

MEETING DATE 1/23/06

AGENDA ITEM **Consideration to Award Construction
Contracts to FS Construction and Torres
Construction for the implementation of the
Minor Pavement and Infrastructure
Maintenance and Repair Program**

ATTACHMENTS

1	FS Construction – Bid Schedule	Pages 1 –23
2	Torres Construction – Bid Schedule	24-54

SECTION B

BID FORMS

1

FS CONSTRUCTION

SECTION B – BID FORMS**1 BASE BID FORM**

TO THE HONORABLE CITY COUNCIL
CITY OF CULVER CITY CALIFORNIA

This Bid is submitted in accordance with the advertised Notice Inviting Bids requesting sealed bids for furnishing all labor services materials and equipment and performing all work necessary for

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P-554**

Having carefully examined the Bid Documents for the proposed work and read the accompanying proposed requirements and attended the pre bid conference the undersigned Proposer hereby proposes and agrees to enter into a contract to furnish all equipment materials and labor necessary to complete all work described in the Bid Documents for the duration of thirty six (36) months under the supervision of the City Engineer of the City of Culver City for the sum set forth provided that the unit prices can be increased or shall be decreased based on the Engineering News Record Material Cost Index after twelfth (12th) month of the contract award and every twelve (12) months thereafter until completion of the contract as approved by the City Engineer Please note a base line will be established at the time of contract award In this Project the work is divided into Specific Work The Notice to Proceed for each Specific Work will state the bid items of work to be used the quantity of each bid item and the scheduled number of days for the construction Each Specific Work will be a minimum of Five Thousand Dollars, (\$ 5,000) of work

Liquidated damages shall be assessed based upon the applicable number of days stated in the Notice to Proceed The Contract Time shall commence on the date the Contractor actually commences the Work or on the tenth (10th) day after the issuance of the Notice to Proceed which ever comes first The Contractor shall retain the right to fully complete (including Final Completion Punch List Correction and project Close Out) the Work in less days than established by above however neither shall a reduction or increase to the Contract Sum be made if the Work is so fully completed in less days than established by this Section B 1 nor shall a Claim be made or granted for Compensable Delay or any other increase in Contract Sum if for any reason including but not limited to delay caused by the Owner the Contractor does not so fully complete the Work in less days than established herein

(NOTE All amounts given in the Bid Schedule are subject to verification by the Owner)

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1 **BID SCHEDULE**
MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P 554

Bid Item No	Item Description	Assumed Quantity*	Unit	Unit Price	Extended Price
1	Crush Aggregate Base	1	TON	50	50 ⁰⁰
2	Site preparation, removal, disposal of existing concrete slab, and construction of new 4" PCC Slab (2500 psi)	500	SF	10	5,000 ⁰⁰
3	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Bus Pad (3250 psi) w/ steel reinforcement	800	SF	14	11,200 ⁰⁰
4	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Bus Pad (4000 psi)	800	SF	13.75	11,000 ⁰⁰
5	Site preparation, removal, disposal of existing Curb & Gutter, and construction of new 6" PCC Curb & Gutter	100	LF	40	4,000 ⁰⁰
6	Site preparation, removal, disposal of existing Curb & Gutter, and construction of new 8" PCC Curb & Gutter	100	LF	42	4,200 ⁰⁰
7	Site preparation, removal, disposal of existing Gutter, and construction of new PCC Longitudinal Gutter	100	LF	35	3,500 ⁰⁰
8	Site preparation, removal, disposal of existing Gutter, and construction of new PCC Cross Gutter	100	LF	38	3,800 ⁰⁰
9	Site preparation, removal, disposal of existing Alley Intersection, and construction of new PCC Alley Intersection	200	SF	15	3,000 ⁰⁰
10	Site preparation, removal, disposal of existing pavement, and construction of new 4" Asphaltic Concrete Pavement	10	TON	100	1,000 ⁰⁰
11	Site preparation, removal, disposal of existing pavement, and construction of new 6" Asphaltic Concrete Pavement	10	TON	100	1,000 ⁰⁰
12	Site preparation, removal, disposal of existing pavement, and construction of new 6" PCC Pavement	100	SF	12	1,200 ⁰⁰
13	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Pavement	100	SF	13	1,300 ⁰⁰
14	Site preparation, removal, disposal of existing Driveway Approach or Curb Ramp, and construction of new 6" PCC Driveway Approach or 6" PCC Curb Ramp	100	SF	15	1,500 ⁰⁰
15	Site preparation, coring, and construction of new 4" C I Curb Drain	10	LF	45	450 ⁰⁰

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Bid Item No.	Item Description	Assumed Quantity	Unit	Unit Price	Extended Price
16	Site preparation, saw cutting, and construction of new 12" Parkway Drain	1	EA	2,500	2,500 ⁰⁰
17	Site preparation, saw cutting, and construction of new 18" Parkway Drain	1	EA	3,000	3,000 ⁰⁰
18	Install Root Barrier, 12 5"	10	LF	30	300 ⁰⁰
19	Install Root Barrier, 19 5"	10	LF	35	350 ⁰⁰
20	Slurry Backfill	10	CY	120	1,200 ⁰⁰
21	Petromat	10	SY	50	500 ⁰⁰

TOTAL BASE BID AMOUNT(BASED ON ASSUMED QUANTITY*) \$ 60,050⁰⁰Sixty thousand and fifty \$⁰⁰/100
Total Expressed in Words

Proposer

J Angel Ferras
Signed by Person Authorized to Sign for Proposer

The undersigned has carefully checked the above figures and understands that the City or any officer thereof will not be responsible for any errors or omissions on the part of the undersigned in submitting this bid. The unit price amounts for each item shall include all indirect costs (i.e. permit fee, business license fee, mobilization, coordination, supervision, overhead and profit, etc.) incidental work (i.e. traffic control, safety devices, protection of utilities, utility investigation and pot holes, work necessary for the protection of life and limb, etc.) and other work required by the contract but not listed above.

