

Bid Proposal Checklist

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

Project and Facilities Management Department
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.

BID PROPOSAL

PROJECT: JOB ORDER CONTRACT SERVICES
OWNER: San Bernardino County
BID OPENING: August 3, 2022, at 1:00 P.M.
BIDDER: Horizons Construction Co. Int'l, Inc.
TRADE: GENERAL ENGINEERING CONTRACTOR GEJOC14

San Bernardino County
Project and Facilities Management Department
Project Management
385 North Arrowhead Avenue
Third Floor
San Bernardino, CA 92415-0184
<https://res.sbcounty.gov>

In compliance with your invitation for bids, the undersigned has carefully examined the project Bid Documents, for Job Order Contract in San Bernardino County, California, and fully understands the scope and meaning of the Bid Documents.

The undersigned hereby agrees to furnish all materials, labor, tools, equipment, apparatus, facilities, and transportation necessary to complete Job Orders as described in the Bid Documents and to execute the contract to the satisfaction of the Project and Facilities Management Department – Project Management, at the following cost(s):

BID

The five (5) responsible and responsive bidder who submitted the five lowest Award Criteria Figures shall be awarded the contract if they are awarded. The five (5) lowest Award Criteria Figures will be considered the lowest bids. The Award Criteria Figure will be determined by utilizing the following award formula: Factor 1 will be multiplied by .75, Factor 2 will be multiplied by .05, Factor 3 will be multiplied by .025, Factor 4 will be multiplied by .025, Factor 5 will be multiplied by .05, Factor 6 will be multiplied by .05, Factor 7 will be multiplied by .025 and Factor 8 will be multiplied by .025. These numbers will be summed for an Award Criteria Figure, and the five (5) lowest composite bids will be considered the five low bids. The number of contracts listed above is only an estimate for the number of contracts to be awarded. The actual number of contracts to be awarded will be determined after the bid opening, based on the needs of the County.

Any alteration or addition to the form of Bid Proposal will invalidate same. Fill out completely all blank spaces. An incomplete form will invalidate bid.

All Adjustment Factors include applicable California state sales, tax, bonds, insurance and all other costs required to perform the Job Orders as described in the Bid Documents.

ADJUSTMENT FACTORS:

The Adjustment Factors will be used to price out fixed price Job Orders by multiplying the Adjustment Factor by the Unit Prices and quantities. The Contractor's eight (8) Adjustment Factors will be applied against the prices set forth in the Unit Price Book. The County has been divided into two (2) Zones, as depicted on the attachment to these bid documents. The Adjustment Factors are as follows:

Zone 1: Factor 1 - Normal Working Hours (7:00 a.m. to 5:00 p.m. Monday through Friday).

Zone 1: Factor 2 - Other Than Normal Working Hours (5:01 p.m. to 6:59 a.m. Monday through Friday, as well as Saturday, Sunday and County holidays).

Zone 1: Factor 3 - Rapid Response Projects; for Normal Working Hours and Other Than Normal Working Hours.

Zone 1: Factor 4 - Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities; for Normal Working Hours and Other Than Normal Working Hours.

Zone 2: Factor 5 - Normal Working Hours (7:00 a.m. to 5:00 p.m. Monday through Friday).

Zone 2: Factor 6 - Other Than Normal Working Hours (5:01 p.m. to 6:59 a.m. Monday through Friday, as well as Saturday, Sunday and County holidays).

Zone 2: Factor 7 - Rapid Response Projects; for Normal Working Hours and Other Than Normal Working Hours.

Zone 2: Factor 8 - Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities; for Normal Working Hours and Other Than Normal Working Hours.

ZONE 1

FACTOR 1 - Unit work requirements to be performed during Normal Working Hours (7:00 a.m. to 5:00 p.m. Monday through Friday) as ordered by the County in individual Job Orders against the contract.

0 . 7 6 5 0

Utilize four decimal places

Zero point seven six five zero^{k.k.}

Bid for Normal Working Hours, Zone 1 (in words).

FACTOR 2 - Unit work requirements to be performed during Other Than Normal Working Hours (5:01 p.m. to 6:59 a.m. Monday through Friday, and Saturday, Sunday and County holidays) as ordered by the County in individual Job Orders against the contract. Factor 2 must be greater than Factor 1.

