3557 Gingerwood Road
Ontario, California 91761

The Secretary of Roadway Engineering & Contracting Inc. called the roll and the following Directors were present:

Eric Alvarez

...all being Directors of Roadway Engineering & Contracting Inc..

The Secretary then noted that a Notice of the time and place of the meeting had been sent to each of the Directors in accordance with the provisions set forth in the by-laws of Roadway Engineering & Contracting Inc..

Eric Alvarez, the Chairman, then outlined the purpose of the meeting was to discuss several items that had come to the attention of management, which the Chairman felt required Board consideration.

The Chairman then stated that the next order of business was the authorization of a person to execute contracts on behalf of the Corporation. After consideration, and upon motion duly made and seconded, it was unanimously:

RESOLVED, that the President of the Corporation, Eric Alvarez, is hereby authorized to execute contracts on behalf of the corporation.

RESOLVED, that the President of the Corporation, Eric Alvarez, is hereby authorized to open a bank account on behalf of the corporation.

There being no further business, the meeting of the board of Directors for Roadway Engineering & Contracting Inc. was then adjourned.

Dated: 1/12, 2006


Eric Alvarez (Secretary)



Contractor's License Detail for License # 874044

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.
Per B&P 7071.17 , only construction related civil judgments reported to the CSLB are disclosed.
Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.
Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

Data current as of 10/8/2019 10:52:20 AM

Business Information

ROADWAY ENGINEERING & CONTRACTING INC
10966 BANANA AVENUE
FONTANA, CA 92337
Business Phone Number:(909) 346-0033

Entity Corporation
Issue Date 03/08/2006
Expire Date 03/31/2020

License Status

This license is current and active.

All information below should be reviewed.

Classifications

A - GENERAL ENGINEERING CONTRACTOR
B - GENERAL BUILDING CONTRACTOR

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with AMERICAN CONTRACTORS INDEMNITY COMPANY.

Bond Number: 100154798
Bond Amount: \$15,000
Effective Date: 01/01/2016
Contractor's Bond History

Bond of Qualifying Individual

The qualifying individual ERIC ALVAREZ certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.

Effective Date: 04/21/2008
BQI's Bond History

Workers' Compensation

This license has workers compensation insurance with the EVEREST PREMIER INSURANCE COMPANY

Policy Number: 7600017355191
Effective Date: 03/01/2019
Expire Date: 03/01/2020
Workers' Compensation History



Contractor Information

Legal Entity Name
ROADWAY ENGINEERING & CONTRACTING INC.
Legal Entity Type
Corporation
Status
Active
Registration Number
1000002131
Registration effective date
07/01/19
Registration expiration date
06/30/22
Mailing Address
10966 BAYANA AVE FONTANA 92337 CA United States of America
Physical Address
10966 BAYANA AVE FONTANA 92337 CA United States of America
Email Address
eric@roadwayenginc.com
Trade Name/DBA
ROADWAY ENGINEERING & CONTRACTING INC.
License Number (s)
CSLB:874044

Registration History

Effective Date	Expiration Date
05/22/18	06/30/19
05/08/17	06/30/18
06/07/16	06/30/17
06/10/15	06/30/16
11/24/14	06/30/15
07/01/19	06/30/22

Legal Entity Information

Corporation Number: 2826091
Federal Employment Identification Number:
ERIC ALVAREZ
President Name:
ERIC ALVAREZ
Vice President Name:
ERIC ALVAREZ
Treasurer Name:
ERIC ALVAREZ
Secretary Name:
ERIC ALVAREZ
CEO Name:
ERIC ALVAREZ
Agent of Service Name:
Agent of Service Mailing Address: 10966 BAYANA AVE FONTANA 92337 CA United States of America

Worker's Compensation

Do you lease employees through Professional Employer Organization (PEO)? No
Please provide your current worker's compensation insurance information below:
PEO Information Name Phone Email
Insured by Carrier
Policy Holder Name:
Insurance Carrier:
Policy Number:
Inception date:
Expiration Date:
ROADWAY ENGINEERING & CONTRACTING INC.
EVEREST NATIONAL INSURANCE COMPANY
7600017355191
03/01/19
03/01/20

NONCOLLUSION DECLARATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID


The undersigned declares:

I am the President of Roadway Engineering & Contracting Inc, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or of any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusion or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 02/12/2020 [date], at Riverside [city], California [state].

