



City of
Los Banos
At the Crossroads of California

411 Madison Avenue
Los Banos, CA 93635

Charles Bergson, P.E.
Public Works Dir/City Engineer
Telephone (209) 827-7056
<http://www.losbanos.org>

7/9/24
Letter # 001

Notice of Intent to Award
2025 STREET REHABILITATION PROJECT
Project No.: 25-ST-0002

Notice is hereby given that the City of Los Banos intends to award a contract to:
Consolidated Engineering, Inc.

The proposed award is the result of the department's invitation for bid listed below:

2025 Street Rehabilitation

This notice constitutes compliance with the State Contracting Manual sections 5.65 A and 6.10 A. Any protests concerning this proposed award must be filed with the City of Los Banos Department of Public Works, 411 Madison Ave., Los Banos, CA 93635 by 5:00 PM on July 16, 2024.

The copy of the lowest bidder's proposal can be found at the following link:
<https://losbanos.org/news/advertisement-for-bids-2025-street-rehabilitation-project/>

Bid Form

TO: City of Los Banos
520 J Street
Los Banos, CA 93635

In compliance with the Advertisement for Bids the undersigned, as bidder, hereby offers to provide to the Owner, in accordance with the terms and conditions in the provisions set forth in the Contract Documents the stated total bid amount quoted on this Bid Form for the work of

2025 Street Rehabilitation Project No. 25ST0002

Total Bid Amount: \$ 971,707.91
NINE HUNDRED SEVENTY ONE THOUSAND SEVEN HUNDRED SEVEN AND NINETY ONE CENTS
(Total Bid Amount in Written Form)

The undersigned certifies under penalty of perjury under the laws of the State of California and the United States of America, that the above quotation constitutes a bona-fide offer for the work, that undersigned is a duly authorized representative of the company listed, that the quotation is in no way sham or collusive, and that the executed Agreement between the bidder and Owner constitutes acceptance of bidder's total bid for the work stated in the Contract Documents. The undersigned has read the General Provisions, Special Provisions, and Technical Specifications in these Contract Documents. The undersigned further certifies, under penalty of perjury that the Non-Collusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

The undersigned acknowledges receipt of the following addenda: NO ADDENDA

Signature:  Date: 7/2/24

Print Name: Casey Curtin Title: President

Name of Business: Consolidated Engineering Inc.

Doing business as: (Circle One): An Individual A Partnership A Corporation

Business Address: P.O. Box 701 Valley Springs Ca. 95252

Telephone No.: 209-482-0164 Fax No.: N/A

E-Mail Address: johne@conenginc.net

License Number: 1013580 Class & Expiration Date: A 12/31/24

List of Subcontractors

As of March 1, 2015, Contractors (and sub-contractors) wishing to bid on public works contracts shall be registered with the State Division of Industrial Relations and certified to bid on Public Works contracts. Please register at: <https://www.dir.ca.gov/Public-Works/Contractor-Registration.html>

In accordance with Title 49, Section 26.11 of the Code of Federal Regulations, and Section 4104 of the Public Contract Code of the State of California, as amended, the following information is required for each sub-contractor who will perform work amounting to more than one half of one percent (0.5%) of the Total Base Bid of \$10,000 (whichever is greater). **Photocopy this form for additional firms.**

Project: **2025 Street Rehabilitation**
Project No. **25ST0002**

The following work will be performed (or provided) by the following subcontractors, and coordinated by bidder:

Bid Item No.	Description of Work to be Performed	Percent of Total Contract	Subcontractor's License No.	DIR Registration No.	Subcontractor's Name and Address
3-4	AC Grinding		256390	1000002952	Anrak 5820 Mayhew Rd Sacramento 95827
10, 11, 12, 13	Striping		374600	1000000306	Chrip Company 1805 S Beamer Woodland Ca.
10, 11, 12, 13, 14	STRIPING		615222	1000004812	HARKER STRIPING 16010 TRADITION CT BAKERSFIELD CA.

Equal Employment Opportunity

Contractor hereby certifies that bidder and subcontractors

- ☒ Have
☐ Have Not

participated in a previous contract or subcontract subject to the equal opportunity clauses, as required by Executive Orders 10925, 11114, or 11246, and that, where required, have filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administering agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

Note: The above certification is part of the bid. Signing this bid on the signature portion thereof shall also constitute signature of these certifications.

Non-Collusion Affidavit
PUBLIC CONTRACT CODE 7106

In conformance with Title 23 United States Code Section 112 and Public Contract Code 7106 the bidder declares 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 the 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; 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 the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, 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.

Debarment and Suspension Certification

TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any other person associated therewith in the capacity of owner, partner, director, officer, and manager:

- Is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- Has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- Does not have a proposed debarment pending; and
- Has not been indicted, convicted, or had a civil judgment rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

If there are any exceptions to this certification, insert the exceptions to an additional sheet of paper and include with the bid.

Exceptions will not necessarily result in denial of award, but will be considered in determining bidder responsibility. For any exception noted above, indicate on an additional sheet of paper to whom it applies, initiating agency, and dates of action.

NPDES/MS4 Compliance Certification

All construction projects within the City limits must comply with the National Pollutant Discharge Elimination System (NPDES) storm water regulation adopted by the EPA and the Phase II Small Municipal Separate Storm Sewer System (MS4) General Permit requirements, regardless of size.

The City is required under these permits to provide information to Contractors performing work within City limits about training opportunities to assist in managing potential pollutants from construction –related activities, selection, installation, implementation, and maintenance of Best Management Practices (BMPs), as well as overall program compliance. The City has provided such information and helpful links on their website at <http://www.losbanos.org/city-government/departments/public-works/>, under the Storm Water Management Plan tab.