0.7651

Utilize four decimal places

Zero point seven six five one

Bid for Other Than Normal Working Hours, Zone 1 (in words).

FACTOR 3 – Rapid Response Projects. Factor 3 must be greater than Factor 2.

0.7652

Utilize four decimal places

Zero point seven six five two^{k.k.}

Bid for Rapid Response Projects, Zone 1 (in words).

FACTOR 4 – Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities Projects. Factor 4 must be greater than Factor 3.

0.7653

Utilize four decimal places

Zero point seven six five three^{k.k.}

Bid for Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities Projects, Zone 1 (in words).

ZONE 2

FACTOR 5 - Unit work requirements to be performed during Normal Working Hours (7:00 a.m. to 5:00 p.m. Monday through Friday) as ordered by the County in individual Job Orders against the contract. Factor 5 must be greater than Factor 4. Factor 5 must be 30% higher than Factor 1.

0 . 9 9 4 5

Utilize four decimal places

zero point nine nine four five ^{k.k.}

Bid for Normal Working Hours, Zone 2 (in words).

FACTOR 6 - Unit work requirements to be performed during Other Than Normal Working Hours (5:01 p.m. to 6:59 a.m. Monday through Friday, and Saturday, Sunday and County holidays) as ordered by the County in individual Job Orders against the contract. Factor 6 must be greater than Factor 5.

0 . 9 9 4 6

Utilize four decimal places

zero point nine nine four six ^{k.k.}

Bid for Other Than Normal Working Hours, Zone 2 (in words).

FACTOR 7 – Rapid Response Projects. Factor 7 must be greater than Factor 6.

0 . 9 9 4 7

Utilize four decimal places

zero point nine nine four seven^{k.k.}

Bid for Rapid Response Projects, Zone 2 (in words).

The award formula below is an integral part of this Bid Proposal, and to be responsive, the bidder shall quote for the total works above, and also shall complete the award formula below to determine the Award Criteria Figure.

FACTOR 8 – Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities Projects. Factor 8 must be greater than Factor 7.

0.9948

Utilize four decimal places

zero point nine nine four eight^{k.k.}

Bid for Restricted and/or California Office of Statewide Health Planning and Development (OSHPD) Facilities Projects, Zone 2 (in words).

The award formula below is an integral part of this Bid Proposal, and to be responsive, the bidder shall quote for the total works above, and also shall complete the award formula below to determine the Award Criteria Figure.

AWARD FORMULA

Line 1: Zone 1, Factor 1

0.7650

Line 2: Multiply Line 1 by (.75)

0.5738

Line 3: Zone 1, Factor 2

0.7651

Line 4: Multiply Line 3 by (.05)

0.0383

Line 5: Zone1, Factor 3

0.7652

Line 6: Multiply Line 5 by (.025)

0.0191

Line 7: Zone 1, Factor 4

0.7653

Line 8: Multiply Line 7 by (.025)

0.0191

Line 9: Zone 2, Factor 5

0.9945

Line 10: Multiply Line 9 by (.05)	<u>0.0497</u>
Line 11: Zone 2, Factor: 6	<u>0.9946</u>
Line 12: Multiply Line 11 by (.05)	<u>0.0497</u>
Line 13: Zone 2, Factor: 7	<u>0.9947</u>
Line 14: Multiply Line 13 by (.025)	<u>0.0249</u>
Line 15: Zone 2, Factor 8	<u>0.9948</u>
Line 16: Multiply Line 15 by (.025)	<u>0.0249</u>
Line 17: Add Lines 2, 4, 6, 8, 10, 12, 14, 16	<u>0.7995</u>

The above Adjustment Factors are to be specified to four decimal places. Any alteration, erasure, or change must be clearly indicated and initialed by the bidder. All prices and information required on the bid form must be either typewritten or neatly printed in ink (use figures only). San Bernardino County reserves the right to revise all arithmetic errors in calculations for correctness. The Bid factor of each item on the Proposal must be stated in words and numerals; in case of a conflict, words will take precedence. 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. The County reserves the right to reject any and all bids and to waive any irregularities.