Signed: _____


Title: Eric Alvarez - President

*please see attached
notary*
↓

ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Riverside)

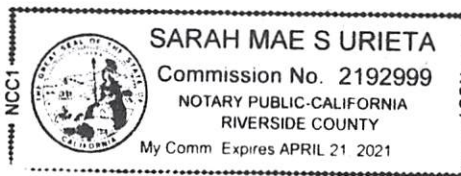
On February 12, 2020 before me, Sarah Mae S Urieta, Notary Public,
(Here insert name and title of the officer)

personally appeared, Eric Alvarez,
 who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (s) are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in (his)/her/their authorized capacity(ies), and that by (his)/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Signature]
 Signature _____ (Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT
non Collusion Declaration
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer
President
(Title)
- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/she/~~they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.



A Member of the Tokio Marine Group

BID BOND

KNOW ALL MEN BY THESE PRESENTS: That We, **Roadway Engineering & Contracting, Inc.** as Principal, and **Philadelphia Indemnity Insurance Company**, a corporation organized and existing under the laws of the State of Pennsylvania, and authorized to do business in the State of California as Surety, are held and firmly bound unto the **County of San Bernardino**, as Obligee, in the sum of **Ten percent of amount bid** DOLLARS (**\$10%**), lawful money of the United States of America, to the payment of which sum well and truly to be made, the said Principal and Surety bind themselves, their and each of their heirs, executors, administrators, successors and assigns, jointly and severally by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that, if the Obligee shall make any award to the Principal for:

Whitney Young - Modular Project No. 10.10.0572

according to the terms of the proposal or bid made by the Principal therefor, and the Principal shall duly make and enter into a contract with the Obligee in accordance with the terms of said proposal or bid and award and shall give bond for the faithful performance thereof, with the **Philadelphia Indemnity Insurance Company** as Surety or with other Surety or Sureties approved by the Obligee, or if the Principal shall, in case of failure so to do, pay to the Obligee the damages which the Obligee may suffer by reason of such failure not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise it shall be and remain in full force and effect.

Signed, sealed and dated this **7th** day of **February, 2020**.

Roadway Engineering & Contracting, Inc.

(Principal)

(Seal)

By: _____

Eric Alvarez - President

Philadelphia Indemnity Insurance Company

(Surety)

(Seal)

By: _____

Christina Mountz, Attorney-in-Fact

ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Riverside)

On 02-12-2020 before me, Sarah Mae S Urieta, Notary Public,
(Here insert name and title of the officer)

personally appeared, Eric Alvarez,
 who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) (s) are subscribed to the within instrument and acknowledged to me that (he) she/they executed the same in (his) her/their authorized capacity(ies), and that by (his) her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

[Handwritten Signature]

Signature _____ (Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

Bid Bond
(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer
President
(Title)
- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

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- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/she/~~they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

8667 CALIFORNIA; ALL-PURPOSE ACKNOWLEDGEMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Bernardino) ss.

On February 7, 2020 before me, Cynthia J. Young, Notary Public
Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Christina Mountz
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same in her authorized capacity, and that by her signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Cynthia J. Young
Signature of Notary Public

OPTIONAL

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

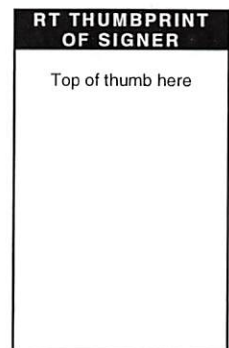
Description of Attached Document

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

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

- Individual
- Corporate Officer
Title _____
- Partner -- Limited General
- Attorney-in-Fact
- Trustee
- Guardian or Conservator
- Other: _____



Signer is Representing:

STATE OF CALIFORNIA
DEPARTMENT OF INSURANCE Nº 07927
SAN FRANCISCO

Amended
Certificate of Authority

THIS IS TO CERTIFY THAT, Pursuant to the Insurance Code of the State of California,

Philadelphia Indemnity Insurance Company

of Bala Cynwyd, Pennsylvania, organized under the
laws of Pennsylvania, subject to its Articles of Incorporation or
other fundamental organizational documents, is hereby authorized to transact within the State, subject to
all provisions of this Certificate, the following classes of insurance:

Fire, Marine, Surety, Plate Glass,
Liability, Boiler and Machinery, Burglary,
Sprinkler, Automobile, and Miscellaneous

as such classes are now or may hereafter be defined in the Insurance Laws of the State of California.

