

Fordyce

PART 2
CONTRACT FORMS

This page is intentionally blank.

**SECTION 00400
BID PROPOSAL
(FORM A)**

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

Project Title: **SWEETWATER RIVER TRESTLE IMPROVEMENTS (CIP R2109)**

Bidder: Fordyce Construction, Inc.

Address: 9932 Prospect Ave #138 Santee, CA 92071

Date: June 18, 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 **ONE HUNDRED EIGHTY (180)** 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 , _____, _____, _____, _____, 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 DECLARES 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.

SWEETWATER RIVER TRESTLE IMPROVEMENTS (CIP R2109)

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	10,880	\$ 10,880
2	Stormwater Management	1	LS	4,880	\$ 4,880
3	Bridge Fire Shield	1	LS	85,090	\$ 85,090
4	Bridge Deck Plank Replacement	1	LS	720	\$ 720
5	Force Main Support Repairs	1	LS	2,320	\$ 2,320
6	Bridge Handrail Upgrades	1	LS	8,010	\$ 8,010
7	Bridge Support Hardware Replacement	1	LS	750	\$ 750
8	Bridge Tie Rod Replacement	1	LS	12,890	\$ 12,890
9	Grading	1	LS	7,110	\$ 7,110
10	Bridge Hardware Tightening	1	LS	14,460	\$ 14,460
11	Bridge Security Maintenance and Restoration	1	LS	6,630	\$ 6,630

UNIT PRICE AND ALLOWANCE ITEMS NOT INCLUDED IN THE CONTRACT DOCUMENTS BUT INCLUDED IN THE CONTRACT SCOPE FOR THE SWEETWATER RIVER TRESTLE IMPROVEMENTS

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

12	Project Allowance	1	LS	ALLOWANCE	\$ 20,000
----	-------------------	---	----	-----------	-----------

SUBTOTAL ITEMS NOS. 1 THROUGH 12:

\$ 173,740

ADDITIONS OR DEDUCTIONS *	CHANGE (+) or (-)	ADJUSTED BID ITEM AMOUNT BF
Addition (+) or Deduction (-) to Bid Item <u>3</u>	\$ 1368	\$ 91278
Addition (+) or Deduction (-) to Bid Item _____	\$ NONE	\$ - NONE

*** 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 DEDUCTIONS 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~~ BF

TOTAL ITEMS NOS. 1 THROUGH 12:

\$ ~~173,740~~^{BF} 180,018

TOTAL ITEMS NOS. 1 THROUGH 12 IN WORDS IS:

~~One hundred BF
Seventy three thousand Seven hundred forty BF
Dollars and no cents BF~~

Bid evaluations shall be based upon bid items 1 through 12. District reserves the right to implement any alternative bid items.

one hundred eighty thousand eighteen dollars and no cents.

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.

	<u>ITEM OF EQUIPMENT</u>	<u>MANUFACTURER / VENDOR</u>
1.	_____	_____
2.	_____	_____
3.	_____	_____
4.	_____	_____
5.	_____	_____
6.	_____	_____
7.	_____	_____
8.	_____	_____

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 18th day of June 2015.

(SEAL)

Fordyce Construction, Inc.

Name of Corporation

By Brian Fordyce

Brian Fordyce

President

By Krista Fordyce

Krista Fordyce

Secretary

IF OTHER ENTITY, SIGN HERE:

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

This _____ day of _____ 20__.

Name of Entity

By _____

Title

By _____

Title

Attest _____

This page is intentionally blank.

**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 Ste. 170, 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.

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 9th day of June, 2015.

Fordyce Construction, Inc.

PRINCIPAL

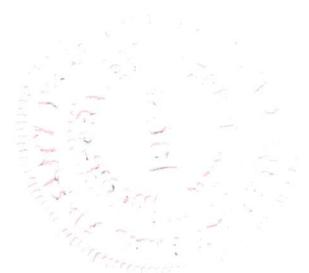
By *Kevin Kuclo*

International Fidelity Insurance Company

SURETY

By *Bart Stewart*

Attorney-in-fact, Bart Stewart



POWER OF ATTORNEY

INTERNATIONAL FIDELITY INSURANCE COMPANY ALLEGHENY CASUALTY COMPANY

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 under the laws of the State of New Jersey, and ALLEGHENY CASUALTY COMPANY a corporation organized and existing under the laws of the State of Pennsylvania, having their principal office in the City of Newark, New Jersey, do hereby constitute and appoint

MOLLY CASHMAN, BART STEWART

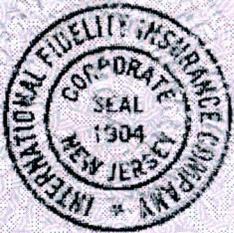
Encinitas, CA.

their 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, statute, 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 and ALLEGHENY CASUALTY COMPANY, as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by their regularly elected officers at their principal offices.