All Unit Prices listed in the Construction Task Catalog® are priced at a net value of 1.0000. The Adjustment Factors shall be an increase or decrease to all the Unit Prices listed in the Construction Task Catalog®. For example, 1.1000 would be a 10% increase to the Unit Prices and 0.9500 would be a 5% decrease to the Unit Prices. Bidders who submit separate Adjustment Factors for separate Unit Prices will be considered non-responsive and their bid will be rejected.

The weighted multipliers above are for the purpose of calculating an Award Criteria Figure only. No assurances are made by the County that Work will be ordered under the Contract in a distribution consistent with the weighted percentages above. The Award Criteria Figure is only used for the purpose of determining the Bid.

When submitting Job Order Price Proposals related to specific Job Orders, the Bidder shall utilize one or more of the Adjustment Factors applicable to the Work being performed.

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. The subcontractor information will be provided as part of a complete Job Order Proposal.

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 Project and Facilities Management 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.

The undersigned certifies that it and all subcontractor(s) it will use to perform Work will be registered with the Department of Industrial Relations pursuant to Labor Code section 1725.5. 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. 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."

ADDENDA

This bid includes: Addendum No. 1 dated July 27, 2022
Addendum No. _____ dated _____
Addendum No. _____ dated _____

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, the 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(s) is legally binding.

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

Name of Bidder: Horizons Construction Co. Int'l, Inc.

Address: 432 W. Meats Avenue, Orange, CA 92865

Phone: 714-626-0000

Email: Yazmin@Horizonscci.com

Contractor's License No.: 825022 Primary Class: A, B, C2, C8, C12, C20, C21, C36

Expiration Date of Contractor's License 09/30/2023

Contractor's DIR Registration # 1000011017

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

Authorized Signature:  Title: Vice President

Print Name: Kinan Kotrash Date: 07/22/2022

Job Order Contract Experience Form

Job Order Contract / Indefinite Quantity Construction Contract

Agency Name: County of Riverside

Agency Contract Contact (name, email, and current phone number):
Dominic Lombardi, DLombardi@rivco.org, 951-955-66222

Contract Start/End Dates: 01/2019 - 01/2020

Awarded Contract Value: \$4,500,000.00

Total Value of Work Issued Against Contract: \$4,500,000.00

Contract Name/Number: JOC12 2019-2020

Required License(s): A, B, C2, C8, C12, C20, C21, C36

Brief Description of Projects Completed:

JOC12 Contract for County of Riverside multi
tentative and site improvements

Job Order Contract / Indefinite Quantity Construction Contract

Agency Name: County of San Bernardino

Agency Contract Contact (name, email, and current phone number):
Elsy Banks, Elsy.Banks@res.sbcounty.gov, 909-387-5000

Vasilis Tsangarides, Vasilis.Tsangarides@res.sbcounty.gov, 909-361-8786

Contract Start/End Dates: 01/2019 - 01/2020

Awarded Contract Value: \$4,600,000.00

Total Value of Work Issued Against Contract: \$4,600,000.00

Contract Name/Number: San Bernardino JOC13

Required License(s): A, B, C2, C8, C12, C20, C21, C36

Brief Description of Projects Completed:

County of San Bernardino JOC13 multiple

tentative and site improvements

NONCOLLUSION DECLARATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

The undersigned declares:

Horizons Construction

I am the Vice President of Co. Int'l, 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 July 22, 2022 [date], at Orange [city], California [state].

Signed: _____



Title: Vice President

PREMIUM: NIL
Bond No. N/A

GREAT AMERICAN INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS, that we, Horizons Construction Company International, Inc.

as principal, and the GREAT AMERICAN INSURANCE COMPANY, a corporation existing under the laws of the State of Ohio, having its Administrative Office at 580 Walnut Street, Cincinnati, Ohio 45202, as surety, are held and firmly bound unto,

County of San Bernardino

as obligee, in the penal sum of twenty-five thousand & 00/100

DOLLARS (\$ 25,000.00), lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

SIGNED, sealed, and dated this 22nd day of July 2022

WHEREAS, the said principal is herewith submitting a proposal for

General Engineering Contractor JOC - GEJOC14

NOW, THEREFORE, the condition of this obligation is such that, if the said principal shall be awarded the said contract, and shall within sixty (60) days after receiving notice of such award enter into a contract and give bond for the faithful performance of the contract, then this obligation shall be null and void otherwise the principal and surety will pay unto the obligee the difference in money between the amount of the principal's bid and the amount for which the obligee may legally contract with another party to perform the work, if the latter amount be in excess of the former; but in no event shall the liability hereunder exceed the penal sum hereof.

