RESOLUTION NO. 2018-26

A RESOLUTION TO AWARD THE STATION 41 PROJECT CONSTRUCTION CONTRACT TO D.L. FALK CONSTRUCTION, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT OF $11,294,000; AUTHORIZE THE EXECUTION OF THE STATION 41 PROJECT CONSTRUCTION CONTRACT; AND APPROVE A FIFTEEN PERCENT CONTINGENCY.

WHEREAS, the District identified the need to construct a new Station 41 and spent the last three years finding a suitable location or the new station, designing the new station, and obtaining the required approvals from permitting agencies; and

WHEREAS, the Fire Board approved the plans and specifications for the Station 41 Project and authorized the Notice Inviting Bids on May 23, 2018; and

WHEREAS, the District publicized the call for bids as required by statute and received two responsive bids; and

WHEREAS, District staff has reviewed the two bids and determined D.L. Falk Construction, Inc. to be the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED, by the Fire Board of the Coastside Fire Protection District that:

1. The Fire Board awards the Fire Station 41 Project construction contract to D.L. Falk Construction, Inc. in the amount of $11,294,000;
2. The Fire Board President is authorized to execute the Fire Station 41 Project construction contract on behalf of the District;
3. The Assistant Fire Chief is authorized to expend as contingency on the project not more than fifteen percent of the contract value, or $1,694,100.

PASSED AND ADOPTED as a Resolution of the Coastside Fire Protection District at the regular meeting held on the 27th day of June 2018, by the following vote:

AYES: Burke, Cockrell, MacKimmie, McShane, Stockman
NOES: none
ABSENT: none
ABSTAIN: none

Gary Burke, Board President

ATTEST: Paul Cole
Assistant Chief Paul Cole, District Secretary
STAFF REPORT

SUBJECT: RESOLUTION TO AWARD THE STATION 41 PROJECT CONSTRUCTION CONTRACT TO D.L. FALK CONSTRUCTION, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT OF $11,294,000; AUTHORIZE THE EXECUTION OF THE STATION 41 PROJECT CONSTRUCTION CONTRACT; AND APPROVE A FIFTEEN PERCENT CONTINGENCY

Board of Directors of Coastside Fire Protection District:

Recommendation:

It is recommended that the Fire Board adopt the attached resolution: (1) awarding the Station 41 Project construction contract to D.L. Falk Construction, Inc. ("DLF"); (2) authorizing the Board President to execute a contract with DLF in the amount of $11,294,000; and (3) authorizing the Assistant Fire Chief to expend contingency funds up to fifteen percent of the contract cost.

Background and Discussion:

On May 23, 2018, the Board adopted a resolution to reject all bids, approve updated plans and specifications, and re-advertise the Fire Station 41 Project. After that action, the District published and publicized the Notice Inviting Bids as called for by statute. Bids were received and opened on June 18, 2018. Two bids were received and their bid prices for the entire construction project were as follows:

D.L. Falk Construction, Inc. $11,294,000
Gonsalves & Stronck Construction Company, Inc. $13,077,000

DLF was declared the apparent low bidder at the bid opening based on its bid price and confirmation that it had submitted a complete and responsive bid package. The District's staff conducted a review DLF's licensure, previous works, and qualifications to perform the Station 41 Project construction, and determined DLF to be the lowest responsive and responsible bidder.

Although the bids came in higher than the original estimated cost of the project, DLF's current bid is lower than the apparent low bid received during the previous round of bidding, which the Board elected to reject as part of the decision to go out for new bids on May 23, 2018. For this reason, staff believes that DLF's bid is competitive, given the current construction market.
Conclusion

It is recommended that the Fire Board adopt the attached resolution: (1) awarding the Station 41 Project construction contract to D.L. Falk Construction, Inc. ("DLF"); (2) authorizing the Board President to execute a contract with DLF in the amount of $11,294,000; and (3) authorizing the Assistant Fire Chief to expend contingency funds up to fifteen percent of the contract cost.

Fiscal Impact

If the Board acts upon the staff recommendations contained in this report, the District will incur costs associated with the Station 41 Project in an amount not to exceed $12,988,100, which is the authorized contract amount of $11,294,000 plus a fifteen percent contingency.