This Power of Attorney is executed, and may be revoked, pursuant to and by authority of the By-Laws of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY and is granted under and by authority of the following resolution adopted by the Board of Directors of INTERNATIONAL FIDELITY INSURANCE COMPANY at a meeting duly held on the 20th day of July, 2010 and by the Board of Directors of ALLEGHENY CASUALTY COMPANY at a meeting duly held on the 15th day of August, 2000:

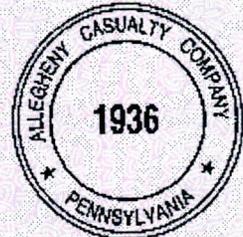
"RESOLVED, that (1) the President, Vice President, Chief Executive Officer or Secretary of the Corporation shall have the power to appoint, and to revoke the appointments of, Attorneys-in-Fact or agents with power and authority as defined or limited in their respective powers of attorney, and to execute on behalf of the Corporation and affix the Corporation's seal thereto, bonds, undertakings, recognizances, contracts of indemnity and other written obligations in the nature thereof or related thereto; and (2) any such Officers of the Corporation may appoint and revoke the appointments of joint-control custodians, agents for acceptance of process, and Attorneys-in-fact with authority to execute waivers and consents on behalf of the Corporation; and (3) the signature of any such Officer of the Corporation and the Corporation's seal may be affixed by facsimile to any power of attorney or certification given for the execution of any bond, undertaking, recognizance, contract of indemnity or other written obligation in the nature thereof or related thereto, such signature and seals when so used whether heretofore or hereafter, being hereby adopted by the Corporation as the original signature of such officer and the original seal of the Corporation, to be valid and binding upon the Corporation with the same force and effect as though manually affixed."

IN WITNESS WHEREOF, INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY have each executed and attested these presents on this 22nd day of July, 2014.



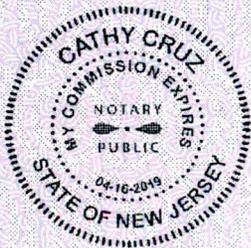
STATE OF NEW JERSEY
County of Essex

ROBERT W. MINSTER
Chief Executive Officer (International Fidelity Insurance Company) and President (Allegheny Casualty Company)



On this 22nd day of July 2014, before me came the individual who executed the preceding instrument, to me personally known, and, being by me duly sworn, said he is the therein described and authorized officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY; that the seals affixed to said instrument are the Corporate Seals of said Companies; that the said Corporate Seals and his signature were duly affixed by order of the Boards of Directors of said Companies.

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 April 16, 2019

CERTIFICATION

I, the undersigned officer of INTERNATIONAL FIDELITY INSURANCE COMPANY and ALLEGHENY CASUALTY COMPANY do hereby certify that I have compared the foregoing copy of the Power of Attorney and affidavit, and the copy of the Sections of the By-Laws of said Companies as set forth in said Power of Attorney, with the originals on file in the home office of said companies, 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

9th

day of

June 2015

MARIA BRANCO, 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 6/9/2015 before me, Brittany 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.



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.

This page is intentionally blank.

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 June 18, 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.

Signature Amy Crandall

(Seal)



**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: NO subcontractors

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:

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 _____

BIDDER: Fordyce Construction, Inc.

Signature: *Erin Fordyce*

Date: June 18, 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: Coronado Golf Course Cart Barn Truss Year Completed: 2015

Type of Project Struct. Upgrades to Exist Fac Contract Amount: \$ 243,632

Company Name: City of Coronado

Address: 1825 Strand Way Coronado, CA 92118

Contact Person: Bill Cecil Tel: 619.522.7314

Project Title: Broadway Pier Surface Enhancements Year Completed: 2014

Type of Project Install Marine Util on Exist Pier Contract Amount: \$ 1,114,410

Company Name: San Diego Unified Port District

Address: 1400 Tidelands Ave National City, CA 91950

Contact Person: William Melton Tel: 619.686.6233

Project Title: Tenth Ave On Shore Improvements Year Completed: 2013

Type of Project Site Improv @ Marine Terminal Contract Amount: \$ 172,329

Company Name: San Diego Unified Port District

Address: 1400 Tidelands Ave National City, CA 91950

Contact Person: Shane Peterson Tel: 619.725.6050

Project Title: Second Level Exiting Year Completed: 2011
Type of Project Struct Steel Staircase Airside Contract Amount: \$ 206,003
Company Name: Turner/PCL/Flatiron - SD County Regional Airport Authority
Address: 2320 Stillwater Road San Diego, CA 92101
Contact Person: Brett Stuckey Tel: 858.320.4040

Project Title: Escondido North Wing Rehabilitation Year Completed: 2010
Type of Project Seismic Upgrade - Exist Bldg Contract Amount: \$ 1,264,219
Company Name: Gilbane - Palomar Community College District
Address: 1140 West Mission Road San Marcos, CA 92069
Contact Person: Jeff Lewis Tel: 760.744.1465

Project Title: _____ Year Completed: _____
Type of Project _____ Contract Amount: \$ _____
Company Name: _____
Address: _____
Contact Person: _____ Tel: _____