Horizons Construction Company
International, Inc.

BY: 
Kincaid Kotrish, President *Principal*

GREAT AMERICAN INSURANCE COMPANY

By 
Spencer Flake, Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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 Orange)

On 7/22/2022 before me, Heather Willis,
Date Here Insert Name and Title of the Officer

personally appeared Spencer Flake
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/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 Heather Willis
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended 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: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

GREAT AMERICAN INSURANCE COMPANY®

Administrative Office: 301 E 4TH STREET • CINCINNATI, OHIO 45202 • 513-369-5000 • FAX 513-723-2740

The number of persons authorized by this power of attorney is not more than FIVE

No. 0 20942

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That the GREAT AMERICAN INSURANCE COMPANY, a corporation organized and existing under and by virtue of the laws of the State of Ohio, does hereby nominate, constitute and appoint the person or persons named below, each individually if more than one is named, its true and lawful attorney-in-fact, for it and in its name, place and stead to execute on behalf of the said Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; provided that the liability of the said Company on any such bond, undertaking or contract of suretyship executed under this authority shall not exceed the limit stated below.

	Name	Address	Limit of Power
DAVID L. CULBERTSON	HEATHER WILLIS	ALL OF	ALL
CHARLES L. FLAKE	LEXIE SHERWOOD	ANAHEIM,	\$100,000,000.00
SPENCER FLAKE		CALIFORNIA	

This Power of Attorney revokes all previous powers issued on behalf of the attorney(s)-in-fact named above.

IN WITNESS WHEREOF the GREAT AMERICAN INSURANCE COMPANY has caused these presents to be signed and attested by its appropriate officers and its corporate seal hereunto affixed this 8TH day of SEPTEMBER, 2020

Attest

GREAT AMERICAN INSURANCE COMPANY



My L C. B.

Assistant Secretary

Mark V Vicario

Divisional Senior Vice President

MARK VICARIO (877-377-2405)

STATE OF OHIO, COUNTY OF HAMILTON - ss:

On this 8TH day of SEPTEMBER, 2020, before me personally appeared MARK VICARIO, to me known, being duly sworn, deposes and says that he resides in Cincinnati, Ohio, that he is a Divisional Senior Vice President of the Bond Division of Great American Insurance Company, the Company described in and which executed the above instrument; that he knows the seal of the said Company; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-Laws of said Company, and that he signed his name thereto by like authority.



SUSAN A KOHORST
Notary Public
State of Ohio
My Comm. Expires
May 18, 2025

Susan A Kohorst

This Power of Attorney is granted by authority of the following resolutions adopted by the Board of Directors of Great American Insurance Company by unanimous written consent dated June 9, 2008.

RESOLVED: That the Divisional President, the several Divisional Senior Vice Presidents, Divisional Vice Presidents and Divisional Assistant Vice Presidents, or any one of them, be and hereby is authorized, from time to time, to appoint one or more Attorneys-in-Fact to execute on behalf of the Company, as surety, any and all bonds, undertakings and contracts of suretyship, or other written obligations in the nature thereof; to prescribe their respective duties and the respective limits of their authority; and to revoke any such appointment at any time.

RESOLVED FURTHER: That the Company seal and the signature of any of the aforesaid officers and any Secretary or Assistant Secretary of the Company may be affixed by facsimile to any power of attorney or certificate of either given for the execution of any bond, undertaking, contract of suretyship, or other written obligation in the nature thereof, such signature and seal when so used being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

CERTIFICATION

I, STEPHEN C. BERAHA, Assistant Secretary of Great American Insurance Company, do hereby certify that the foregoing Power of Attorney and the Resolutions of the Board of Directors of June 9, 2008 have not been revoked and are now in full force and effect.

Signed and sealed this 22nd day of July, 2022



My L C. B.

Assistant Secretary