PART 2

CONTRACT FORMS

SECTION 00400
BID PROPOSAL
(FORM A)

To: Otay Water District
2554 Sweetwater Springs Boulevard
Spring Valley, California 91978-2004

Project Title: **450-1 DISINFECTION FACILITY REHABILITATION (CIP R2112)**

Bidder: Fordyce Construction, Inc.

Address: 9932 Prospect Ave #138 Santee, CA 92071

Date: January 29, 2015

Bidder's contract person for additional information on this Proposal:

Name: Brian Fordyce Telephone: (619) 449.4272

Contractor's license number and class: 608529 A&B Expiration date: 10/31/15

BIDDER'S DECLARATION AND UNDERSTANDING

The undersigned, hereinafter called the "Bidder," declares that the only persons or parties interested in this proposal are those named herein, that this proposal is, in all respects, fair and without fraud, that it is made without collusion with any official of the District, and that the proposal is made without any connection or collusion with any person submitting another proposal on this contract.

The Bidder further declares that the contract documents for the construction of the project were carefully reviewed, including materials and equipment, conditions of work involved, and including the fact that the description of the quantities of work and materials, as included herein, is brief and is intended only to indicate the general nature of the work and to identify the said quantities with the detailed requirements of the contract documents, and that this proposal is made according to the provisions and under the terms of the contract documents, which documents are hereby made a part of this proposal.

Submission of this proposal shall be conclusive evidence that the Bidder has investigated the availability of all equipment and materials required for the work specified and is satisfied that deliveries of equipment and materials can be scheduled so as to complete the work in all respects within the completion times specified herein.

The Bidder understands and agrees that if a contract is awarded, the employees of Bidder and Bidder's subcontractors shall be paid wages which are no less than the prevailing wage rates as determined by the California Department of Industrial Relations pursuant to the California Labor Code. The Bidder who is awarded the contract shall post at the job site a copy of the prevailing rates of per diem wages as determined by the California Department of Industrial Relations at the job site.

The Bidder understands that the District reserves the right to reject any and all bids and to waive any information in the bidding.

CONTRACT EXECUTION AND BONDS

After receiving the Notice of Award (NOA), the Bidder shall comply with the terms set forth in Section 00100, Article 23. The Bidder will, to the extent of this proposal, furnish all machinery, tools, apparatus, other means of construction, and do the work and furnish all the materials necessary to complete all work as specified or indicated in the contract documents.

If awarded a contract by the District's Board of Directors, the Bidder shall sign the contract in the blank space(s) provided therefore. If the Bidder is a sole proprietor, the true name of the fictitious business shall be set forth above, if operating under a fictitious name, together with the signature of the sole proprietor. If the Bidder is a partnership, the true name of the partnership shall be set forth above, together with the signature of the general partner authorized to sign contracts on behalf of the partnership. If the bidder is a corporation, the legal name of the corporation shall be set forth above, together with the signature of the president and secretary of the corporation. If the Bidder is another entity, the true name of the entity shall be set forth above, together with the signature of two senior officials authorized to sign contracts on behalf of the entity.

CONTRACT COMPLETION TIME

The Bidder further agrees to begin work and to complete the construction, in all respects, for which the proposal is accepted within **SEVENTY FIVE DAYS (75)** calendar days from the date stated in the Notice to Proceed.

LIQUIDATED DAMAGES

Failure of the Contractor to complete the work within the time allowed will result in damages being sustained by the District. Such damages are, and will continue to be, impracticable and extremely difficult to determine. For each consecutive calendar day that the contractor fails to substantially complete all work in excess of the time period specified for the completion of the work, as may be adjusted in accordance with these contract documents, the contractor shall pay the District, or have withheld from monies due it, liquidated damages in the sum of **ONE THOUSAND DOLLARS ($1,000)** per calendar day.

By execution of the contract, the Contractor and District agree that these liquidated damages and amounts are not unreasonable under the circumstances that exist at that time the invitations for bid were requested and at the time the contract was entered into and that the amount specified above per calendar day is the minimum value of the costs of actual damage caused by the failure of the contractor to complete the work within the allotted time. The liquidated damages shall not be construed as a penalty, and may be deducted from payments due the contractor if such delay occurs.

ADDENDA

The Bidder hereby acknowledges that he has received Addenda numbers 1, 2, 3, 4, _____, to these contract documents by inserting the number of each Addendum in the spaces provided above.

SALES AND USE TAXES

The bidder agrees that all sales and use taxes are included in the stated bid prices for the work, unless provision is made herein for the Bidder to separately itemize the estimated amount of sales tax.