Attachments:
1. Resolution
2. DL Falk Construction, Inc. Bid Form
ATTACHMENT 1

RESOLUTION
RESOLUTION NO. 2018-26

A RESOLUTION TO AWARD THE STATION 41 PROJECT CONSTRUCTION CONTRACT TO D.L. FALK CONSTRUCTION, INC., THE LOWEST RESPONSIVE AND RESPONSIBLE BIDDER, IN THE AMOUNT OF $11,294,000; AUTHORIZE THE EXECUTION OF THE STATION 41 PROJECT CONSTRUCTION CONTRACT; AND APPROVE A FIFTEEN PERCENT CONTINGENCY.

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PASSED AND ADOPTED as a Resolution of the Coastside Fire Protection District at the regular meeting held on the 27th day of June 2018, by the following vote:

AYES:
NOES:
ABSENT:
ABSTAIN:

Gary Burke, Board President

ATTEST:

Assistant Chief Paul Cole, District Secretary
DOCUMENT 00 4113

BID FORM

TO THE COASTSIDE FIRE PROTECTION DISTRICT

THIS BID IS SUBMITTED BY:

DL Falk Construction Inc.
(Firm/Company Name)

Re: Fire Station 41 at 555 Obispo Road, El Granada, CA 94019.

1. The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an agreement with the COASTSIDE FIRE PROTECTION DISTRICT in the form included in the Contract Documents, Document 00 5200 (Agreement), to perform and furnish all Work as specified or indicated in the Contract Documents for the Contract Sum and within the Contract Time indicated in this Bid and in accordance with all other terms and conditions of the Contract Documents.

2. Bidder accepts all of the terms and conditions of the Contract Documents, Document 00 1113 (Notice Inviting Bids), and Document 00 2113 (Instructions to Bidders) including, without limitation, those dealing with the disposition of Bid Security. This Bid will remain subject to acceptance for 60 Days after the day of Bid opening, unless there is a bid protest, then 90 days after the day of bid opening.

3. In submitting this Bid, Bidder represents that Bidder has examined all of the Contract Documents, performed all necessary Pre-Bid investigations, attended the mandatory Pre-Bid Meeting, received the Pre-Bid Meeting minutes (if any), and received the following Addenda:

<table>
<thead>
<tr>
<th>Addendum Number</th>
<th>ADDENDUM DATE</th>
<th>Signature of Bidder</th>
</tr>
</thead>
<tbody>
<tr>
<td>Addendum No. 1</td>
<td>June 6, 2018</td>
<td>[Signature]</td>
</tr>
<tr>
<td>Addendum No. 2</td>
<td>June 13, 2018</td>
<td>[Signature]</td>
</tr>
</tbody>
</table>

4. Based on the foregoing, Bidder proposes and agrees to fully perform the Work within the time stated and in strict accordance with the Contract Documents for the following sums of money listed in the following Schedule of Bid Prices:
SCHEDULE OF BID PRICES

This project is to be bid as a lump sum. Bid items are described in Section 01 1100 (Summary of Work). Quote in figures only, unless words are specifically requested.

<table>
<thead>
<tr>
<th>ITEM</th>
<th>DESCRIPTION</th>
<th>ESTIMATED QUANTITY</th>
<th>TOTAL BID PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Fire Station 41 Construction</td>
<td>1</td>
<td>$2,941,000.00</td>
</tr>
</tbody>
</table>

Total Bid Price:  

Eleven Million Two Hundred Ninety One Thousand Dollars

(Indicate Bid Price in Words)

5. The undersigned acknowledges that the Apparent Low Bidder will be determined as provided in Documents 00 1113 (Notice to Bidders) and Document 00 2113 (Instruction to Bidders).

6. Subcontractors for work are listed on Document 00 4330 (Subcontractors List), submitted herewith.

7. The undersigned Bidder understands that Owner reserves the right to reject this Bid.

8. If written notice of the acceptance of this Bid, hereinafter referred to as Notice of Award, is mailed or delivered to the undersigned Bidder within the time described in Paragraph 2 of this Document 00 4113 or at any other time thereafter before it is withdrawn, the undersigned Bidder will execute and deliver the documents required by Document 00 2113 (Instructions to Bidders) within the times specified therein.

9. Notice of Award or request for additional information may be addressed to the undersigned Bidder at the address set forth below.

10. The undersigned Bidder herewith encloses cash, a cashier’s check, or certified check of or on a responsible bank in the United States, or a corporate surety bond furnished by a surety authorized to do a surety business in the State of California, in form specified in Document 00 2113 (Instructions to Bidders), in the amount of ten percent (10%) of the Total Bid Price and made payable to the COASTSIDE FIRE PROTECTION DISTRICT.