*The assumed quantities noted above are intended only for the determination of a total base bid amount, and do not imply any quantities for future "Specific Work"

2 METHOD OF SELECTION

The City Engineer will evaluate the proposals taking the following into consideration

- 1 Possession of a General Engineering Contractor's (Class A) license
- 2 Experience and ability to perform all bid items mentioned
- 3 Related experience with municipal or other government agency projects
- 4 Proposed total base bid and unit prices
- 5 Availability

The proposed bid amounts and unit prices by the Proposer is not intended to be the governing factor in the selection process but will be considered

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3 RECEIPT AND ACKNOWLEDGMENT OF ADDENDUM

We acknowledge that the following addenda numbers have been received and have been examined as part of the Contract Documents

Addenda Number	Date Received	Initials
Addendum # 1		Ar

4 CERTIFICATION

The undersigned Proposer certifies that

- 1 Proposer understands the nature work which will be at various locations Citywide The Proposer has fully informed the Owner as to all conditions and matters which can in any way affect the work or cost thereof
- 2 Proposer will cooperate fully with the Owner to ensure the Owner's best interests are protected and the work expedited to completion In the event of any disagreement the City Engineer shall fully review the matter and provide a determination His judgment shall be final and binding upon all parties concerned
- 3 Where demolition is necessary for the project described herein the successfully awarded Contractor shall conform with the South Coast Air Quality Management District (S C A Q M D) Rule 1403 as amended The Contractor shall mail the Rule 1403 Notification within five (5) calendar days after the Notice to Commence Work is mailed by the Owner Once the S C A Q M D Rule 1403 Notification has been post marked and mailed the Contractor shall begin work no later than five (5) calendar days after the mailing date The duration set for the completion of this project as stated in the Notice to Proceed will begin on the date work actually commences by the Contractor In any case the work shall not begin later than ten (10) days after the date in which the Owner mailed the Notification to Commence Work
- 4 All bonds certificates endorsement forms including the Special Endorsement Insurance Policy Form shall be submitted at the time of the execution of the contract

THE UNDERSIGNED PROPOSER IS AWARE OF THE FACT THAT THE OWNER RESERVES THE RIGHT TO REJECT ANY OR ALL PROPOSALS BUT THAT IF A PROPOSAL IS ACCEPTED THE CONTRACT WILL BE AWARDED BASED ON CRITERIAS ESTABLISHED AS DESCRIBED ABOVE IN THE METHOD OF SELECTION

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5 PROPOSER INFORMATION

Name of Individual Proposer FS CONSTRUCTION
 Bid Prepared By Angel Fierros
 Business Address 13368 Aldergrove St
Sylmar CA 91342
 Business Telephone Number (818) 974-0895
 Fax Number (818) 833-0138
 Contractor License No 777126 Class A-C8-C27

OR

Name of Partnership Proposer _____
 Bid Prepared By _____
 Business Address _____
 Business Telephone Number _____
 Fax Number _____
 Contractor License No _____ Class _____

List Names and Business addresses of All Partners Below

If the Proposer is a Corporation list corporate information below

Name of Corporate Proposer _____
 By _____
 (Signature of President of Corporation)
 By _____
 (Signature of Secretary of Corporation)
 By _____
 (Signature of Treasurer of Corporation)

b

Business Address _____

Business Telephone Number _____

Fax Number _____

Corporation organized under laws of State of _____

Contractor License No _____ Class _____

(CORPORATE SEAL)

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6 DECLARATION OF PROPOSER S QUALIFICATIONS

Each Proposer must be properly licensed and must submit the following information on this form. If necessary include supplemental information as a separate package. All information submitted for qualification evaluation will be considered official information acquired in confidence and the Owner will maintain its confidentiality to the extent permitted by law.

6.1 Authorization and Declaration

The undersigned hereby authorizes and requests any person, firm or corporation to furnish any information requested by Owner or their designated representative in verification of the recitals comprising this Declaration of Proposer's Qualifications. The undersigned declares under penalty of perjury that all of the qualification information submitted with this form is true and correct and that this Declaration was executed in

Sylmar, Los Angeles

(City/County) of California on 11/29/05 (Date)

Signature J. Angel Fierros

Title (Printed) Angel Fierros / Owner

6.2 Business Name Address Telephone Numbers (if different than Section B.4)

FS CONSTRUCTION

Business Name FS CONSTRUCTION

Business Address 13368 Aldergrove St Sylmar, CA 91342

Business Telephone & Fax Numbers (818) 974-0895 (818) 833-0138

6.3 License

Proposers must be licensed in the State of California as a Class A Contractor. Complete the information requested below.

777126 A 4/30/2000
License Number Class Date Issued

4/30/06
Expiration Date

8

6 4 Surety

- A Indicate the names of all surety companies utilized by Proposer in last five (5) years and state if the Surety(ies) bonding the Proposer's jobs have had to complete any part of Proposer's Contract (attach separate sheet if necessary)

American Contractors Indemnity
 Surety Name & Address

 Period Covered

None
 Jobs Completed by Surety

 Surety Name & Address

 Period Covered

 Jobs Completed by Surety

**MINOR PAVEMENT AND INFRASTRUCTURE
 MAINTENANCE AND REPAIR
 PROJECT, P-554**

- B If a Bid Guaranty (Section B 7) is provided in lieu of a Bid Bond (Section B 6), the Proposer shall attach a notarized statement from Surety(ies) proposed to be utilized on the MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P 554, indicating Proposer's total bonding capacity and certifying that (1) currently available bonding capacity exceeds One Hundred Thousand Dollars (\$100,000) and (2) Surety(ies) will provide bonding of the MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P-554, in the event that Proposer is awarded the project

- C Indicate below that the surety is licensed and admitted as a surety insurer in the State of California

 Surety Name and Address

 Licensed & Admitted in CA
 (Y/N)

 Surety Name and Address

 Licensed & Admitted in CA
 (Y/N)

 Surety Name and Address

 Licensed & Admitted in CA
 (Y/N)

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- D Indicate below those projects with disputed amounts in excess of \$50 000 or portions of any such project which have been terminated by an Owner Owner's representative or other contracting party and which required completion by another party in the last five (5) years State the project Name Location Owner with address and phone number contract amount and reason for disputed amount or termination (attach separate sheet if necessary)