BID LIST REQUIREMENTS AND UNDERSTANDING

Bids are to be submitted for the entire work. All bid items must be filled out, and extension carried out as appropriate. **A blank space will be considered non responsive, if zero is intended then a "0" must be entered for both unit price and amount.** In case of discrepancy between the unit and lump sum prices and in the total amounts set forth in extension, the unit and lump sum price shall prevail. For purposes of comparison, the total bid amount of the bid will be the total of the base bid plus additive bid item(s). In the event the total bid amount does not agree with the sum of the total amounts for each item, the unit and lump sum price bid for each item along with its corrected/uncorrected total amount extension, shall govern. The total bid amount will be corrected accordingly, and the contractor shall be bound by said correction. The Bidder further agrees to accept as full payment for the work specified herein, the amounts computed below based on the following lump sum and unit price amounts, it being expressly understood that the unit prices are independent of the exact quantities involved. The Bidder agrees that the lump sum amounts and unit price amounts represent a true measure of the labor, material, and equipment required to perform the work, including all allowances for overhead and profit. If so requested by the District, the Contractor shall substantiate any price or prices with additional detailed price breakdown.

During or after the award of the contract, the District reserves the right to increase or diminish the amount of any item of work or item(s) as may be deemed necessary. The unit prices shall remain unchanged for the duration of this contract even if the unit quantities are decreased by any amount or increased up to 150%. The District also reserves the right to delete any bid item(s) in its entirety.

Quantities for lump sum items are shown as "LS" under the unit column and shown as one (1), however all required work for that item is inclusive. For example, a lump sum item, for potholing may involve several potholes in order to perform the required work, and the unit price of that lump sum item shall remain unchanged for the duration of this contract.

If Bidder uses add/deduct items, the Bidder will be required to identify the specific item(s) being changed and amount(s) for each in order to be considered a responsive bidder.

THE UNDERSIGNED DELCARES UNDER PENALTY OF PURJURY under the laws of the State of California that the representations made in this Bid are true and correct.

The Bidder is a (circle one):

Principal Corporation Partnership* LLC Proprietorship

Named: Fordyce Construction, Inc.

Address: 9932 Prospect Ave #138 Santee, CA 92071

Name: Brian Fordyce / Brian Fordyce

Title: President

Contractor's License No.: 608529

Class of License: A & B

Expiration Date: 10/31/15

Treasury I.D.: 91-1986226

Corporate Seal: _____

*If the Bidder is a partnership, all partners must sign on a separate piece of paper, which must be attached to the Bid.

450-1 DISINFECTION FACILITY REHABILITATION (CIP R2112)
Addendum No 4.

BID LIST

Bid items are described in the Specifications, Section 01010 – Summary of Work, and the contract documents.

ITEM NO.	DESCRIPTION	QTY	UNIT	UNIT PRICE	AMOUNT
1	Mobilization / Demobilization	1	LS	6,100	$6,100
2	Remove Existing and Install New 2,500 Gallon Double Wall Safe Tanks	2	~~LS~~ EA	32,000	$ 64,000
3	Install (2) New Concrete House-keeping Pads and (2) Concrete Containment Curbs	1	LS	10,700	$ 10,700
4	Remove Existing Louver and Install New Roll Up Door	1	LS	9,500	$ 9,500
5	Relocate the (2) Existing Chemical Feed Systems	1	LS	17,500	$ 17,500
6	Raise the Existing Exhaust Vent	1	LS	550	$ 550

UNIT PRICE AND ALLOWANCE ITEMS NOT INCLUDED IN THE CONTRACT DOCUMENTS BUT INCLUDED IN THE CONTRACT SCOPE FOR THE 450-1 DISINFECTION FACILITY REHABILITATION (CIP R2112)
Note: Quantities are an estimate for the purposes of comparing Bids only. Payment of these items will be based on actual quantities furnished, installed, disposed or constructed in accordance with the Contract Documents

7	Electrical or Control Allowance	1	LS	20,000	$ 20,000

SUBTOTAL ITEMS NOS. 1 THROUGH 7: $ 128,350-

ADDITIONS OR DEDUCTIONS *	CHANGE (+) or (-)	ADJUSTED BID ITEM AMOUNT
Addition (+) or Deduction (-) to Bid Item ____ NONE	$ 0	$ 0
Addition (+) or Deduction (-) to Bid Item ____ NONE	$ 0	$ 0
Addition (+) or Deduction (-) to Bid Item ____ NONE	$ 0	$ 0