11. The undersigned Bidder agrees to commence Work under the Contract Documents on the date established in Document 00 7200 (General Conditions) and to complete all Work within the time specified in Document 00 5200 (Agreement).

12. The undersigned Bidder agrees that, in accordance with Document 00 7200 (General Conditions), liquidated damages for failure to complete all Work in the Contract within the time specified in Document 00 5200 (Agreement) shall be as set forth in Document 00 5200.

13. The names of all persons interested in the foregoing Bid as principals are:

IMPORTANT NOTICE: If Bidder or other interested person is a corporation, give the legal name of corporation, state where incorporated, and names of president and secretary thereof; if a partnership, give name of the firm and names of all individual co-partners composing the firm; if Bidder or other interested person is an individual, give first and last names in full.

NAME OF BIDDER: DL Falk Construction Inc.

Bid Form 00 4113 - 2
licensed in accordance with an act for the registration of Contractors, and with license number: 683837 Expiration: January 31, 2020

Hayward, CA

David L. Falk / President
(Place of Incorporation, if Applicable)
(Principal)

(Principal)

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

(Signature of Bidder)

NOTE: If Bidder is a corporation, set forth the legal name of the corporation together with the signature of the officer or officers authorized to sign contracts on behalf of the corporation. If Bidder is a partnership, set forth the name of the firm together with the signature of the partner or partners authorized to sign contracts on behalf of the partnership.

Business Address:

3526 Investment Blvd.
Hayward, CA 94545

Contractor's Representative(s):

David L. Falk / President
(Name/Title)

Heidi Diep / Controller
(Name/Title)

Officers Authorized to Sign Contracts

David L. Falk / President
(Name/Title)

Heidi Diep / Controller
(Name/Title)

Telephone Number(s):

(510) 887-6500
(Area Code) (Number)

Bid Form
OAK #4844-2996-2175 v1
06986-0002
Oct 2014
DOCUMENT 00 4314

BIDDER REGISTRATION FORM

INDEPENDENT CONTRACTOR REGISTRATION

Contractor's License # ___________ 683837 ___________

Date: ___________ June 18, 2018 ___________ Fed I.D. # ___________ 94-3191098 ___________

Full Corporate Name of Company: ________ DL Falk Construction Inc. ________

Street Address: ________ 3526 Investment Blvd. ________ Hayward, CA 94545 ________

Mailing Address: ________ Same as Street Address ________

Phone: ___________ (510) 887-6500 ___________ Fax: ___________ (510) 887-6501 ________

Name of Principal Contact: ________ David L. Falk ________

Type of Business: ________ Sole Proprietor ________ Non-Profit 501(c)(3) ________ Partnership ________ Corporation ________

INSURANCE

Workers' Compensation:

Carrier: ________ Redwood Fire & Casualty Insurance ________

Address: ________ 1314 Douglas Street - Omaha, NE 68102 ________

Phone and Fax: ________ (402) 393-7255 / (415) 675-5542 ________

Policy Number: ________ DLWC911723 ________

General Liability:

Carrier: ________ Great American Insurance Co. ________

Address: ________ 301 E Fourth Street - Cincinnati, OH 45202 ________

Phone and Fax: ________ (513) 369-5000 / (513) 369-3600 ________

Policy Number: ________ GLP2063591 ________

Policy Limits: $ ________ 1,000,000 per occurrence / 2,000,000 agg ________
A.M. Best Rating: A+ (Superior)  
Automobile Liability: 
Carrier: Ohio Security Insurance Co.  
Address: 175 Berkeley Street - Boston, MA 02116  
Phone and Fax: (617) 357-9500 / (617) 603-3179  
Policy Number: BAS56894855  
Policy Limits: $1,000,000 CSL  
A.M. Best Rating: A (Excellent)

All-risk Course of Construction (if applicable, as required by Document 00 7316 – Insurance and Indemnification):
Carrier: N/A  
Address: 
Phone and Fax: 
Policy Number: 
Policy Limits: $ 
A.M. Best Rating: 

Professional Liability (if applicable, as required by Document 00 7316 – Insurance and Indemnification):
Carrier: N/A  
Address: 
Phone and Fax: 
Policy Number: 
Policy Limits: $ 
A.M. Best Rating: 