NONE

Project Name and Location

Owner

Contract Value

Reasons for Disputed Amount or Termination

Disputed Amount

Project Name and Location

Owner

Contract Value

Reasons for Disputed Amount or Termination

Disputed Amount

6.5 Insurance

- A Provide a notarized statement from the Worker's Compensation carrier specifying Contractor's current Experience Modification Rate for Worker's Compensation for the State of California In addition provide a list of the above referenced ratings and corresponding company for the last three (3) years
- B Provide statement from insurance carrier indicating that the minimum scope and limits of insurance will be provided as required in Section D 18 of this document
- C Indicate below that the surety is licensed and admitted as a surety insurer in the State of California

Granite State Insurance (AIG)

Ins Co Name and Address

Y

Licensed & Admitted in CA/Y/N

Ins Co Name and Address

Licensed & Admitted in CA/Y/N

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6 6 Construction Experience

- A Furnish a list of at least three (3) projects **completed** in the past five (5) years for which construction costs exceeded **\$100,000.00** for each project two (2) of which must have been built in the State of California Provide the following information for each project on the attached form Copy additional forms as required
- I Project name and location
 - II Contact name address and telephone number for Owner & Architect/Engineer
 - III Base and final contract amounts
 - IV Type of Roadway project (i e urban or suburban and public or private owner) and major project components (i e A C paving lighting cold milling sewer etc) Provide approximate percent of construction cost associated with each construction component
 - V Date project was completed (i e date of filing of Notice of Completion etc)
- B Indicate completion rate of projects by showing initial contract time time extensions and number of days that project was completed early or late all expressed in calendar days

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MAJOR PROJECTS FOR LAST FIVE (5) YEARS

Installation of New Sidewalk & wheelchair ramps for
the City of Pico Rivera - Various locations

Project Name and Location

City of Pico Rivera

Owner

Architect/Engineer

Project Type

CAP/GSF

Construction Type

Y

2005

Initial Contract
Time (days)

Public Works Use (Y/N)

Date Completed

Initial Contract
Time (days)

Concrete Repairs - Various Locations

Project Name and Location

City of West Covina

Owner

Architect/Engineer

Project Type

CAP/GSF

Construction Type

Y

2005

Initial Contract
Time (days)

Public Works Use (Y/N)

Date Completed

Initial Contract
Time (days)

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6.7 Staff Roster/Functions

List all members of your staff that will be assigned to or responsible for work on this project (except clerical) and show their job titles/functions Include Company Officers

<u>Angel Fierres</u>	<u>Owner</u>	<u>6</u>	<u>22</u>
Name	Function	Years w/Firm	Years Total
<u>Fernando Fierres</u>	<u>Superintendent</u>	<u>6</u>	<u>15</u>
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total

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6.8 Arbitration and Litigation History

Indicate below all arbitration and/or litigation against Proposer in the last five (5) years including all claims by owners. Indicate yes or no (Y/N) which claims were resolved against Proposer in litigation or arbitration or which resulted against in any payment by the Proposer or its insurers/sureties or reduction in compensation on any Proposer. Failure to provide this information on any contract undertaken in the past five (5) years may result in disqualification. Indicate final status (Resolved or Unresolved) of each claim. Attach separate sheet if necessary.

NONE
 Project Name _____ Amount of Claim _____

Nature of Claim _____ Resolution (Y/N) _____ Final Status _____
 Against Proposer

Project Name _____ Amount of Claim _____

Nature of Claim _____ Resolution (Y/N) _____ Final Status _____
 Against Proposer

Project Name _____ Amount of Claim _____

Nature of Claim _____ Resolution (Y/N) _____ Final Status _____
 Against Proposer

Project Name _____ Amount of Claim _____

Nature of Claim _____ Resolution (Y/N) _____ Final Status _____
 Against Proposer

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9 SUPPLEMENTARY BID FORMS, NO 1 THROUGH NO 9

SUPPLEMENTARY BID FORM NO 1

SUBSTITUTION LISTING
(Substitutions Proposed by Proposer)

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15

SUPPLEMENTARY BID FORM NO 2

ALTERNATE LISTING
(Alternates Proposed by Owner)

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16

SUPPLEMENTARY BID FORM NO 3

WORK COMPLETION SCHEDULE

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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SUPPLEMENTARY BID FORM NO 4

LISTING OF PROPOSED SUB PROPOSERS
(SUBCONTRACTORS)

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P-554**

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SUPPLEMENTARY BID FORM NO 5

SCHEDULE OF VALUES

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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SUPPLEMENTARY BID FORM NO 6

LISTING OF PROPOSED SUB PROPOSERS
(SUPPLIERS)

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

The undersigned Proposer proposes to use the suppliers listed below. Except as otherwise approved by the Owner, the undersigned Proposer shall perform all other portions of the work with his own forces.

[illegible]

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SUPPLEMENTARY BID FORM NO 7

PROJECT STAFFPursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

The proposed project staff is as follows

1 Project Manager Angel Fierros

Telephone
Wk 818 974-0895
Hm 818 367-0652

Project Staff
Name

*Telephone No

2 Fernando Fierros818 335-07753 Salomon Fierros818 335-0482

4 _____

5 _____

6 _____

7 _____

8 _____

Resumes of each of the proposed Project Staff are attached to this Supplementary Bid Form

The signature must
be identical to that
shown on the Bid

Proposer FS CONSTRUCTIONBy Angel FierrosIts Owner

If additional sheets
are required you must
copy this form

* List the telephone number of persons who may be contacted in case of emergency

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SUPPLEMENTARY BID FORM NO 8

UNIT PRICES

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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SUPPLEMENTARY BID FORM NO 9**PROPOSER AND SUB PROPOSER MARK UPS FOR CHANGES IN THE WORK
NOT COVERED BY UNIT PRICES**

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

If awarded the Contract by the Owner Proposer agrees that additive or deductive Change Orders not covered by Unit Prices shall be handled as follows