*** Note Regarding Use of Addition (+) or Deduction (-) Items Above:** Provision is made for the Bidder to include an addition or deduction in the Bid, if so desired, to reflect any last minute adjustments in prices. The addition or deduction, if made, will be applied to the Bid Items listed. **It is the Bidders responsibility to identify any ADDITIONS OR DELETETIONS with a (+) or (-), accordingly.** **Should the bidder elect not adjust his bid, the bidder shall enter the words "NONE" for each of the Addition/Deduction blocks above.**	NONE

TOTAL ITEMS NOS. 1 THROUGH 7: $ 128,350 -

TOTAL ITEMS NOS. 1 THROUGH 7 IN WORDS IS:

One hundred twenty eight thousand three hundred fifty dollars

Bid evaluations shall be based upon bid items 1 through 7. District reserves the right to implement any alternative bid items.

LISTING OF MANUFACTURERS

The bidder intends to furnish materials listed below by the following manufacturers. Bidder shall list one manufacturer only for each item. In case of discrepancies in listing materials or manufacturers, the District reserves the right to obtain clarification from the bidder within forty-eight (48) hours after the Bid opening. No substitution of manufacturers will be allowed unless approved by the District. Award of a contract under this bid will not imply approval by the District of a manufacturer or vendor listed by the Bidder.

	ITEM OF EQUIPMENT	MANUFACTURER / VENDOR
1.	2,500 Gallon Double Walled Safe Tank	~~Core-Rosion Products~~ SAFE-Tank
2.	Rollup Door	Overhead Door Company
3.		
4.		
5.		
6.		
7.		
8.		

SURETY

If the Bidder is awarded a construction contract pursuant to this proposal, the surety who provides the Performance Bond and the Labor and Materials Bond will be International Fidelity Insurance Company whose address is

13400 Sabre Springs Parkway Suite 245 San Diego, CA 92128,
Street City State Zip

BIDDER
The name of the Bidder submitting this proposal is Fordyce Construction, Inc.,

doing business at 9932 Prospect Ave #138 Santee, CA 92071,
Street City State Zip

which is the address to which all communications concerned with this proposal and with the contract shall be sent. The names of the principal officers of the corporation submitting this proposal, or of the partnership, or of the entity, or of all persons interested in this proposal as principals are as follows:

Brian Fordyce, President	Krista Fordyce, Secretary

The Bidder swears under penalty of perjury that all information provided by the Bidder is true and correct.

IF A SOLE PROPRIETOR OR PARTNERSHIP, SIGN HERE: N/A

IN WITNESS hereto the undersigned has set his (its) hand this

_____ day of _____ 2015.

_____
Name of Firm

_____
Signature

_____
Title

IF CORPORATION, SIGN HERE:

IN WITNESS WHEREOF the undersigned corporation has caused this instrument to be executed and its seal affixed by its duly authorized officers this 29th day of January 2015.

(SEAL)

Fordyce Construction, Inc.
Name of Corporation

By Brian Fordyce

President

By Krista Fordyce

Secretary

IF OTHER ENTITY, SIGN HERE: N/A

IN WITNESS hereto the undersigned has set his (its) hand this _____ day of _____ 2015.

_____
Name of Entity

By_____

_____
Title

By_____

_____
Title

Attest_____

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* * * * *

SECTION 00410
BID BOND
(FORM B)

BOND NO. N/A

AMOUNT: $N/A

Know all men by these presents, that Fordyce Construction, Inc.

as Principal, and International Fidelity Insurance Company

a corporation duly organized under the laws of the State of New Jersey

having its principal place of business at 13400 Sabre Springs Parkway Suite 245, San Diego, CA 92128

in the State of California, and authorized to do business in the State of California, as _____

Surety, are held and firmly bound unto Otay Water District, hereinafter "Obligee", in the penal sum of Ten Percent of Amount Bid

_____ Dollars ($10% of Bid Amount), for the payment of which we bind ourselves, our heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

SECTION 00410
BID BOND
(FORM B)

THE CONDITION OF THIS BOND IS SUCH THAT:

Whereas the Principal is herewith submitting his or its bid proposal for Contractor Services, said bid proposal, by reference thereto, being hereby made a part hereof.

Now, therefore, if the bid proposal submitted by the Principal is accepted, and the contract awarded to the Principal, and if the Principal shall execute the proposed contract and shall furnish such Performance Bond and Labor and Materials Bond as required by the contract documents, insurance certificates and policies, certification of worker's compensation insurance and other required documents within the time fixed by the contract documents, then this obligation shall be void. If the Principal shall fail to execute the proposed contract, furnish the required bonds and other required documents within the time specified in the contract documents, the Surety hereby agrees to pay to the Obligee the penal sum as liquidated damages.