Bidder Registration Form
OAK.4819-1688-4265 v1
00668-0002
Oct 2014
Pollution Legal Liability Insurance (If applicable, as required by Document 00 7316 – Insurance and Indemnification):

Carrier: Homeland Insurance Company
Address: 605 Highway 169 North, Suite 800 - Plymouth, MN 55441
Phone and Fax: (781) 332-7000 / (781) 332-7704
Policy Number: 7930038310002
Policy Limits: $1,000,000
A.M. Best Rating: A (Excellent)

BIDDER CERTIFIES, UNDER PENALTY OF PERJURY, THAT THE FOREGOING INFORMATION IS CURRENT AND ACCURATE AND AUTHORIZES OWNER, AND ITS AGENTS AND REPRESENTATIVES TO OBTAIN A CREDIT REPORT AND/OR VERIFY ANY OF THE ABOVE INFORMATION.

Signature

Date

June 18, 2018
SAFETY EXPERIENCE

The following statements as to the Bidder’s safety experience are submitted with the Bid, as part thereof, and the Bidder guarantees the truthfulness and accuracy of all information.

1. List Bidder’s interstate Experience Modification Rate for the last three years.
   
   [2017] 1.16  [2016] 1.01  [2015] 0.67

2. Use Bidder’s last year’s Cal/OSHA 201 log to fill in the following number of injuries and illnesses:
   
   a. Number of lost workday cases: 1
   b. Number of medical treatment cases: 1
   c. Number of fatalities: 0

3. Employee hours worked last year: 60,000

4. State the name of Bidder’s safety engineer/manager: David T. Falk

Attach a resume or outline of this individual’s safety and health qualifications and experience.
See attached resume

I CERTIFY, UNDER PENALTY OF PERJURY, THAT THE FOREGOING INFORMATION IS CURRENT AND ACCURATE AND I AUTHORIZE OWNER, AND ITS AGENTS AND REPRESENTATIVES TO OBTAIN A CREDIT REPORT AND/OR VERIFY ANY OF THE ABOVE INFORMATION.

BIDDER:

By: ____________________________
   Signature

Its: ____________________________
   President
   Title

Date: June 18, 2018

END OF DOCUMENT
David T. Falk
217 Santa Clara Way.
San Mateo, CA
P: (415) 278 – 1051 E: davet@dlfalk.com

Work Experience

DL Falk Construction Inc. (2005 – Present)
- Responsibilities include:
  - Bidding prospective work & solicitation to sub-contractors
  - Establishing and maintaining project allowances/budgets
  - Establishing construction schedules using P6
  - Maintaining construction schedules and sequencing of work
  - Procurement of pricing and negotiating change orders
  - Management of office personnel and site supervisors

Spriteri Builders Inc. (2014 – 2016)
- Responsibilities Include:
  - Negotiations with insurance carriers for prospective work coverage
  - Interface with private clients
  - Scheduling of work
  - Establishing contracts
  - Budgeting

Education

University of Arizona (2005 – 2010)
- Major: Regional Development


References
- Jim Wilson (Kitchell CM): (408) 605 – 7240
- Elmar Kapfer (City of Berkeley): (510) 981 – 6435
- Roberta Wahl (Plum Architects): (415) 720 – 2675

Skills
- P6 software scheduling
- Site safety training (60+ hours)
- Safety Planning
- OSHA compliance

Completed Projects (Last 5 Years) – San Lorenzo Park ($10m), 1947 Center Street ($6m), Westmont High School ($5m), Boundary Oaks Club House ($3m), De Anza Library ($9m), and Fire Station #7 ($8m).
**DOCUMENT 00 4330**

**SUBCONTRACTORS LIST**

The Subcontractors List must include the names of all subcontractors for those subcontractors who will perform any portion of Work, including labor, rendering of service, or specially fabricating and installing a portion of the Work or improvement according to detailed drawings contained in the plans and specifications, in excess of one half of one percent (0.5%) of the Total Bid amount.