THIS CERTIFICATE is expressly conditioned upon the holder hereof now and hereafter being in
full compliance with all, and not in violation of any, of the applicable laws and lawful requirements made
under authority of the laws of the State of California as long as such laws or requirements are in effect
and applicable, and as such laws and requirements now are, or may hereafter be changed or amended.

IN WITNESS WHEREOF, effective as of the 14th
day of October, 2004, I have hereunto
set my hand and caused my official seal to be affixed this
14th day of October, 2004



John Garamendi
Insurance Commissioner

By

Victoria S. Sidbury
Victoria S. Sidbury
for Ida Zodrow
Asst. Chief Deputy

NOTICE:

Qualification with the Secretary of State must be accomplished as required by the California Corporations Code promptly after issuance of this Certificate of Authority. Failure to do so will be a violation of Insurance Code Section 701 and will be grounds for revoking this Certificate of Authority pursuant to the covenants made in the application therefor and the conditions contained herein.

PHILADELPHIA INDEMNITY INSURANCE COMPANY
One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: That PHILADELPHIA INDEMNITY INSURANCE COMPANY (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint Jay P. Freeman, Cynthia J. Young, Laurie B. Druck, Melissa Schwartz and Christina Mountz of Alliant Insurance Services, Inc., its true and lawful Attorney-in-fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed \$50,000,000.00.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY on the 14th of November, 2016.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

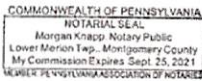
FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 27TH DAY OF OCTOBER, 2017.



Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 27th day of October, 2017, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the PHILADELPHIA INDEMNITY INSURANCE COMPANY; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



(Notary Seal)

Notary Public: Morgan Knapp
residing at: Bala Cynwyd, PA
My commission expires: September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and the Power of Attorney issued pursuant thereto on the 27th day of October, 2017 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY.

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 7th day of February, 2020.



Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY



ADDENDUM NO. 3
TO THE BID DOCUMENTS FOR
WHITNEY YOUNG MODULAR PROJECT
SAN BERNARDINO, CA

The following changes and/or additions shall be made to the plans and/or specifications. All other requirements of the contract documents shall remain the same. The Bidder shall acknowledge receipt of the addendum by inserting its number and date in the Bid Proposal.

Changes to Drawings:

- **DELETE** set of Civil Drawings (C1.00 to C6.00) and **REPLACE** with attached Civil Drawings (C1.00 to C6.00) in their entirety to Bid Documents.

Changes to Other Documents:

- **ADD** the attached Submittal for basis of design with marked up information.

Pre-Proposal Questions and Answers:

Q1: Fire Department letter says to replace the existing fire hydrant. Sheet C4.00 does not show that. Please clarify.

A1: Contractor to do their due diligence to confirm all delegated design items required by AHJ with the appropriate entity prior to bidding project.

Q2: Fire Department letter says in lieu of site fire water & fire hydrant improvements, a residential fire sprinkler system be approved for the modular. Please clarify the options. A Site Fire water & hydrant improvements and no fire sprinkler system? B – Fire Sprinkler system but no site fire water & hydrant improvements? C – Site Fire Water & hydrant improvements and new fire sprinkler system for the modular?

A2: A residential fire sprinkler system in the modular building shall be provided as part of this scope of work. No changes to the fire hydrant or water service at street are required as part of this scope of work.

Q3: Fire Department letter require new building signage that could be lite. Please provide detail for the wording and required electrical work.

A3: Contractor to do their due diligence to confirm all delegated design items required by AHJ with the appropriate entity prior to bidding project.

Q4: Fire Department letter is talking about solar panel. Please confirm there is no solar panel for this project.

A4: There is no solar scope of work required.

Q5: What is the existing fire alarm system for the existing building?

A5: There's no existing system, the fire alarm system will be standalone.

Q6: Please provide make and model for the sun shelter shades.

A6: Sun shelter shade BOD is integrated part of playground equipment, BOD is Kid-stuff Play-system model #6865SS.