Signed and sealed this 21st day of January, 2015.

Fordyce Construction, Inc.
PRINCIPAL

By

International Fidelity Insurance Company
SURETY

By
Attorney-in-fact, Bart Stewart

Tel (973) 624-7200

POWER OF ATTORNEY
INTERNATIONAL FIDELITY INSURANCE COMPANY

HOME OFFICE: ONE NEWARK CENTER, 20TH FLOOR
NEWARK, NEW JERSEY 07102-5207

KNOW ALL MEN BY THESE PRESENTS: That **INTERNATIONAL FIDELITY INSURANCE COMPANY,** a corporation organized and existing laws of the State of New Jersey, and having its principal office in the City of Newark, New Jersey, does hereby constitute and appoint

BART STEWART

Encinitas, CA.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surety, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, stature, rule, regulation, contract or otherwise, and the execution of such instrument(s) in pursuance of these presents, shall be as binding upon the said **INTERNATIONAL FIDELITY INSURANCE COMPANY**, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at its principal office.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of Article 3-Section 3, of the By-Laws adopted by the Board of Directors of **INTERNATIONAL FIDELITY INSURANCE COMPANY** at a meeting called and held on the 7th day of February, 1974.

The President or any Vice President, Executive Vice President, Secretary or Assistant Secretary, shall have power and authority

(1) To appoint Attorneys-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and,

(2) To remove, at any time, any such attorney-in-fact and revoke the authority given.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of said Company adopted at a meeting duly called and held on the 29th day of April, 1982 of which the following is a true excerpt:

Now therefore the signatures of such officers and the seal of the Company may be affixed to any such power of attorney or any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be valid and binding upon the Company and any such power 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.

INTERNATIONAL FIDELITY INSURANCE COMPANY CORPORATE SEAL 1904 NEW JERSEY

IN TESTIMONY WHEREOF, **INTERNATIONAL FIDELITY INSURANCE COMPANY** has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 16th day of October, A.D. 2007.

INTERNATIONAL FIDELITY INSURANCE COMPANY

STATE OF NEW JERSEY
County of Essex

Secretary

On this 16th day of October 2007, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said the he is the therein described and authorized officer of the **INTERNATIONAL FIDELITY 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 by order of the Board of Directors of said Company.

CATHY VAZQUEZ NOTARY PUBLIC STATE OF NEW JERSEY

IN TESTIMONY WHEREOF, I have hereunto set my hand affixed my Official Seal,
at the City of Newark, New Jersey the day and year first above written.

A NOTARY PUBLIC OF NEW JERSEY
My Commission Expires March. 27, 2014

CERTIFICATION

I, the undersigned officer of **INTERNATIONAL FIDELITY INSURANCE COMPANY** do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Section of the By-Laws of said Company as set forth in said Power of Attorney, with the ORIGINALS ON IN THE HOME OFFICE OF SAID COMPANY, and that the same are correct transcripts thereof, and of the whole of the said originals, and that the said Power of Attorney has not been revoked and is now in full force and effect

IN TESTIMONY WHEREOF, I have hereunto set my hand this 21 day of January, 2015

Maria H. Franco

Assistant Secretary

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 San Diego }

On 01-21-15 before me, Laura Ashley Aceves, Notary Public,
(Here insert name and title of the officer)

personally appeared Bart Stewart,
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.

NCC1 LAURA ASHLEY ACEVES NCC1
Commission No. 1927951
NOTARY PUBLIC-CALIFORNIA
SAN DIEGO COUNTY
My Comm. Expires MARCH 7, 2015

Notary Public Signature (Notary Public Seal)

ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(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
  _____
  (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.

SECTION 00420
NONCOLLUSION AFFIDAVIT
(FORM C)

(TO BE EXECUTED BY BIDDER
AND SUBMITTED WITH BID)

State of California)
) ss.
County of San Diego)

Brian Fordyce, being first duly sworn, deposes and says

that he or she is President (Title) of Fordyce Construction, Inc. (Entity Name),

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 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 collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a 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.

Bidder: Fordyce Construction, Inc.

By: Brian Fordyce / Brian Fordyce

Title: President

By: _____

Title: _____

Subscribed and sworn to before me, Amy Crandall, Notary Public
Notary

on this 29th day of January, 2015. Amy Crandall

AMY CRANDALL
Commission # 1934885
Notary Public - California
San Diego County
My Comm. Expires May 31, 2015

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SECTION 00430
CONTRACTOR LICENSE AFFIDAVIT
(FORM D)

BUSINESS AND PROFESSIONAL CODE 7028.15:

"A licensed contractor shall not submit a bid to a public agency unless his or her contractor's license number appears clearly on the bid, the license expiration date is stated, and the bid contains a statement that the representations made therein are made under penalty of perjury. Any bid not containing this information, or a bid containing information which is subsequently proven false, shall be considered nonresponsive and shall be rejected by the public agency."