<table>
<thead>
<tr>
<th>Name of Subcontractor and Location of Place of Business</th>
<th>Description of Work</th>
<th>Subcontractor's License No.</th>
<th>DIR Registration Number*</th>
<th>% of Total Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>Andreini Brothers</td>
<td>Site Demo, Grading &amp; Paving</td>
<td>239322</td>
<td>1000007791</td>
<td>2.5</td>
</tr>
<tr>
<td>Bulfeno Engineering</td>
<td>Site Utilities</td>
<td>908087</td>
<td>10000054521</td>
<td>2.0</td>
</tr>
<tr>
<td>West Valley Concrete</td>
<td>Concrete</td>
<td>915343</td>
<td>10000035459</td>
<td>20.8</td>
</tr>
<tr>
<td>Poon's Landscaping</td>
<td>Landscape Irrigation &amp; Planting</td>
<td>523855</td>
<td>1000002757</td>
<td>1.7</td>
</tr>
<tr>
<td>Calco Fence, Inc.</td>
<td>Metal Fence &amp; Gates</td>
<td>458341</td>
<td>1000001703</td>
<td>1.4</td>
</tr>
<tr>
<td>Hunt Masonry, Concord, CA</td>
<td>Masonry &amp; Manufactured Stone Veneers</td>
<td>409108</td>
<td>1000003200</td>
<td>4.0</td>
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<tr>
<td>National Metal Fabricators</td>
<td>Structural Steel &amp; Misc. Metal Fabrication</td>
<td>325304</td>
<td>1000004334</td>
<td>1.0</td>
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<tr>
<td>Waterproofing Associates</td>
<td>Roofing</td>
<td>649862</td>
<td>1000000647</td>
<td>1.0</td>
</tr>
</tbody>
</table>

(Bidder to attach additional sheets if necessary)

* Pursuant to Division 2, Part 7, Chapter 1 (commencing with section 1720) of the California Labor Code.

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<tbody>
<tr>
<td>National Garage Door, Rancho Cordova, CA</td>
<td>Bi-Fold &amp; Overhead Doors</td>
<td>902465</td>
<td>10000041144</td>
<td>2.8</td>
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<tr>
<td>David W. Schmitt, SF, CA</td>
<td>Gypsum Wallboard</td>
<td>970358</td>
<td>1000009330</td>
<td>3.1</td>
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<tr>
<td>Shellman Flooring, Whittier, CA</td>
<td>Tile Flooring</td>
<td>277485</td>
<td></td>
<td></td>
</tr>
<tr>
<td>KZ Tiles, SF, CA</td>
<td>Ceramic Tiles</td>
<td>767277</td>
<td>1000001756</td>
<td>0.4</td>
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<tr>
<td></td>
<td>Gasework</td>
<td></td>
<td></td>
<td>0.4</td>
</tr>
<tr>
<td>Mencia Mechanical, San Leandro, CA</td>
<td>Sheet Metal Flashing &amp; Trim</td>
<td>414119</td>
<td>1000000582</td>
<td>0.9</td>
</tr>
<tr>
<td>Miguel Painting, Novato, CA</td>
<td>Painting</td>
<td>701531</td>
<td>1000013490</td>
<td>0.8</td>
</tr>
<tr>
<td>Marquez Fire Protection, Sacramento, CA</td>
<td>Fire Sprinklers System</td>
<td>570970</td>
<td>1000000041</td>
<td>1.0</td>
</tr>
</tbody>
</table>

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<tr>
<td>Otavilla Mechanical Hallister, CA</td>
<td>Mechanical &amp; Veh. Exhaust System</td>
<td>968040</td>
<td>100035337</td>
<td>4.0</td>
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<tr>
<td>American Honor Guild San Francisco, CA</td>
<td>Plumbing</td>
<td>967917</td>
<td>1000024585</td>
<td>1.0</td>
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<tr>
<td>A&amp;P Electric Redwood City, CA</td>
<td>Electrical &amp; Fire Alarm</td>
<td>915178</td>
<td>100000230</td>
<td>9.6</td>
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<tr>
<td>Associated Terrazzo SF, CA</td>
<td>Polished Concrete Floors</td>
<td>359329</td>
<td>100002839</td>
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<tr>
<td>Kim's Flooring Inc. San Francisco, CA</td>
<td>Finish Flooring</td>
<td>739220</td>
<td>100000544</td>
<td>0.2</td>
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<tr>
<td>Mission City Rebar Livermore, CA</td>
<td>Rebar</td>
<td>273978</td>
<td>1000002302</td>
<td>2.2</td>
</tr>
<tr>
<td>Mulemco Drilling Co. Hayward, CA</td>
<td>Temp Wall Choring</td>
<td>259543</td>
<td>1000003389</td>
<td>5.5</td>
</tr>
</tbody>
</table>

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(Bidder to attach additional sheets if necessary)

* Pursuant to Division 2, Part 7, Chapter 1 (commencing with section 1720) of the California Labor Code.