- A For Change Orders which result in additional Work not covered by Unit Prices the Proposer shall perform such Work and the amount of the additive Change Order shall be the Proposer's cost of the additional Work which Shall not include Proposer's or Sub Proposer's overhead/general conditions and profit/fee as agreed to by the Owner (the Trade Cost) plus percentage amounts of the Trade Cost for Proposer's and Sub Proposer's overhead/general conditions and profit/fee which shall be limited as follows
- 1 For additional work performed by Proposer's own forces Proposer's mark ups shall not exceed eight percent (8 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
 - 2 For additional work performed by Sub Proposers Proposer's mark ups shall not exceed five percent (5 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
 - 3 For additional work performed by Sub Proposers the Sub Proposers mark ups shall not exceed eight percent (8 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
- B For Change Orders which result in reductions in the scope of the Work not covered by Unit Prices the Proposer shall comply with such Change Orders and the amount of the deductive Change Order shall be the Trade Cost of the Work to be deleted plus percentage amounts of the Trade Cost for the Proposer's and Sub Proposers overhead/general conditions and profit/fee which shall be as set forth in paragraph A above

The signature must
be identical to that
shown on the bid

If additional sheets
are required you must
copy this form

Proposer FS CONSTRUCTION
By Angel Fierros
Its Owner

End of Section

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SECTION B

BID FORMS

SECTION B – BID FORMS**1 BASE BID FORM**

TO THE HONORABLE CITY COUNCIL
CITY OF CULVER CITY CALIFORNIA

This Bid is submitted in accordance with the advertised Notice Inviting Bids requesting sealed bids for furnishing all labor services materials and equipment and performing all work necessary for

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P-554**

Having carefully examined the Bid Documents for the proposed work and read the accompanying proposed requirements and attended the pre bid conference the undersigned Proposer hereby proposes and agrees to enter into a contract to furnish all equipment materials and labor necessary to complete all work described in the Bid Documents for the duration of thirty six (36) months under the supervision of the City Engineer of the City of Culver City for the sum set forth provided that the unit prices can be increased or shall be decreased based on the Engineering News Record Material Cost Index after twelfth (12th) month of the contract award and every twelve (12) months thereafter until completion of the contract as approved by the City Engineer Please note a base line will be established at the time of contract award In this Project the work is divided into Specific Work The Notice to Proceed for each Specific Work will state the bid items of work to be used the quantity of each bid item and the scheduled number of days for the construction Each Specific Work will be a minimum of Five Thousand Dollars, (\$ 5,000) of work

Liquidated damages shall be assessed based upon the applicable number of days stated in the Notice to Proceed The Contract Time shall commence on the date the Contractor actually commences the Work or on the tenth (10th) day after the issuance of the Notice to Proceed which ever comes first The Contractor shall retain the right to fully complete (including Final Completion Punch List Correction and project Close Out) the Work in less days than established by above however neither shall a reduction or increase to the Contract Sum be made if the Work is so fully completed in less days than established by this Section B 1 nor shall a Claim be made or granted for Compensable Delay or any other increase in Contract Sum if for any reason including but not limited to delay caused by the Owner the Contractor does not so fully complete the Work in less days than established herein

(NOTE All amounts given in the Bid Schedule are subject to verification by the Owner)

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3 RECEIPT AND ACKNOWLEDGMENT OF ADDENDUM

We acknowledge that the following addenda numbers have been received and have been examined as part of the Contract Documents

Addenda Number	Date Received	Initials
#1	Nov 22, 2005	TT

4 CERTIFICATION

The undersigned Proposer certifies that

- 1 Proposer understands the nature work which will be at various locations Citywide The Proposer has fully informed the Owner as to all conditions and matters which can in any way affect the work or cost thereof
- 2 Proposer will cooperate fully with the Owner to ensure the Owner's best interests are protected and the work expedited to completion In the event of any disagreement the City Engineer shall fully review the matter and provide a determination His judgment shall be final and binding upon all parties concerned
- 3 Where demolition is necessary for the project described herein the successfully awarded Contractor shall conform with the South Coast Air Quality Management District (S C A Q M D) Rule 1403 as amended The Contractor shall mail the Rule 1403 Notification within five (5) calendar days after the Notice to Commence Work is mailed by the Owner Once the S C A Q M D Rule 1403 Notification has been post marked and mailed the Contractor shall begin work no later than five (5) calendar days after the mailing date The duration set for the completion of this project as stated in the Notice to Proceed will begin on the date work actually commences by the Contractor In any case the work shall not begin later than ten (10) days after the date in which the Owner mailed the Notification to Commence Work
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THE UNDERSIGNED PROPOSER IS AWARE OF THE FACT THAT THE OWNER RESERVES THE RIGHT TO REJECT ANY OR ALL PROPOSALS BUT THAT IF A PROPOSAL IS ACCEPTED THE CONTRACT WILL BE AWARDED BASED ON CRITERIAS ESTABLISHED AS DESCRIBED ABOVE IN THE METHOD OF SELECTION

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5 PROPOSER INFORMATION

Name of Individual Proposer _____

Bid Prepared By _____

Business Address _____

Business Telephone Number _____

Fax Number _____

Contractor License No _____ Class _____

OR

Name of Partnership Proposer _____

Bid Prepared By _____

Business Address _____

Business Telephone Number _____

Fax Number _____

Contractor License No _____ Class _____

List Names and Business addresses of All Partners Below

If the Proposer is a Corporation list corporate information below

Name of Corporate Proposer Torres Construction, CorpBy [Signature] _____
(Signature of President of Corporation)By [Signature] _____
(Signature of Secretary of Corporation)By [Signature] _____
(Signature of Treasurer of Corporation)

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Business Address 930 Colorado Blvd Ste 3
Los Angeles, CA 90041
Business Telephone Number (323) 251-7460
Fax Number (323) 251-8044
Corporation organized under laws of State of California
Contractor License No 908061 Class B / C-8

(CORPORATE SEAL)

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6 DECLARATION OF PROPOSER S QUALIFICATIONS

Each Proposer must be properly licensed and must submit the following information on this form. If necessary include supplemental information as a separate package. All information submitted for qualification evaluation will be considered official information acquired in confidence and the Owner will maintain its confidentiality to the extent permitted by law.