State of California)
) ss
)

Brian Fordyce being first duly sworn, deposes and says that he is President of Fordyce Const., the party making the foregoing bid, is a licensed contractor and understands the information shown below shall be included with the bid and understands that any bid not containing this information, or if this information is subsequently proven to be false, shall be considered nonresponsive and shall be rejected by the District _____

608529 A & B 10/31/2015
(State license number and classification) License Expiration Date

I certify under the penalty of Perjury under the laws of the State of California that the foregoing is true and correct.

Subscribed at:
Santee San Diego, CA
(City) (County) (State)

on January 29, 2015.
(Date)

Brian Fordyce

NOTARY TO AFFIX SEAL AND CERTIFICATE OF ACKNOWLEDGMENT
See attached

608529 A & B
(State license number and classification)

9932 Prospect Ave #138
(Address)

Santee, CA 92071
(City) (State) (Zip Code)

619.449.4272
(Telephone)

ACKNOWLEDGMENT

State of California
County of San Diego)

On January 29, 2015 before me, Amy Crandall, Notary Public
(insert name and title of the officer)

personally appeared Brian Fordyce ,
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.

AMY CRANDALL
Commission # 1934885
Notary Public - California
San Diego County
My Comm. Expires May 31, 2015

Signature Amy Crandall (Seal)

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SECTION 00440
LIST OF SUBCONTRACTORS
(FORM E)

The Bidder shall identify all proposed subcontractors and subconsultants who will be performing work that has a value in excess of one-half (0.5) of one (1) percent of the total amount of this proposal. The Bidder certifies that the following subcontracting firms or businesses will be awarded subcontracts for the indicated portions of the work in the event that the Bidder is awarded the contract.

The Bidder shall identify the type of work the subcontractor shall perform; include the specific bid item(s) that the subcontractor(s) will perform work on; and state the percent (%) of the bid item that the subcontractor will perform.

TYPE OF WORK: Rolling Doors

4 — 4%

Bid Item — Percent

Overhead Door Company of Southern California

Name

8260 Miralani Drive San Diego, CA 92126

Street — City

License No. /Type 522843 / D28

* *

TYPE OF WORK: Plumbing

5 — 12%

Bid Item — Percent

R&M Plumbing Contractors, Inc.

Name

8825 Diamondback Santee, CA 92071

Street — City

License No. /Type 956104 / C36

* *

TYPE OF WORK: ~~Electrical~~ BR

Bid Item — Percent

~~Precision Electric Company~~ BR

Name

~~8137 Winter Gardens Blvd Lakeside, CA 92040~~ BR

Street — City

License No. /Type ~~534116 / C10~~ BR

SECTION 00440
LIST OF SUBCONTRACTORS
(FORM E)

Not Used
see next pg →

The Bidder shall identify all proposed subcontractors and subconsultants who will be performing work that has a value in excess of one-half (0.5) of one (1) percent of the total amount of this proposal. The Bidder certifies that the following subcontracting firms or businesses will be awarded subcontracts for the indicated portions of the work in the event that the Bidder is awarded the contract.

The Bidder shall identify the type of work the subcontractor shall perform; include the specific bid item(s) that the subcontractor(s) will perform work on; and state the percent (%) of the bid item that the subcontractor will perform.

TYPE OF WORK:

____

____

Bid Item Percent

____

Name

____

Street City

License No. /Type ______________________________

* *

TYPE OF WORK:

____

____

Bid Item Percent

____

Name

____

Street City

License No. /Type ______________________________

* *

TYPE OF WORK:

____

____

Bid Item Percent

____

Name

____

Street City

License No. /Type ______________________________

TYPE OF WORK: Epoxy Coating

3 — 4%

Bid Item — Percent

Resolution Specialty Coatings

Name

8630 Fanita Dr. #119 Santee, CA 92071

Street — City

License No. /Type 989452 / A

****

TYPE OF WORK: Electrical

2,5 — 2%

Bid Item — Percent

Sharp Electric, Inc.

Name

18059 Exposition Drive Jamul CA 91935

Street — City

License No. /Type 697935 / C10

****

TYPE OF WORK:

Bid Item — Percent

Name

Street — City

License No. /Type

BIDDER: Fordyce Construction, Inc.