END OF DOCUMENT
DOCUMENT 00 4519
NON-COLLUSION AFFIDAVIT
PUBLIC CONTRACT CODE §7106
NON-COLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

STATE OF CALIFORNIA )
COUNTY OF Alameda ) ss.

________________________________________, being first duly sworn,
David L. Falk
(Name of Principal of Bidder)

deposes and says that he or she is President
(Office of Affiant)

of DL Falk Construction Inc.
(Name of Bidder)

making the foregoing Bid, that the Bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the Bid is genuine and not collusive or sham; that Bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham Bid, and has not directly or indirectly colluded, conspired, connived or agreed with any bidder or anyone else to put in a sham Bid, or that anyone shall refrain from bidding, and that the Bidder has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the Bid price of 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, or to secure any advantage against Owner, or anyone interested in the proposed contract; that all statements contained in the Bid are true; and further, that Bidder has not, directly or indirectly, submitted its Bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, Bid depositary, or to any member or agent thereof to effectuate a collusive or sham Bid.

Executed under penalty of perjury under the laws of the State of California:

DL Falk Construction Inc.
(Name of Bidder)

________________________________________
(Signature of Principal)

Subscribed and sworn before me ____________________________________________

This _____________ day of ____________________________, 201__

Notary Public of the State of ____________________________

In and for the County of ____________________________________________

My Commission expires ____________________________________________ (Seal)

Non-Collusion Affidavit 00 4519 - 1
OAK #4830-9279-7215 v1
08500-0002
Oct 2014
CALIFORNIA ALL-PURPOSE 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 Alameda )

On June 15, 2018 before me, Amber Scalisi, Notary Public, personally appeared David L. Falk

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 ________________________________
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: ________________________________

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NOTE: If Bidder is a partnership or a joint venture, this affidavit must be signed and sworn to by every member of the partnership or venture.

NOTE: If Bidder [including any partner or venture of a partnership or joint venture] is a corporation, this affidavit must be signed by the Chairman, President, or Vice President and by the Secretary, Assistant Secretary, Chief Financial Officer, or Assistant Treasurer.

NOTE: If Bidder's affidavit on this form is made outside the State of California, the official position of the person taking such affidavit shall be certified according to law.

END OF DOCUMENT
DOCUMENT 00 4546

BIDDER CERTIFICATIONS

TO BE EXECUTED BY ALL BIDDERS AND SUBMITTED WITH BID

The undersigned Bidder certifies to Owner as set forth in sections 1 through 7 below.

1. STATEMENT OF CONVICTIONS

By my signature hereunder, I hereby swear, under penalty of perjury, that no more than one final, unappealable finding of contempt of court by a Federal Court has been issued against Bidder within the past two years because of failure to comply with an order of a Federal Court or to comply with an order of the National Labor Relations Board.

2. CERTIFICATION OF WORKER’S COMPENSATION INSURANCE

By my signature hereunder, as the Contractor, I certify that I am aware of the provisions of Labor Code Section 3700 that require every employer to be insured against liability for worker’s compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the work of this Contract.

3. CERTIFICATION OF PREVAILING WAGE RATES AND RECORDS

By my signature hereunder, as the Contractor, I certify that I am aware of the provisions of Labor Code Section 1773 that require the payment of prevailing wage on public projects. Contractor and any subcontractors under the Contractor shall comply with Labor Code Section 1776 regarding wage records, and with Labor Code Section 1777.5 regarding the employment and training of apprentices. Contractor is responsible to ensure compliance by any and all subcontractors performing work under this Contract.

4. CERTIFICATION OF COMPLIANCE WITH PUBLIC WORKS CHAPTER OF LABOR CODE

By my signature hereunder, as the Contractor, I certify that I am aware of Labor Code Sections 1777.1 and 1777.7 and Contractor and Subcontractors are eligible to bid and work on public works projects.

5. CERTIFICATION OF NON-DISCRIMINATION

By my signature hereunder, as the Contractor, I certify that there will be no discrimination in employment with regard to race, color, religion, gender, sexual orientation, age or national origin; that all federal, state, and local directives and executive orders regarding non-discrimination in employment will be complied with; and that the principal of equal opportunity in employment will be demonstrated positively and aggressively.