6.1 Authorization and Declaration

The undersigned hereby authorizes and requests any person, firm or corporation to furnish any information requested by Owner or their designated representative in verification of the recitals comprising this Declaration of Proposer's Qualifications. The undersigned declares under penalty of perjury that all of the qualification information submitted with this form is true and correct and that this Declaration was executed in

Los Angeles

(City/County) of California on November 30, 2005 (Date)

Signature [Signature]

Title (Printed) Sec / Treasurer

6.2 Business Name Address Telephone Numbers (if different than Section B-4)

Same as Section B-4

Business Name _____

Business Address _____

Business Telephone & Fax Numbers _____

6.3 License

Proposers must be licensed in the State of California as a Class A Contractor. Complete the information requested below.

808067
License Number

B/C-8
Class

5/15/2002
Date Issued

5/31/2006
Expiration Date

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1 **BID SCHEDULE**
MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P 554

Bid Item No	Item Description	Assumed Quantity*	Unit	Unit Price	Extended Price
1	Crush Aggregate Base	1	TON	300	300
2	Site preparation, removal, disposal of existing concrete slab, and construction of new 4" PCC Slab (2500 psi)	500	SF	8	4,000
3	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Bus Pad (3250 psi) w/ steel reinforcement	800	SF	12	9,600
4	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Bus Pad (4000 psi)	800	SF	12 50	10,000
5	Site preparation, removal, disposal of existing Curb & Gutter, and construction of new 6" PCC Curb & Gutter	100	LF	48	4,800
6	Site preparation, removal, disposal of existing Curb & Gutter, and construction of new 8" PCC Curb & Gutter	100	LF	50	5,000
7	Site preparation, removal, disposal of existing Gutter, and construction of new PCC Longitudinal Gutter	100	LF	50	5,000
8	Site preparation, removal, disposal of existing Gutter, and construction of new PCC Cross Gutter	100	LF	50	5,000
9	Site preparation, removal, disposal of existing Alley Intersection, and construction of new PCC Alley Intersection	200	SF	15	3,000
10	Site preparation, removal, disposal of existing pavement, and construction of new 4" Asphaltic Concrete Pavement	10	TON	500	5,000
11	Site preparation, removal, disposal of existing pavement, and construction of new 6" Asphaltic Concrete Pavement	10	TON	650	6,500
12	Site preparation, removal, disposal of existing pavement, and construction of new 6" PCC Pavement	100	SF	9 50	950
13	Site preparation, removal, disposal of existing pavement, and construction of new 8" PCC Pavement	100	SF	12	1,200
14	Site preparation, removal, disposal of existing Driveway Approach or Curb Ramp, and construction of new 6" PCC Driveway Approach or 6" PCC Curb Ramp	100	SF	12	1,200
15	Site preparation, coring, and construction of new 4" C I Curb Drain	10	LF	70	700

30

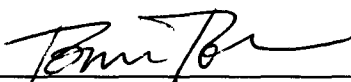
Bid Item No.	Item Description	Assumed Quantity*	Unit	Unit Price	Extended Price
16	Site preparation, saw cutting, and construction of new 12" Parkway Drain	1	EA	3,000	3,000
17	Site preparation, saw cutting, and construction of new 18" Parkway Drain	1	EA	3,500	3,500
18	Install Root Barrier, 12 5"	10	LF	25	250
19	Install Root Barrier, 19 5"	10	LF	30	300
20	Slurry Backfill	10	CY	125	1,250
21	Petromat	10	SY	50	500

TOTAL BASE BID AMOUNT

(BASED ON ASSUMED QUANTITY*) \$ 71,050⁰⁰

Seventy one thousand and fifty dollars - 00/100
 Total Expressed in Words

Proposer


 Signed by Person Authorized to Sign for Proposer

The undersigned has carefully checked the above figures and understands that the City or any officer thereof will not be responsible for any errors or omissions on the part of the undersigned in submitting this bid. The unit price amounts for each item shall include all indirect costs (i.e. permit fee, business license fee, mobilization, coordination, supervision, overhead and profit, etc.) incidental work (i.e. traffic control, safety devices, protection of utilities, utility investigation and pot holes, work necessary for the protection of life and limb, etc.) and other work required by the contract but not listed above.

*The assumed quantities noted above are intended only for the determination of a total base bid amount, and do not imply any quantities for future "Specific Work"

2 METHOD OF SELECTION

The City Engineer will evaluate the proposals taking the following into consideration:

- 1 Possession of a General Engineering Contractor's (Class A) license
- 2 Experience and ability to perform all bid items mentioned
- 3 Related experience with municipal or other government agency projects
- 4 Proposed total base bid and unit prices
- 5 Availability

The proposed bid amounts and unit prices by the Proposer is not intended to be the governing factor in the selection process but will be considered

31

6 4 Surety

- A Indicate the names of all surety companies utilized by Proposer in last five (5) years and state if the Surety(ies) bonding the Proposer's jobs have had to complete any part of Proposer's Contract (attach separate sheet if necessary)

Western Surety Co of Woodland Hills, CA 2003-2004/2005-Present
 Surety Name & Address Period Covered

None
 Jobs Completed by Surety

Developers Surety & Indemnity 2004-2005
 Surety Name & Address Period Covered

None
 Jobs Completed by Surety

**MINOR PAVEMENT AND INFRASTRUCTURE
 MAINTENANCE AND REPAIR
 PROJECT, P-554**

- B If a Bid Guaranty (Section B 7) is provided in lieu of a Bid Bond (Section B 6), the Proposer shall attach a notarized statement from Surety(ies) proposed to be utilized on the MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P 554, indicating Proposer's total bonding capacity and certifying that (1) currently available bonding capacity exceeds One Hundred Thousand Dollars (\$100,000) and (2) Surety(ies) will provide bonding of the MINOR PAVEMENT AND INFRASTRUCTURE MAINTENANCE AND REPAIR PROJECT, P 554, in the event that Proposer is awarded the project

- C Indicate below that the surety is licensed and admitted as a surety insurer in the State of California

Western Surety Co, 5820 Canoga Ave, Woodland Hills, CA 91367
 Surety Name and Address

WSC #A-87 & NAIC #13188
 Licensed & Admitted in CA
 (Y/N)

Surety Name and Address

Licensed & Admitted in CA
 (Y/N)

Surety Name and Address

Licensed & Admitted in CA
 (Y/N)