Signature: [signature]

Date: January 29, 2015

SECTION 00450
LIST OF REFERENCES
(FORM F)

A minimum of five (5) project references are required for the Contractor and a minimum of three (3) project references are required for the Project Manager to be assigned to the subject work. The referenced projects must have been completed within the past five (5) years and be similar in scope including type, size, duration, value, etc. to the aforementioned project. Bidder's failure to provide current reference contact information could impact District's ability to check references. Lack of valid references could delay award of a contract to Bidder and jeopardize award.

CONTRACTOR

Project Title: Grossmont College Bldg 60 Upgrades Year Completed: 2014

Type of Project Tenant Improvements Contract Amount: $ 132,623

Company Name: Grossmont Cuyamaca Community College District

Address: 8800 Grossmont College Drive El Cajon, CA 92020

Contact Person: Don Kramer Tel: 619.644.7010

****

Project Title: ADA Barrier Removal - Old Poway Park Year Completed: 2014

Type of Project ADA Upgrades Contract Amount: $ 118,925

Company Name: City of Poway

Address: 13325 Civic Center Drive Poway, CA 92064

Contact Person: Don Sharp Tel: 858.668.4622

****

Project Title: Discovery Street Widening Year Completed: 2014

Type of Project Historic House Move Contract Amount: $ 152,975

Company Name: City of San Marcos

Address: 1 Civic Center Drive San Marcos, CA 92069

Contact Person: Karem Elhams Tel: 760.744.1050

****

Project Title: Student Support Center Bldg 300 Year Completed: 2014

Type of Project Tenant Improvements Contract Amount: $ 97,679

Company Name: Grossmont Union High School District

Address: 1100 Murray Drive El Cajon, CA 92020

Contact Person: Liberty Donovan Tel: 619.440.4316

****

Project Title: Tenth Ave On Shore Improvements Year Completed: 2014

Type of Project Pier Improvements Contract Amount: $ 172,329

Company Name: San Diego Unified Port District

Address: 3165 Pacific Highway San Diego, CA 92101

Contact Person: Shane Peterson Tel: 619.725.6050

****

Project Title: Alpine Pump Station No. 5 Emergency Generator Year Completed: 2013

Type of Project Pump Station & Generator Contract Amount: $ 395,410

Company Name: Padre Dam Municipal Water District

Address: 9300 Fanita Parkway Santee, CA 92071

Contact Person: Dan Black Tel: 619.448.3111

****

Project Title: GC Bldg 51&53 Air Handler Year Completed: 2013

Type of Project Air Handler & Boiler Replacement Contract Amount: $ 599,117

Company Name: Grossmont Cuyamaca Community College District

Address: 8800 Grossmont College Drive El Cajon, CA 92020

Contact Person: Don Kramer Tel: 619.644.7010

****

PROJECT MANAGER

Project Manager: Brian Fordyce

Project Title: Castle Park HS Softball Upgrades Year Completed: 2013

Type of Project Softball & Field Upgrades Contract Amount: $ 552,026

Company Name: Sweetwater Union High School District

Address: 1130 Fifth Ave Chula Vista, CA 91911

Contact Person: Karl Bradley Tel: 760.533.3694

****

Project Title: Mission Vista HS BP#3 Year Completed: 2013

Type of Project General Construction Pkg Contract Amount: $ 299,166

Company Name: Vista Unified School District

Address: 1234 Arcadia Ave Vista, CA 92084

Contact Person: Michelle Coonan Tel: 760.796.7700

****

Project Title: Museum of Man Roofing Year Completed: 2012

Type of Project Roofing & Historic Upgrades Contract Amount: $ 1,350,594

Company Name: City of San Diego

Address: 1010 Second Ave Suite 1400 San Diego, CA 92101

Contact Person: Jong Choi Tel: 619.533.7449

BIDDER: Fordyce Construction, Inc.

Signature: Brian Fordyce

Date: January 29, 2015

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SECTION 00460
COMPANY BACKGROUND QUESTIONNAIRE
(FORM G)

Company Name: Fordyce Construction, Inc.

Person Completing Form (Print): Brian Fordyce

Signature: Brian Fordyce Date: January 29, 2015

Title: President Phone Number: 619.449.4272

IMPORTANT: Falsifying information or failure to provide known information could jeopardize or delay award of a contract.

1. COMPANY HISTORY

	Yes	No
1. Have there been any previous changes to the company name or changes in ownership that have occurred within the past ten (10) years?		x
2. Has any owner or officer of the company operated as a contractor under any other name or license number in the last ten (10) years?		x
3. Have there been any previous changes to the company's license number(s) in the past ten (10) years?		x
4. Is your company a subsidiary, parent, holding company or affiliate of another construction company?		x

If 'Yes' to any of the above provide details for each on the lines below including, but not limited to, previous company name and/or number, date of name change, date of change in ownership.

