

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 for 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

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NOW, THEREFORE, BE IT RESOLVED, by the Fire Board of the Coastsid 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;
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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 Coastsid 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

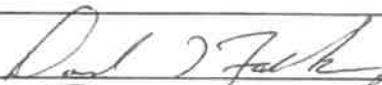

THIS BID IS SUBMITTED BY:

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:

Addendum Number	<u>ADDENDUM DATE</u>	Signature of Bidder
Addendum No. 1	June 6, 2018	
Addendum No. 2	June 13, 2018	

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.

ITEM	DESCRIPTION	ESTIMATED QUANTITY	TOTAL BID PRICE
1	Fire Station 41 Construction	1	11,294,000.00

Total Bid Price:

Eleven Million Two Hundred Ninety Four Thousand

(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.

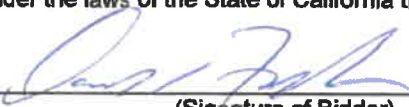
licensed in accordance with an act for the registration of Contractors, and with license
number: 683837 Expiration: January 31, 2020

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

(Principal)

(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)
(Name/Title)

Officers Authorized to Sign Contracts David L. Falk / President
(Name/Title)
Heidi Diep / Controller
(Name/Title)
(Name/Title)

Telephone Number(s): (510) 887-6500
(Area Code) (Number)

Fax Number(s):

(Area Code) (Number)
(510) 887-6501

(Area Code) (Number)

Date of Bid:

(Area Code) (Number)
June 18, 2018

END OF DOCUMENT

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 Partnership Corporation
 Non-Profit 501(c)(3) other (please explain: _____)

INSURANCE

Workers' Compensation:

Carrier: Redwood Fire & Casulty 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: BAS56894955

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: _____

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

June 18, 2018

DATE

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:
 - o Bidding prospective work & solicitation to sub-contractors
 - o Establishing and maintaining project allowances/budgets
 - o Establishing construction schedules using P6
 - o Maintaining construction schedules and sequencing of work
 - o Procurement of pricing and negotiating change orders
 - o Management of office personnel and site supervisors

Spriteri Builders Inc. (2014 – 2016)

- Responsibilities Include:
 - o Negotiations with insurance carriers for prospective work coverage
 - o Interface with private clients
 - o Scheduling of work
 - o Establishing contracts
 - o Budgeting

Education

University of Arizona (2005 – 2010)

- Major: Regional Development

Junipero Serra High School (2000 – 2005)

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.

Name of Subcontractor and Location of Place of Business	Description of Work	Subcontractor's License No.	DIR Registration Number*	% of Total Bid
Andreini Brothers Half Moon Bay, CA	Site Demo, Grading & Paving	239322	1000007791	8.5
Bultena Engineering Fairfield, CA	Site Utilities	908087	1000054521	2.0
West Valley Concrete Modesto, CA	Concrete	915363	1000035459	20.8
Pom's Landscaping Half Moon Bay, CA	Landscape Irrigation & Planting	523855	1000002757	1.7
Calco Fence, Inc. Livermore, CA	Metal Fence & Gates	458341	1000001703	1.4
Hunt Masonry Concord, CA	Masonry & Manufactured Stone Veneers	409168	1000003200	4.0
National Metal Fabricators Hayward, CA	Structural Steel & Misc. Metal Fabrication	325301	1000004234	1.0
Waterproofing Associates Mountain View, CA	Roofing	649862	1000000647	1.0

(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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Name of Subcontractor and Location of Place of Business	Description of Work	Subcontractor's License No.	DIR Registration Number*	% of Total Bid
National Garage Door Rancho Cordova, CA	Bi-Fold & Overhead Doors	902465	1000004144	2.0
David M. Schmitt SF, CA	Gypsum Wallboard	970358	1000009330	3.1
Skattenker Flooring Madesto, CA	Finish Floorings	277185	1000005265 (R)	
KZ Tiles SF, CA	Ceramic Tiles	767277	1000001756	0.4
	Gasework			0.4 (R)
Marina Mechanical San Leandro, CA	Sheet Metal Flashing & Trim	410198	1000000582	0.9
Miguel Painting Novato, CA	Painting	701531	1000013490	0.8
Marquee Fire Protection Sacramento, CA	Fire Sprinklers System	570970	1000000041	1.0