Project Title: _____ Year Completed: _____
Type of Project _____ Contract Amount: \$ _____
Company Name: _____
Address: _____
Contact Person: _____ Tel: _____

PROJECT MANAGER

Project Manager: Brian Fordyce

Project Title: Coronado Golf Course Cart Barn Truss Year Completed: 2015

Type of Project Struct. Upgrades to Exist Fac Contract Amount: \$ 243,632

Company Name: City of Coronado

Address: 1825 Strand Way Coronado, CA 92118

Contact Person: Bill Cecil Tel: 619.522.7314

Project Title: Broadway Pier Surface Enhancements Year Completed: 2014

Type of Project Install Marine Util on Exist Pier Contract Amount: \$ 1,114,410

Company Name: San Diego Unified Port District

Address: 1400 Tidelands Ave National City, CA 91950

Contact Person: William Melton Tel: 619.686.6233

Project Title: Tenth Ave On Shore Improvements Year Completed: 2013

Type of Project Site Improv @ Marine Terminal Contract Amount: \$ 172,329

Company Name: San Diego Unified Port District

Address: 1400 Tidelands Ave National City, CA 91950

Contact Person: Shane Peterson Tel: 619.725.6050

BIDDER: Fordyce Construction, Inc.

Signature: *Brian Fordyce*

Date: June 18, 2015

**SECTION 00460
COMPANY BACKGROUND QUESTIONNAIRE
(FORM G)**

Company Name: Fordyce Construction, Inc.

Person Completing Form (Print): Brian Fordyce

Signature:  Date: June 18, 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

This page is intentionally blank.

**SECTION 00470
COMPANY SAFETY QUESTIONNAIRE
(FORM H)**

Company Name: Fordyce Construction, Inc.

Person Completing Form (Print): Brian Fordyce

Signature: *Brian Fordyce* Date: June 18, 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.

<u>20 15</u>	<u>.76</u>
<u>20 14</u>	<u>.74</u>
<u>20 13</u>	<u>.72</u>
<u>20 12</u>	<u>1.19</u>

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

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

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 | <input checked="" type="checkbox"/> |
| b. Verification of ERM from your insurance carrier | <input checked="" type="checkbox"/> |
| c. Injury/Illness Report | <input checked="" type="checkbox"/> |
| d. Complete written Safety Program | <input checked="" type="checkbox"/> |
| e. Training Plans | <input checked="" type="checkbox"/> |
| f. Training Certificates for Employees | <input checked="" type="checkbox"/> |
| g. Emergency Response Training | <input checked="" type="checkbox"/> |

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: 619.449.4272

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:

- Accident reports?
- Inspection reports?
- 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:

- | | |
|--|---|
| <input type="checkbox"/> Pre-employment testing | <input type="checkbox"/> Return to duty testing |
| <input checked="" type="checkbox"/> Random testing | <input type="checkbox"/> Disciplinary process |
| <input checked="" type="checkbox"/> Reasonable cause testing | <input type="checkbox"/> Alcohol Testing |
| <input checked="" type="checkbox"/> Post accident testing | <input type="checkbox"/> National Institute on Drug Abuse |
| <input type="checkbox"/> Panel Screen | |

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:

- | | |
|--|---|
| <input type="checkbox"/> Pre-project/task planning | <input checked="" type="checkbox"/> Emergency procedures |
| <input checked="" type="checkbox"/> Record keeping | <input type="checkbox"/> Audits/inspections |
| <input type="checkbox"/> Safety committees | <input checked="" type="checkbox"/> Accident investigations/reporting |
| <input checked="" type="checkbox"/> HAZCOM | <input checked="" type="checkbox"/> Training documentation |
| <input checked="" type="checkbox"/> Substance abuse prevention | <input type="checkbox"/> Hazardous work permits |
| <input checked="" type="checkbox"/> Return-to work | <input type="checkbox"/> 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 superintendent
 By project By project manager
 By foreman 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.

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

ADDENDUM NO. 1
TO THE
CONTRACT DOCUMENTS FOR THE
SWEETWATER RIVER TRESTLE IMPROVEMENTS
R2109

June 3, 2015

TO: ALL PLANHOLDERS

FROM: OTAY WATER DISTRICT, ENGINEERING DEPARTMENT

The following modifications, additions and/or deletions are made a part of the CONTRACT DOCUMENTS for the construction of the SWEETWATER RIVER TRESTLE IMPROVEMENTS issued fully and completely as if same were set forth therein:

1. **Pre-Bid Meeting Minutes, Questions, and Presentation:** The minutes, sign-in sheet, and presentation of the Pre-Bid Meeting and Site Visit of June 2, 2015, along with questions raised at that meeting and during the bid period are attached hereto.

Each Contractor shall acknowledge receipt and acceptance of this addendum by submitting the addendum with their proposal and signing in the space provided in Part 2, Contract Form A, Bid Proposal (FORM A), Page 00400-2, Addenda.

Sincerely,

OTAY WATER DISTRICT

By: 
Stephen Beppler, PE
Senior Civil Engineer

Date: June 3, 2015

Attachment a/s