N/A

2. COMPANY FINANCIAL RECORD

	Yes	No
1. Was your company in bankruptcy at any time during the last ten (10) years or currently filing for bankruptcy?		x

If 'Yes' to the above provide details on the lines below including, but not limited to, case number, bankruptcy court, and the date the petition was filed.

N/A

3. CIVIL COURT ACTIONS

	Yes	No
1. Has your company, or any owner or officer of your company, ever been found liable in a civil suit?		x
2. Have there been any judgments against your company or any owner or officer of your company within the past ten (10) years?		x
3. In the past ten (10) years, has your company or any owner or officer of your company made any claim in excess of $50,000 against a project owner and filed that claim in court or arbitration?		x
4. In the past ten (10) years, have there been any claims in excess of $50,000 that have been filed in court or arbitration against your company?		x

If 'Yes' to any of the above provide details for each on the lines below including, but not limited to, project name, date of the claim, name of the claimant, name of the entity (or entities) against whom the claim was filed, brief description of the claim, the court and case number, if applicable, brief description of the status (i.e. pending, resolved, a description of the resolution, etc.).

N/A

4. CRIMINAL ACTIONS

	Yes	No
1. Has your company or any owner or officer of your company ever been convicted of a federal or state crime of fraud, theft, or any other act of dishonesty?		x
2. Has your company or any owner or officer of your company ever been found guilty in a criminal action for making any false claim or material misrepresentation to any public agency or entity?		x
3. Has any state or local agency taken any disciplinary action against your company or any owner or officer of your company?		x

If 'Yes' to any of the above provide details for each on the lines below including, but not limited to, the person or persons convicted, the name of the victim, the date of conviction, the court and case number, the crime and year convicted.

N/A

5. CONTRACT AWARD

	Yes	No
1. Has your company ever been denied an award of a public works contract based on a finding by a public agency that your company was not a responsible bidder?		x
2. In the past ten (10) years, has your company or any owner or officer of your company been listed on the Excluded Parties List System (EPLS), debarred, disqualified, removed or otherwise prevented from bidding on, or completing, any government agency or public works project for any reason?		x

If 'Yes' to any of the above provide details for each on the lines below including, but not limited to, year of the event, the owner, the project, entity denying the award, the basis for the finding by the public agency, name of the organization debarred.

N/A

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SECTION 00470
COMPANY SAFETY QUESTIONNAIRE
(FORM H)

Company Name: Fordyce Construction, Inc.

Person Completing Form (Print): Brian Fordyce

Signature: Brian Fordyce Date: January 29, 2015

Title: President Phone Number: 619.449.4272

IMPORTANT: Falsifying information or failure to provide known information could jeopardize or delay award of a contract.

SAFETY PERFORMANCE

1. List your company's Interstate Experience Rating Modifier (ERM) for the three most recent years.

20 14	0.74
20 13	0.72
20 12	1.19

2. List your company's number of injuries/illnesses from your OSHA 300 logs for the three most recent years.

	20 14	20 13	20 12
a. Fatalities	0	0	0
b. OSHA recordable incidents	0	0	0
c. Lost work day incidents	0	0	0
d. Total lost work days	0	0	0
e. Total hours worked	12,144	9,505	6,546

3. Please provide copies of the following upon award:

	Check if Available
a. OSHA 300 logs for the most recent three years and current year-to-date	☑
b. Verification of ERM from your insurance carrier	☑
c. Injury/Illness Report	☑
d. Complete written Safety Program	☑
e. Training Plans	☑
f. Training Certificates for Employees	☑
g. Emergency Response Training	☑

Primary contractors must submit all information requested on No. 3 (a-g) to the District. Subcontractors must submit information (a-c) to the District and d-g to the primary contractor and should be made available to the District upon request.