32

- D Indicate below those projects with disputed amounts in excess of \$50 000 or portions of any such project which have been terminated by an Owner Owners representative or other contracting party and which required completion by another party in the last five (5) years State the project Name Location Owner with address and phone number contract amount and reason for disputed amount or termination (attach separate sheet if necessary)

NONE
Project Name and Location

Owner Contract Value

Reasons for Disputed Amount or Termination

Disputed Amount

Project Name and Location

Owner Contract Value

Reasons for Disputed Amount or Termination

Disputed Amount

6 5 Insurance

- A Provide a notarized statement from the Worker s Compensation carrier specifying Contractor s current Experience Modification Rate for Worker s Compensation for the State of California In addition provide a list of the above referenced ratings and corresponding company for the last three (3) years

- B Provide statement from insurance carrier indicating that the minimum scope and limits of insurance will be provided as required in Section D 18 of this document

- C Indicate below that the surety is licensed and admitted as a surety insurer in the State of California

This document will follow at a later time

Ins Co Name and Address

Licensed & Admitted in CA/Y/N

Ins Co Name and Address

Licensed & Admitted in CA/Y/N

33

6 6 Construction Experience

- A Furnish a list of at least three (3) projects completed in the past five (5) years for which construction costs exceeded \$100,000.00 for each project two (2) of which must have been built in the State of California Provide the following information for each project on the attached form Copy additional forms as required
- i Project name and location *See attached*
- ii Contact name address and telephone number for Owner & Architect/Engineer
- iii Base and final contract amounts
- iv Type of Roadway project (i.e. urban or suburban and public or private owner) and major project components (i.e. A.C. paving lighting cold milling sewer etc.) Provide approximate percent of construction cost associated with each construction component
- v Date project was completed (i.e. date of filing of Notice of Completion etc.)
- B Indicate completion rate of projects by showing initial contract time time extensions and number of days that project was completed early or late all expressed in calendar days

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MAJOR PROJECTS FOR LAST FIVE (5) YEARS

See attached

Project Name and Location

Owner

Architect/Engineer

Project Type

CAP/GSF

Construction Type

Public Works Use (Y/N)

Date Completed

Initial Contract
Time (days)

See attached

Project Name and Location

Owner

Architect/Engineer

Project Type

CAP/GSF

Construction Type

Public Works Use (Y/N)

Date Completed

Initial Contract
Time (days)

35



Construction Experience / Major Projects

Project Name City of Culver City 002-21

Address Various Sites

Owner City of Culver City

Contact Mate Gasper 310-253-5613

Address 9770 Culver Blvd 2nd Floor Culver City CA 90232-0507

Scope of Work/\$ Amount Sidewalk reconstruction -- \$79 954 50

Completion Date December 2002

Initial Contract Time July 2002

Project Name LBCC - Building P

Address 4901 E Carson Street Long Beach CA 90808

Owner Long Beach Community College

Contact Nick Shambra (562) 938-4213

Address 4901E Carson Street Long Beach CA

Scope of Work/\$ Amount Boiler Replacement in 2005 -- \$719 000 00

Completion Date June 2005

Initial Contract Time March 21 2005

Project Name Summer Segment 2004 at San Rafael E S

Address 1090 Nithsdale Road Pasadena CA

Owner Pasadena Unified School District

Contact Guadalupe Flores (626) 449 6787

Address 740 W Woodbury Road Pasadena CA 91103

Scope of Work/\$ Amount School Modernisation in 2004 \$849 700 00

Completion Date September 2004

Initial Contract Time June 29 2004

Project Name Glenoaks E S School Modernization

Address 2015 E Glenoaks St Glendale CA

Owner Glendale Unified School District

Contact Keneth Gilleland (818) 507 0201

Address 223 N Jackson St Glendale CA

Scope of Work/\$ Amount School Modernization \$2 195 000 00

Completion Date August 2005

Initial Contract Time May 16 2005

6 7 Staff Roster/Functions

List all members of your staff that will be assigned to or responsible for work on this project (except clerical) and show their job titles/functions Include Company Officers

<u>Tomas Torres</u>	<u>Project Mgr</u>	<u>10yrs</u>	<u>10yrs</u>
Name	Function	Years w/Firm	Years Total
<u>Francisco Rodriguez</u>	<u>Superintendent</u>	<u>3yrs</u>	<u>3yrs</u>
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total
_____	_____	_____	_____
Name	Function	Years w/Firm	Years Total

31

6 8 Arbitration and Litigation History

Indicate below all arbitration and/or litigation against Proposer in the last five (5) years including all claims by owners. Indicate yes or no (Y/N) which claims were resolved against Proposer in litigation or arbitration or which resulted against in any payment by the Proposer or its insurers/sureties or reduction in compensation on any Proposer. Failure to provide this information on any contract undertaken in the past five (5) years may result in disqualification. Indicate final status (Resolved or Unresolved) of each claim. Attach separate sheet if necessary.

See Attached

Project Name	Amount of Claim
--------------	-----------------

Nature of Claim	Resolution (Y/N) Against Proposer	Final Status
-----------------	--------------------------------------	--------------

Project Name	Amount of Claim
--------------	-----------------

Nature of Claim	Resolution (Y/N) Against Proposer	Final Status
-----------------	--------------------------------------	--------------

Project Name	Amount of Claim
--------------	-----------------

Nature of Claim	Resolution (Y/N) Against Proposer	Final Status
-----------------	--------------------------------------	--------------

Project Name	Amount of Claim
--------------	-----------------

Nature of Claim	Resolution (Y/N) Against Proposer	Final Status
-----------------	--------------------------------------	--------------

38

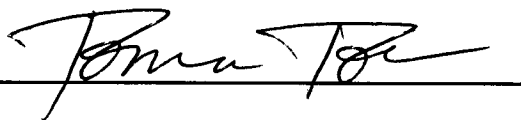
Confidential



Civil Litigation History Information

Torres Construction v Joseph Santos Torres Construction filed a lawsuit against a former employee for stealing invoices, stealing records, deleting information from the Torres Construction computer system and intentionally infecting the computer system with a virus. The employee has filed a separate action for wrongful termination. The Superior Court matter has been dismissed and the District Court matter is still pending. The former employee is currently out in bail and is being prosecuted by the Los Angeles, District Attorney's Office. The Superior Court case was filed in the Los Angeles Superior Court Case No. BC268867. The District Court case is Case No. CV 02-6621DDP. The criminal case number against Mr. Santos is not known.