Q7: Is the picket fence painted or powder coated?

A7: Picket fence to be powder-coated black

Q8: Could we use metal stud framing in lieu of wood framing?

A8: Metal stud framing may be used provided that the alternate design is equal to the BOD provided as a reference in the bid set via the DSA Approved P.C.

Q9: The drawings show new fire lane access road but I could not find a paving section for this fire lane. Is there any grading and paving work for the new fire lane? Or just the existing paving would be delineated and assigned as the new fire lane? Does Note #2 on C3.00 be the paving section for the new fire lane?

A9: Please see the updated set of civil drawings attached.

Q10: Sheet C3.00, Note #1 refers to detail 1 on Sheet C5.00. There is no detail 1 on C5.00. Did you mean Detail 1 on Sheet 6.00?

A10: Please see the updated set of civil drawings attached.

Q11: Modtech, Inc. is no longer in business. A search of their name resulted in Global Modular and a search of their address resulted in Silver Creek Modular. Talking to both, they both claimed that they used to be Modtech. Please clarify which of these two companies provided the drawings in the bid package so we can get the bid from the correct manufacturer.

A11: The contractor may solicit bids from any modular building manufacturer that can provide an equal to the BOD DSA approved P.C. set, provided that the relocatable modules being installed are new and not renovated. Global Modular Incorporated is providing the BOD on a similar County project in progress, their address is 1660 Chicago Ave. Riverside, CA 92507. Point of contact is Ron Savona, 951-686-3633.

Q12: Could we solicit bids from alternate modular buildings manufacturers? If yes, please provide alternate modular building manufacturers names.

A12: The contractor may solicit bids from any modular building manufacturer that can provide an equal to the BOD DSA approved P.C. set, provided that the relocatable modules being installed are new and not renovated.

Alternate manufacturers include but are not limited to:

Silvercreek

Mobile Modular

American Modular

The contractor is to do their due diligence to confirm that their chosen manufacturer is able to meet all applicable code and project requirements.

Q13: The concrete paving sections shown on C6.00 and A10.3 do not match. 1/C6.00 shows for 4" sand bedding over 12" re-compacted soil while 56/A10.3 implies 1" sand bedding over 4" compacted aggregate. Which one is it?

A13: Provide 4" sand over 12" re-compacted soil per civil drawings.

Q14: Is there a geotechnical report for this project that could clearly show the sections for concrete paving and AC paving? We also need it for grading. Please provide.

A14: Per Cover sheet 0.0, the contractor is responsible for providing all engineering and landscape design, including but not limited to grading, on-site improvements and off-site improvement required per reference bid document CUP Resolution 2019-067-PC.

Q15: Have you requested current Fire Flow test report from water purveyor issued in addendum -2 Fire conditions?

A15: Fire alarm and Fire Sprinkler design are a deferred submittal to be completed by the contractor. Coordinate with San Bernardino Fire for all requirements beyond the conditions for approval as stated in the reference bid document Fire Letter.

Q16: Have these bid plans been stamped by San Bernardino Fire Department yet?

A16: Fire alarm and Fire Sprinkler design are a deferred submittal to be completed by the contractor. Coordinate with San Bernardino Fire for all requirements beyond the conditions for approval as stated in the reference bid document Fire Letter.

Q17: Water Department providing 4" hot tap over to property line?

A17: Per Cover sheet 0.0, the contractor is responsible for providing all plumbing engineering and landscape design, including but not limited to grading, on-site improvements and off-site improvement required per reference bid document CUP Resolution 2019-067-PC. Contractor to do their due diligence to confirm all delegated design items required by AHJ with the appropriate entity prior to bidding project.

Q18: On-site fire service main be installed C-900 pipe?

A18: Fire alarm and Fire Sprinkler design are a deferred submittal to be completed by the contractor. Coordinate with San Bernardino Fire for all requirements beyond the conditions for approval as stated in the reference bid document Fire Letter.

Q19: There are architectural plans and mechanical plans but no fire alarm plans: is this a design build project?

A19: Refer to cover sheet 0.0. Fire alarm and Fire Sprinkler design are a deferred submittal to be completed by the contractor. Coordinate with San Bernardino Fire for all requirements beyond the conditions for approval as stated in the reference bid document Fire Letter.