(Bidder to attach additional sheets if necessary)

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Name of Subcontractor and Location of Place of Business	Description of Work	Subcontractor's License No.	DIR Registration Number*	% of Total Bid
Otavilla Mechanical Hollister, CA	Mechanical & Veh. Exhaust System	968640	1000035337	4.6
American Honor Builders S. San Francisco, CA	Plumbing	967917	1000024585	1.0 5.0 (P)
Amp Electric Redwood City, CA	Electrical & Fire Alarm	915178	1000000230	9.9 9.4
Associated Terrazzo SF, CA	Polished Concrete Floors	359329	1000002839	0.8
Kim's Flooring Inc. S. San Francisco, CA	Finish Flooring	739226	1000006544	0.2
Mission City Rebar Livermore, CA	Rebar	273978	100002302	2.2
Malcom's Drilling Co Hayward, CA	Temp Wall Shoring	259543	1000003389	5.5
South Coast Drywall	Gypsum wall board			(K)

(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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Name of Subcontractor and Location of Place of Business	Description of Work	Subcontractor's License No.	DIR Registration Number*	% of Total Bid

(Bidder to attach additional sheets if necessary)

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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)
) ss.
COUNTY OF Alameda)

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

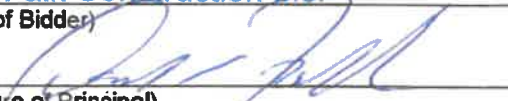
deposes and says that he or she is President
(Office of Affiant)

of DL Falk Construction Inc., the party
(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 depository, 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 _____

*See attached
AS*

(Seal)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

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

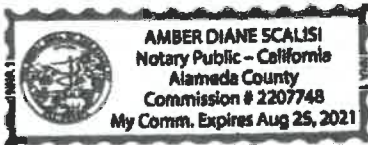
State of California)
County of Alameda)

On June 15, 2018 before me, Amber Scalisi, Notary Public,
Date Here Insert Name and Title of the Officer
personally appeared David L. Falk
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 Amber D. Scalisi
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: _____

- 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 requires 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.

(Name of Bidder)

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 June, 2018.
(Month)

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

CIVIL CODE § 1189

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

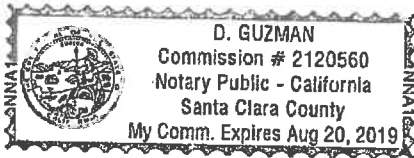
State of California)
County of Santa Clara)

On June 5, 2018 before me, D. Guzman, Notary Public
Date Here Insert Name and Title of the Officer
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 [Handwritten 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: _____ Signer's Name: _____
 Corporate Officer — Title(s): _____ Corporate Officer — Title(s): _____
 Partner — Limited General Partner — Limited General
 Individual Attorney In Fact Individual Attorney In Fact
 Trustee Guardian or Conservator Trustee Guardian or Conservator
 Other: _____ Other: _____
Signer Is Representing: _____ Signer Is Representing: _____

THIS POWER OF ATTORNEY IS NOT VALID UNLESS IT IS PRINTED ON RED BACKGROUND.

This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Certificate No. 8023413

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

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 (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint James B. Shea; Jeffrey N. Aber; D. Guzman; Dora M. Hockett

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 28th day of February, 2018.



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

By: David M. Carey
David M. Carey, Assistant Secretary

STATE OF PENNSYLVANIA ss
COUNTY OF MONTGOMERY

On this 28th 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 Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein 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
Notarial Seal:
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, 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 limitation 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 full 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 officer 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 Company 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 full 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 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 June, 2018



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

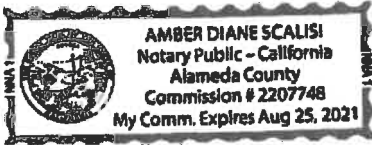
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of Alameda)
On June 5, 2018 before me, Amber Scalisi, Notary Public,
Date Here Insert Name and Title of the Officer
personally appeared David L. Falk
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 *Amber D. Scalisi*
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: _____

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.

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.

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:



DATE: June 18, 2018