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

By 

Date 11/30/05

8 BID GUARANTY

See Bid Bond.

BID GUARANTY

Note The following statement shall be used if other than a bid surety bond accompanies bid

Accompanying this proposal is a money order* ~~certified check*~~ cashier's check* cash* payable to the order of the Owner in the amount of Dollars (\$ 5,000). The proceeds of this bid guaranty shall become the property of said Owner provided this bid is accepted by said Owner through action of its legally constituted contracting authorities and the undersigned fails to execute a contract and furnish the required bonds within the stipulated time. Otherwise the proceeds of this bid guaranty shall be returned to the undersigned

Signature_____
Title_____
Company

(*Delete the inapplicable words)

40

7 BID BOND

KNOW ALL MEN BY THESE PRESENTS

That we Torres Construction Corp as Principal and Western Surety Company as Surety at telephone no (818) 713-2031 are held and firmly bound unto the Owner in the sum of Five Thousand Dollars (\$5 000) to be paid to said Owner its successors and assigns for which payment well and truly will be made we bind ourselves our heirs executors administrators successors and assigns jointly and severally firmly by these presents

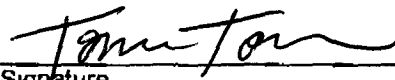
THE CONDITION OF THIS OBLIGATION IS SUCH

That if the certain Bid of the above bounden Principal submitted for the following maintenance and repair project

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR
PROJECT P-554**

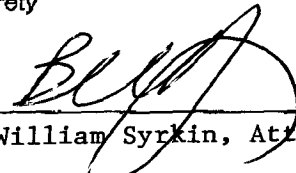
is accepted by the Owner through action of its legally constituted contracting authorities and if the above-bounden Principal its heirs executors administrators successors and assigns shall duly enter into and execute a contract for such construction in strict accordance with the specifications and drawings on file at the office of the City Engineer in the City Hall Culver City and shall execute and deliver the required Faithful Performance Bond and Payment Bond, and Insurance Certificates within ten (10) days after the date of notification by and from said Owner that said contract is ready for execution then this obligation shall become null and void otherwise it shall be and remain in full force and virtue

IN WITNESS WHEREOF we hereunto set our hands and seals this 29th day
of November 2005


Signature

Western Surety Company
Surety

Sec / Treasurer
Title

By 
William Syrkin, Attorney-in-Fact

Torres Construction Corp
Company

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY a South Dakota corporation is a duly organized and existing corporation having its principal office in the City of Sioux Falls and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make constitute and appoint

Cloe Bierman, William Syrkin, Sergio D Bechara, Individually

of Irvine CA, its true and lawful Attorney(s)-in Fact with full power and authority hereby conferred to sign seal and execute for and on its behalf bonds undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney pursuant to the authority hereby given, are hereby ratified and confirmed

This Power of Attorney is made and executed pursuant to and by authority of the By Law printed on the reverse hereof duly adopted, as indicated by the shareholders of the corporation

In Witness Whereof WESTERN SURETY COMPANY has caused these presents to be signed by its Senior Vice President and its corporate seal to be hereto affixed on this 3rd day of November 2003



WESTERN SURETY COMPANY

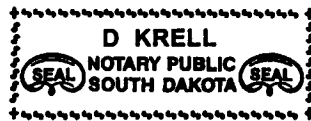
Paul T. Bruflat, Senior Vice President

State of South Dakota }
County of Minnehaha } ss

On this 3rd day of November 2003 before me personally came Paul T Bruflat, to me known, who being by me duly sworn did depose and say that he resides in the City of Sioux Falls State of South Dakota that he is the Senior Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument that he knows the seal of said corporation that the seal affixed to the said instrument is such corporate seal that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority and acknowledges same to be the act and deed of said corporation

My commission expires

November 30, 2006



D Krell Notary Public

CERTIFICATE

I L Nelson Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force and further certify that the By Law of the corporation printed on the reverse hereof is still in force In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this 29th day of November, 2005



WESTERN SURETY COMPANY

L Nelson Assistant Secretary

42

STATE OF California

COUNTY OF Orange

} SS

On 11/29/05 before me R Haas Bates Notary Public

PERSONALLY APPEARED William Syrkin

personally known to me ~~on the basis of satisfactory~~
~~XXXXXX~~ to be the person(s) whose name(s) is/are subscribed to the
within instrument and acknowledged to me that he/~~she/it~~ executed
the same in his/~~her/its~~ authorized capacity(ies) and that by his/~~her/its~~
signature(s) on the instrument the person(s) or the entity upon behalf
of which the person(s) acted executed the instrument

WITNESS my hand and official seal

Signature

R Haas Bates



This area for Official Notarial Seal

OPTIONAL

Though the data below is not required by law it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ GENERAL
☐ ATTORNEY IN FACT
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☐ OTHER _____

SIGNER IS REPRESENTING

NAME OF PERSON(S) OR ENTITY(IES)

DESCRIPTION OF ATTACHED DOCUMENT

TITLE OF TYPE OF DOCUMENT

NUMBER OF PAGES

DATE OF DOCUMENT

SIGNER(S) OTHER THAN NAMED ABOVE

9 SUPPLEMENTARY BID FORMS, NO 1 THROUGH NO 9

SUPPLEMENTARY BID FORM NO 1

SUBSTITUTION LISTING
(Substitutions Proposed by Proposer)

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44

SUPPLEMENTARY BID FORM NO 2

ALTERNATE LISTING
(Alternates Proposed by Owner)

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45

SUPPLEMENTARY BID FORM NO 3

WORK COMPLETION SCHEDULE

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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46

SUPPLEMENTARY BID FORM NO 4

LISTING OF PROPOSED SUB PROPOSERS
(SUBCONTRACTORS)

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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47

SUPPLEMENTARY BID FORM NO 5

SCHEDULE OF VALUES

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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48

SUPPLEMENTARY BID FORM NO 6

LISTING OF PROPOSED SUB PROPOSERS
(SUPPLIERS)

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

The undersigned Proposer proposes to use the suppliers listed below. Except as otherwise approved by the Owner, the undersigned Proposer shall perform all other portions of the work with his own forces.