4. Company Safety Contact

   a. Name: Vince Crisci

   b. Phone: 619.820.9897

SAFETY PROGRAM

1. SAFETY PROGRAM DOCUMENTATION — Circle One

   a. Do you have a written safety program manual? — Yes / No

      Last revision date 2010

   b. Do you have a written safety field manual? — Yes / No

   c. Are all workers given a booklet that contains work rules, responsibilities and other appropriate information? — Yes / No

2. POLICY AND MANAGEMENT SUPPORT

   a. Do you have a safety policy statement from an officer of the company? — Yes / No

   b. Do you have a disciplinary process for enforcement of your safety program? — Yes / No

   c. Does management set corporate safety goals? — Yes / No

   d. Does executive management review:

      - [x] Accident reports?
      - [x] Inspection reports?
      - [x] Safety statistics?

   e. Do you safety pre-qualify subcontractors? — Yes / No

   f. Do you have a written policy on accident reporting and investigation? — Yes / No

   g. Do you have a light-duty, return-to-work policy? — Yes / No

   h. Is safety part of your supervisor's performance evaluation? — Yes / No

   i. Do you have a personal protective equipment (PPE) policy? — Yes / No

   j. Do you have a written substance abuse program? — Yes / No
      If yes, check which apply:

      - [ ] Pre-employment testing
      - [x] Random testing
      - [x] Reasonable cause testing
      - [x] Post accident testing
      - [ ] Panel Screen
      - [ ] Return to duty testing
      - [ ] Disciplinary process
      - [ ] Alcohol Testing
      - [ ] National Institute on Drug Abuse

   k. Does each level of management have assigned safety duties and responsibilities? — Yes / No

3. TRAINING AND ORIENTATION — Circle One

a. Do you conduct safety orientation training for each employee? (Yes) No

b. Do you conduct site safety orientation for every person new to the job? (Yes) No

c. Does your safety program require safety training meetings for each supervisor (foreman and above)? How often? (Yes) No
☑ Weekly ☐ Monthly ☐ Quarterly ☐ Annually

d. Do you hold tool box/tailgate safety meetings focused on your specific work operations/exposures? (Yes) No
☑ Weekly ☐ Daily

e. Do you require equipment operation/certification training? (Yes) No

4. ADMINISTRATION AND PROCEDURES

a. Does your written safety program address administrative procedures? (Yes) No

If yes, check which apply:

- ☐ Pre-project/task planning
- ☑ Record keeping
- ☐ Safety committees
- ☑ HAZCOM
- ☑ Substance abuse prevention
- ☑ Return-to work
- ☑ Emergency procedures
- ☐ Audits/inspections
- ☑ Accident investigations/reporting
- ☑ Training documentation
- ☐ Hazardous work permits
- ☐ Subcontractor prequalification

b. Do you have project safety committees? Yes (No)

c. Do you conduct job site safety inspections? How often? (Yes) No
☑ Daily ☐ Weekly ☐ Monthly

d. Do these inspections include a routine safety inspection of equipment (e.g. scaffold, ladders, fire extinguishers, etc.)? (Yes) No

e. Do you investigate accidents? How are they reported? (Yes) No

- ☐ Total company
- ☐ By project
- ☐ By foreman
- ☑ By superintendent
- ☐ By project manager
- ☐ In accordance with OSHA

f. Do you discuss safety at all preconstruction and progress meetings? (Yes) No

g. Do you perform rigging and lifting checks prior to lifting? (Yes) No

☑ For personnel ☐ For equipment ☐ Heavy lifts (more than 10,000 lbs)

5. WORK RULES

Circle One

a. Do you periodically update work rules? (Yes) No

When was the last update? 2013

b. What work practices are addressed by your work rules?
Check all that apply.

- [x] CPR/first aid
- [x] Barricades, signs, and signals
- [ ] Blasting
- [x] Communications
- [ ] Compressed air and gases
- [x] Concrete work
- [ ] Confined-space entry
- [ ] Cranes/rigging and hoisting
- [ ] Electrical grounding
- [ ] Environmental controls and Occupational health
- [x] Emergency procedures
- [x] Fire protection and prevention
- [x] Floor and wall openings
- [x] Fall protection
- [x] Housekeeping
- [x] Ladders and scaffolds
- [ ] Mechanical equipment
- [ ] Welding and cutting (hot work)
- [ ] Access-entrances/stairs
- [x] Respiratory protection
- [x] Material handling/storage
- [x] Temporary heat
- [x] Vehicle Safety
- [x] Traffic control
- [x] Site visitor escorting
- [x] Public protection
- [ ] Equipment guards and grounding
- [ ] Monitoring Equipment
- [ ] Flammable material handling/storage
- [ ] Site sanitation
- [x] Trenching and excavating
- [ ] Lockout/Tagout
- [ ] Energized/pressurized equipment
- [x] Personal protective equipment
- [x] Tools, power and hand
- [ ] Electrical power lines
- [ ] Other _____

6. OSHA INSPECTIONS

a. Have you been inspected by OSHA in the last three years? Yes (No)

b. Were these inspections in response to complaints? Yes (No)

c. Have you been cited as a result of these inspections? Yes (No)

If yes, describe the citations:

N/A