Q20: The plans show 2 x modular buildings: will this be a standalone system or do we need to connect to an existing system?

A20: This will be a standalone system.

Q21: If we need to connect to an existing system please provide manufacturer and model number for existing FACP.

A21: This will be a standalone system.

Q22: Your link did not include any fire alarm specifications. Are there any fire alarm specifications? If so please provide a copy.

A22: The County typically utilizes Silent Knight by Honeywell. Fire alarm and Fire Sprinkler design are a deferred submittal to be completed by the contractor. Coordinate with San Bernardino Fire for all requirements beyond the conditions for approval as stated in the reference bid document Fire Letter.

Q23: The process by which the County is requesting the modular building be approved and inspected is highly unusual, administratively burdensome, and if it remains the requirement, will require significant direction on a process of approval and inspection.

In order to better express our position, and more importantly, ease and improve the overall process for this project we have included portions of an Information Bulletin [2006-06 (MH)] issued on December 29, 2006 by the Department of Housing and Community Development: "HSC Section 18028 provides that commercial modular are to be constructed to codes commonly known as "model codes," and also permits HCD to adopt building standard regulations which are located in Title 25, California Code of Regulations (25 CCR) beginning with Section 4350. It also prohibits any local jurisdiction from imposing local requirements on the commercial modular itself when it bears an HCD insignia of approval. Each complying unit is issued an HCD insignia prior to shipment with information relating to the occupancy group; design loads; exiting; and fire safety, electrical, plumbing and mechanical standards... Enforcement of applicable construction codes and standards is accomplished through HCD-approved Design Approval Agencies for plan review and approval, and Quality Assurance Agencies for in-plant inspections..."

The process explained above is one that is followed by 99.9% of commercial modular buildings (non DSA) constructed and installed in CA. Would it not be best for County follow this well-established process and request the modular buildings constructed to the most recent HCD adopted code (CBC 2019) and be provided bearing the HCD insignia of approval.

A23: Basis of design provided in the bid set is a DSA Approved PC. Responsive bids must include the cost to proceed with the project scope based on the basis of design, with the understanding that the AHJ stamped plans will be based on the 2019 CBC. Review of bid documents and submittals may be submitted to HCD for approval and in-plant inspection in lieu of DSA; however, the bidder is encouraged to do their due diligence to verify all other AHJs

required in the deferred submittal process, including but not limited to City and County fire and local utility companies for associated scope.

Q24: Please clarify the following details for the poured-in-place rubberized surfacing;

- o **Wearing course thickness to be ½" thick minimum?**
- o **Wearing course colors?**
- o **Wearing course granule type?**
- o **Aromatic Resin ratio minimum % within cushion layer and wearing course?**

A24: See attached submittal for basis of design with marked up information.

Q25: Please clarify the thickness of poured-in-place rubber surface for 6' max. Fall protection requirement? SpectraPour poured-in-place system requires only 2.5" thick to meet the ASTM requirements for a 6' max. Fall protection.

Referencing Sheet A0.4 – Detail #43 (TYPICAL PLAY SURFACE - WOOD MULCH & RUBBER SURFACE DETAILS)

"6" MINIMUM THICK AROMATIC Poured-INPLACE RUBBER SURFACE AND RUBBER BASE, WITH OVERALL REQUIRED DEPTH TO MEET 6' MAX. FALL PROTECTION REQUIREMENT. (REF. ASTM F1292-13)"

A25: Performance specifications per 43/A0.4 require 6'-0" fall protection to meet ASTM F1292 requirements. Contractor being awarded project is expected to provide submittal of manufacturer's proprietary system to the Architect and Owner for review and approval, with the understanding that the system being proposed meets minimum requirements of performance specifications.

Q26: On detail 43, A0.4: this detail shows a rubber "J" curb on perimeter of the play area. We believe that no testing has been done using this product by other safety surfacing companies. We wouldn't provide this item. We would provide no warranty on the safety surfacing for perimeter edges that pull away from the surrounding concrete when using this item or guarantee that the rubber surfacing will adhere properly to this "J" curb.

A26: Contractor to submit proposed manufacturer's system via shop submittal for approval that incorporates means of maintaining edge of play-surface to prevent excessive movement of surface, particularly around concrete and other dissimilar materials. The 'J' curb does not need to be a part of manufacturer's proprietary system, provided that an alternate solution is provided by the contractor.