6. CERTIFICATION OF NON-DISQUALIFICATION

By my signature hereunder, as the Contractor, I swear, under penalty of perjury, that the below indicated Bidder, any officer of Bidder, or any employee of Bidder who has a proprietary interest in such Bidder, has never been disqualified, removed, or otherwise prevented from bidding on, or completing a Federal, State, or local government project because of a violation of law or safety regulation, except as indicated on the separate sheet attached hereto entitled “Previous Disqualifications.” If a statement of “Previous Disqualifications” is attached, please explain the circumstances.

7. CERTIFICATION OF ADEQUACY OF CONTRACT AMOUNT

By my signature hereunder, as the Contractor, pursuant to Labor Code Section 2810(a), I certify that, if awarded the Contract based on the undersigned’s Bid, the Contract will include funds sufficient to allow the Contractor to comply with all applicable local, state, and federal laws or regulations governing the
labor or services to be provided. I understand that Owner will be relying on this certification if it awards the Contract to the undersigned.

BIDDER: DL Falk Construction Inc.

Date: June 18, 2018 [201] By: __________________________

Signature: __________________________

Name: David L. Falk (Print Name)

Its: President (Title)

END OF DOCUMENT
DOCUMENT 00 4313

BOND ACCOMPANYING BID

KNOW ALL BY THESE PRESENTS:

That the undersigned

D.L. Falk Construction, Inc.

(Name of Contractor)

as Principal and the undersigned as Surety are held and firmly bound unto Owner, COASTSIDE FIRE PROTECTION DISTRICT, as obligee, in the penal sum of (Dollar Amount in Words)

Ten Percent (10%) of the total amount bid Dollars ($ .......................... ) lawful money of the United States of America being at least ten percent (10%) of the aggregate amount of said Principal's base Bid, for the payment of which, well and truly to be made, we bind ourselves, our successors, executors, administrators, and assigns, jointly and severally, firmly by these presents.

WHEREAS, said Principal is submitting a Bid for Fire Station 41 at 555 Obispo Road, El Granada, CA 94019.

THE CONDITION OF THIS OBLIGATION IS SUCH that if the Bid submitted by the said Principal be accepted and the Contract be awarded to said Principal and said Principal shall within the required periods enter into the Contract so awarded and provide the required Construction Performance Bond, Construction Labor and Material Payment Bond, insurance certificates, Guaranty, and all other endorsements, forms, and documents required under Document 00 2113 (Instructions to Bidders), then this obligation shall be void, otherwise to remain in full force and effect.

IN WITNESS WHEREOF, the above bounden parties have executed this instrument this 5th day of ________________ 2018.

D.L. Falk Construction, Inc.

Principal

(Corporate Seal)

By ________________

LIBERTY MUTUAL INSURANCE COMPANY

Surety

(Corporate Seal)

By __________________________

James B. Shea, Attorney-in-Fact

END OF DOCUMENT
CALIFORNIA ALL-PURPOSE 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 Santa Clara

On June 5, 2018 before me, D. Guzman, Notary Public

Date

personally appeared James B. Shea

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

Signature of Notary Public

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<tr>
<th>Description of Attached Document</th>
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POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana, the latter collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, James B. Shear, Jeffrey N. Aber, G. D. Guzman; Dora M. Hackett

all of the city of San Jose, state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 26th day of February, 2018.

The Ohio Casualty Insurance Company
Liberty Mutual Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA
COUNTY OF MONTGOMERY

On this 26th day of February, 2018, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Insurance Company, and West American Insurance Company, and that he, as such, being authorized to do so, execute the foregoing instrument for the purposes herein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

COMMONWEALTH OF PENNSYLVANIA
Notary Seals
Teresa Pastilla, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastilla, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following by-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV – OFFICERS – Section 12. Power of Attorney. Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitations as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact as, may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officers or officers granting such power or authority.

ARTICLE XIII – Execution of Contracts – SECTION 5. Surety Bonds and Undertakings. Any officer of the Company authorized for that purpose in writing by the Chairman or the President, and subject to such limitations as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact as, may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the President and attested to by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company’s Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 5th day of ,

By: Renee C. Llewellyn, Assistant Secretary
CALIFORNIA ALL-PURPOSE 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 Alameda

On June 5, 2018 before me, Amber Scalisi, Notary Public, personally appeared David L. Falk

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

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can date 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: 
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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: 

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ADDENDUM

ADDENDUM: 01
DATE: JUNE 6, 2018
PROJECT: COASTSIDE FIRE STATION 41
PREPARED BY: Jeff Katz (jeff@jeffkatzarchitecture.com)
Jeff Katz Architecture
280 Bettencourt Street
Sonoma, California 95476
(619) 698-9177

This addendum is issued before the award of contract to inform the bidders of revisions to the bidding documents.