Portion of the Work

Paving

Supplier s Name and Address

Farwest Paving Co Inc

740 S Van Buren C

Placentia, CA 92870

Concrete / Slurring

Robertson's Ready Mix

P.O. Box 3600

Corona, CA 92878

SUPPLEMENTARY BID FORM NO 7

PROJECT STAFFPursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

The proposed project staff is as follows

1 Project Manager Tomas TorresWk (323) 257-7460 TelephoneHm (323) 855-9811Project Staff
Name

*Telephone No

2 Francisco Rodriguez(323) 257-7460

3 _____

4 _____

5 _____

6 _____

7 _____

8 _____

Resumes of each of the proposed Project Staff are attached to this Supplementary Bid Form

The signature must
be identical to that
shown on the BidProposer Torres Construction CorpBy Tomas Torres, [Signature]Its Sec / TreasurerIf additional sheets
are required you must
copy this form

* List the telephone number of persons who may be contacted in case of emergency

50

SUPPLEMENTARY BID FORM NO 8

UNIT PRICES

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

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51

SUPPLEMENTARY BID FORM NO 9

**PROPOSER AND SUB PROPOSER MARK UPS FOR CHANGES IN THE WORK
NOT COVERED BY UNIT PRICES**

Pursuant to **INSTRUCTIONS TO PROPOSERS** for the Work titled

**MINOR PAVEMENT AND INFRASTRUCTURE
MAINTENANCE AND REPAIR PROJECT, P 554**

If awarded the Contract by the Owner Proposer agrees that additive or deductive Change Orders not covered by Unit Prices shall be handled as follows

- A For Change Orders which result in additional Work not covered by Unit Prices the Proposer shall perform such Work and the amount of the additive Change Order shall be the Proposer's cost of the additional Work which Shall not include Proposer's or Sub Proposer's overhead/general conditions and profit/fee as agreed to by the Owner (the Trade Cost) plus percentage amounts of the Trade Cost for Proposer's and Sub Proposer's overhead/general conditions and profit/fee which shall be limited as follows
- 1 For additional work performed by Proposer's own forces Proposer's mark ups shall not exceed eight percent (8 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
 - 2 For additional work performed by Sub Proposers Proposer's mark ups shall not exceed five percent (5 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
 - 3 For additional work performed by Sub Proposers the Sub Proposers mark ups shall not exceed eight percent (8 0%) of the Trade Cost for overhead/general conditions and four percent (4 0%) of the Trade Cost for profit/fee
- B For Change Orders which result in reductions in the scope of the Work not covered by Unit Prices the Proposer shall comply with such Change Orders and the amount of the deductive Change Order shall be the Trade Cost of the Work to be deleted plus percentage amounts of the Trade Cost for the Proposer's and Sub Proposer's overhead/general conditions and profit/fee which shall be as set forth in paragraph A above

The signature must
be identical to that
shown on the bid

If additional sheets
are required you must
copy this form

Proposer Torres Construction, Corp
By [Signature]
Its Sec. / Treasurer

End of Section

4 NON COLLUSION AFFIDAVIT (CONTRACTOR)

**NON-COLLUSION AFFIDAVIT TO BE EXECUTED BY
EACH AWARDEE OF A PRINCIPAL CONTRACT**STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ssTomas Torres being first duly sworn deposesand says that he is Sec / Treasurer
sole owner partner president secretary etcof Torres Construction, Corp

the party making the foregoing proposal that such proposal is not made in the interest of or on behalf of any undisclosed person partnership company association organization or corporation that such proposal is genuine and not collusive or sham that such Proposer has not directly or indirectly colluded conspired connived or agreed with any Proposer or anyone else to put in a sham proposal or that anyone shall refrain from bidding that said Proposer has not in any manner directly or indirectly sought by agreement communication or conference with anyone to fix the bid price of said Proposer or of any other Proposer or to fix any overhead profit or cost element of such bid price or of that of any other Proposer or to secure an advantage against the public body awarding the contract or anyone interested in the proposed contract that all statements contained in such bid price or of that of any other Proposer or to secure an advantage against the public body awarding the contract or anyone interested in the proposed contract that all statements contained in such proposal are true and further that said Proposer has not directly or indirectly submitted his 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 in connection therewith to any corporation partnership company association organization bid depository or to any member or agent thereof or to any other individual except to such person or persons as have a partnership or other financial interest with said Proposer in his general business

Signed

Tomas Torres

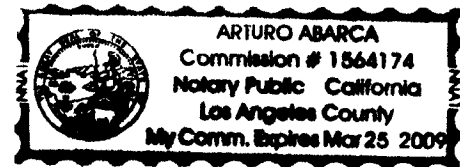
Title

Sec / Treas.

Subscribed and sworn before me

this 30TH day of NOVEMBER 2005
(Notary Seal)Arturo Abarca

(Notary Public)



(SEE ATTACHED)

CALIFORNIA ALL PURPOSE ACKNOWLEDGMENT

State of California

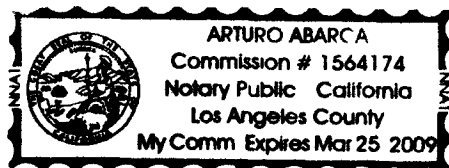
County of Los Angeles

SS

On 11/30/2005 before me Arturo Abarca, Notary Public
Date Name and Title of Office (e.g. Jane Doe, Notary Public)

personally appeared Thomas Torres
Name(s) of Signer(s)

☒ personally known to me
☐ 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

WITNESS my hand and official seal

[Signature]
Signature of Notary Public

OPTIONAL

Though the information below is not required by law it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another 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

Signer's Name _____

- ☐ Individual
- ☐ Corporate Officer — Title(s) _____
- ☐ Partner — ☐ Limited ☐ General
- ☐ Attorney in Fact
- ☐ Trustee
- ☐ Guardian or Conservator
- ☐ Other _____

Signer Is Representing _____

RIGHT THUMBPRINT
OF SIGNER
Top of thumb here

[Area for Right Thumbprint of Signer]