Q27: No specification was found for the safety surfacing. Please provide.

A27: Performance specifications and requirements specific to the play-surface are outlined on sheets A0.2 through A0.4; also see attached submittal for basis of design with marked up information. All other sheet specifications occur on sheets 0.3 and 0.4.

END OF ADDENDUM #3



Terry Thompson, Director
Real Estate Services Department,

TT:MM:mg

County of San Bernardino
Real Estate Services Department,
Project Management
385 North Arrowhead Avenue, Third Floor
San Bernardino, CA 92415-0184
www.sbcounty.gov/ae

DATE: February 7, 2020

ADDENDUM NO. 2
TO THE BID DOCUMENTS FOR
WHITNEY YOUNG MODULAR PROJECT
SAN BERNARDINO, CA

The following changes and/or additions shall be made to the plans and/or specifications. All other requirements of the contract documents shall remain the same. The Bidder shall acknowledge receipt of the addendum by inserting its number and date in the Bid Proposal.

REVISE Bid Opening Date:

FROM: Wednesday, February 5, 2020 at 2:00 p.m.

TO: Thursday, February 13, 2020 at 2:00 p.m.

Changes to Bid Package:

DELETE in its entirety Bid Package and **REPLACE** with attached Bid Package in its entirety.

DELETE Special Conditions in its entirety and **REPLACE** with attached Special Conditions in its entirety

Changes to Drawings and Specifications:

ADD the attached set of Drawings and Specifications in their entirety to Bid Documents.

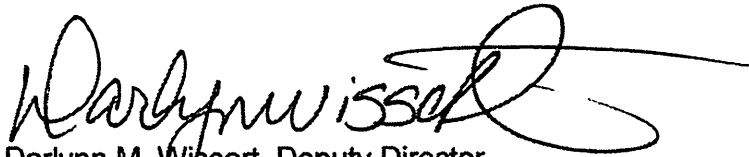
Changes to Other Documents:

ADD the attached Fire Department Requirement.

ADD the attached Water Quality Management Plan WQMP (For Reference Only).

ADD the attached Hydrology Study (For Reference Only).

END OF ADDENDUM #2



Darlynn M. Wissert, Deputy Director
Real Estate Services Department,
Project Management Division

DMW:mm

County of San Bernardino
Real Estate Services Department,
Project Management Division
385 North Arrowhead Avenue, Third Floor
San Bernardino, CA 92415-0184
www.sbcounty.gov/ae

DATE: January 10, 2020

ADDENDUM NO. 1
TO THE BID DOCUMENTS FOR
WHITNEY YOUNG MODULAR PROJECT
SAN BERNARDINO, CA

The following changes and/or additions shall be made to the plans and/or specifications. All other requirements of the contract documents shall remain the same. The Bidder shall acknowledge receipt of the addendum by inserting its number and date in the Bid Proposal.

Changes Bid Documents:

Added Resolution No. 2019-067-PC (Exhibit-1) – Contractors to include (Exhibit-1) to their diligent design.

END OF ADDENDUM #1



Barynn M. Wissert, Deputy Director
Real Estate Services Department,
Project Management Division

DMW: mm

County of San Bernardino
Real Estate Services Department,
Project Management Division
385 North Arrowhead Avenue, Third Floor
San Bernardino, CA 92415-0184
www.sbcounty.gov/ae

DATE: December 20, 2019

Bid Proposal Checklist

- All Addenda are acknowledged
- Bid Package signed by authorized party A2
- Signed Non-Collusion Declaration from Prime Contractor enclosed
- Original Bid Bond enclosed; or
- If submitting via ePro, original Bid Bond mailed to Project Management Division. **Note:** Bid Bond must be received by Project Management Division by time of bid opening.
- No modifications made to bid forms
- Envelope properly labeled
- Remember to **seal** the bid and deliver to:

Real Estate Services Department
Project Management Division
County Government Center
385 North Arrowhead Avenue, Third Floor
San Bernardino, California 92415-0184

Please Note: This checklist is only provided to assist the bidders. It is the bidder's sole responsibility to ensure that they are complying with the requirements included in the Bid Package in their entirety, even if they are not identified on this checklist.

Project: Whitney Young - Modular Project