All requirements contained in the bidding documents shall apply to this addendum, and the general character of the work called for in this addendum shall be the same as originally set forth in the applicable portions of the bidding documents for similar work, unless otherwise specified under this addendum, and all incidental work necessitated by this addendum as required to complete the work shall be included in the bids, even though not particularly mentioned in this addendum.

This addendum is hereby made a part of the bidding documents and shall be signed and included in the bid package.

The bid date and time remain unchanged.

DRAWINGS ISSUED WITH ADDENDUM:

(X) No drawings are issued with this addendum.

( ) The following drawings are issued with addendum and form a part hereof.

SPECIFICATIONS

A. INVITATION TO BID

1. Paragraph 2.01 of the Invitation to Bid reads:
   "Required Contractor's License(s): A California "A" or "B" contractor's license is
required to bid this contract. Joint ventures must secure a joint venture license prior to award of this Contract."

The following requirement is added:

"Any work necessary to install the water line extension as indicated on the project plans must be completed by a Contractor possessing a valid California Contractor’s License (Class A or C34). The contractor shall have satisfactorily completed construction of a minimum of 5 similar pipeline projects, and shall, if requested, submit a list of these projects together with the telephone number of the owner’s representative."

B. START OF CONSTRUCTION
   1. Contract award is anticipated to be made in June 2018, with start of construction in July, 2018.

DRAWINGS

1. Sheet C4.1,
   Retaining wall sections include a note "Retaining Wall by Others". The retaining walls are designed and indicated on the structural plans and are a part of the project scope of work to be included by the Contractor.

END OF ADDENDUM.

All bidders shall acknowledge receipt and acceptance of this Addendum No. 01 by signing in the space provided and submitting the signed Addendum No. 01 with the bid. Failure to include this addendum may be cause for the rejection of the bid.

RECEIPT ACKNOWLEDGED BY:  

DATE:  June 15, 2018
ADDENDUM

ADDENDUM: 02
DATE: JUNE 13, 2018
PROJECT: COASTSIDE FIRE STATION 41
PREPARED BY: Jeff Katz (jeff@jeffkatzarchitecture.com)
Jeff Katz Architecture
280 Bettencourt Street
Sonoma, California 95476
(619) 698-9177

*****************************************
This addendum is issued before the award of contract to inform the bidders of revisions to the bidding documents.

All requirements contained in the bidding documents shall apply to this addendum, and the general character of the work called for in this addendum shall be the same as originally set forth in the applicable portions of the bidding documents for similar work, unless otherwise specified under this addendum, and all incidental work necessitated by this addendum as required to complete the work shall be included in the bids, even though not particularly mentioned in this addendum.

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The bid date and time remain unchanged.

*****************************************

DRAWINGS ISSUED WITH ADDENDUM:

(X) No drawings are issued with this addendum.

( ) The following drawings are issued with addendum and form a part hereof.

*****************************************
DRAWINGS

1. Sheet A1.3
   SITE DETAILS
   a. Details and notes reference a fabricated fence and gate system, with all items
      hot dip galvanized after fabrication. At contractor option, a pre-galvanized,
      powder coated panels bolted to posts with brackets is acceptable. Products
      shall maintain design profile noted. Fence and gate panels shall be by
      Ameristar Fence, or equal.
   b. Fence panels shall be installed in sleeves in retaining wall, with sleeves
      embedded a minimum of 12".
   c. Gate hardware (Hardware Set 18) shall be modified to include a rim exit
      device (Series 2100).

2. Sheet A3.1,
   A3.2, A3.3, A7.9
   EXTERIOR ELEVATIONS & DETAILS
   a. Notes 277, 281, 282 & 283: Revise ANY references to “Glass Fiber
      Reinforced Concrete Trim” to read “Fiberglass Reinforced Plastic
      Fabrications”. Reference Specification Section 06612 for additional
      information.

END OF ADDENDUM

All bidders shall acknowledge receipt and acceptance of this Addendum No. 01 by signing
in the space provided and submitting the signed Addendum No. 01 with the bid. Failure
 to include this addendum may be cause for the rejection of the bid.

RECEIPT ACKNOWLEDGED BY:

[Signature]

DATE: June 18, 2018