The Bidder acknowledges that they are aware of the necessity to be in compliance with the NPDES and MS4 permits while working within City limits, and that information regarding such is available on the City's website.

Note: The above certifications are part of the bid. Signing this bid on the signature portion thereof shall also constitute signature of these certifications.

Experience

Bidder shall identify three (3) most recently completed projects similar to work described in these Contract Documents.

	1	2	3
Project Title	SWRA Phase 1, 2	J street Improvements	S. Lake Tahoe Airport Taxiway Rehabilitation
Public Agency	City of Rocklin	City of Oakdale	City of South Lake Tahoe
Address	3970 Rocklin Rd Rocklin Ca.95677	280 N 3rd Ave Oakdale Ca.95361	1901 Lisa Maloff Way South Lake Tahoe Ca.96150
Telephone No.	916625-5282	209-845-3571	530-305-5850
Engineer in Charge	Shawn Darling	Nick Stephens	John Dickinson
Project Value (\$)	\$1,063,000.00	\$502,000.00	414,000.00
Date Accepted	Oct, 2022	Jan, 2023	July, 2023
Claims Filed?*	No	No	No

* If yes, please explain below:

**Bid Schedule
For
2025 Street Rehabilitation Project No. 25ST0002**

Bidder agrees to perform all the work described in the Contract Documents for the following unit and lump sum prices and understands that the quantity of work shown is approximate only. The schedule shall be completed by the bidder with the unit and lump sum prices entered in numerals. The extensions shall be made by the bidder. In case of discrepancy between the unit prices and the extension thereof, the unit price shall be considered as correct when evaluating bids.

ITEM NO.	ITEM	QUANTITY AND UNIT	UNIT PRICE	AMOUNT
1	Mobilization <i>*(Item not to exceed \$50,000.00)</i>	1 LS	\$ <u>50000-</u>	\$ <u>50000-</u> <i>*(See Note)</i>
2	Traffic Control Plan <i>** (Item not to exceed \$30,000.00)</i>	1 LS	\$ <u>29000-</u>	\$ <u>29000-</u> <i>** (See Note)</i>
3	Asphalt Concrete Edge Planing	18,385 LF	\$ <u>2-</u>	\$ <u>36770 -</u>
4	Pavement Digouts	30,443 SF	\$ <u>4.55</u>	\$ <u>138515.65</u>
5	Furnish and Place Asphalt Concrete	4,961 TN	\$ <u>127.31</u>	\$ <u>631584.91</u>
6	Place Shoulder Backing	2,553 LF	\$ <u>6.85</u>	\$ <u>17488.05</u>
7	Adjust Valve Box to Grade	67 EA	\$ <u>76-</u>	\$ <u>5092 -</u>
8	Adjust Manhole Cover to Grade	56 EA	\$ <u>254-</u>	\$ <u>14224 -</u>
9	Adjust Monument Cover to Grade	28 EA	\$ <u>71-</u>	\$ <u>1988 -</u>
10	Apply Single 6 Inch Thermoplastic Striping	3,399 LF	\$ <u>2.10</u>	\$ <u>7137.90</u>
11	Apply Double 6 Inch Thermoplastic Striping	2,312 LF	\$ <u>4.21</u>	\$ <u>9733.52</u>
12	Apply Thermoplastic Markings	791 SF	\$ <u>19-</u>	\$ <u>15029-</u>
13	Apply Single 6 Inch Paint Striping	3,771 LF	\$ <u>3.28</u>	\$ <u>12368.88</u>
14	Apply Paint Markings	73 SF	\$ <u>12-</u>	\$ <u>876 -</u>
15	Set Survey Monument Well	1 EA	\$ <u>1900-</u>	\$ <u>1900 -</u>
TOTAL:			\$ <u>971,707.91</u>	

Note: The representations made herein are made under penalty of perjury. Any information contained in the bid which is proven false shall be considered nonresponsive and this bid shall be rejected.

Bid Bond

We, Consolidated Engineering, Inc

as Contractor, and Old Republic Surety Company

as Surety, jointly and severally, bind ourselves, our heirs, representatives, successors and

assigns, as set forth herein, to the **City of Los Banos** (herein called "Owner") for payment

of the penal sum of _____

Ten Percent of the Total Amount of Bid Dollars (\$ 10% of Bid),

lawful money of the United States. Contractor has submitted the accompanying bid proposal

for the construction of: **2025 Street Rehabilitation Project No. 25ST0002**

If the Contractor is awarded the contract and enters into a written agreement, in the form prescribed by the Owner, at the price designated by Bid Schedule, and files a payment bond and performance bond with the Owner, or substitute security in lieu thereof, in the time and manner specified by the Owner, and carries all insurance in type and amount which conforms to the General Provisions, Special Provisions, and Technical Specifications in these Contract Documents and furnishes required certificates and endorsements thereof, then this obligation shall be null and void; otherwise it shall remain in full force and effect.

Forfeiture of this bond, or any deposit made in lieu thereof, shall not preclude the Owner from seeking all other remedies provided by law to cover losses sustained as a result of the Contractor's failure to do any of the foregoing.

Contractor and Surety agree that if the Owner is required to engage the services of an attorney in connection with the enforcement of this bond, each shall pay Owner's reasonable attorney's fees incurred with or without suit.

Executed on

June 28, 20 24

(Seal if Corporation)



Consolidated Engineering, Inc

Contractor

By: _____

Title _____

President

[SIGNATURE SHEET CONTINUES ONTO NEXT PAGE]

Any claims under this bond may be addressed to:

Old Republic Surety Company (name and address of Surety)

18500 W. Corporate Drive

Brookfield, WI 53045

Melissa DeKoven

(name and address of Surety's agent for
service of process in California, if different from
above)

2710 Gateway Oaks Drive, Suite 150N

Sacramento, CA 95833

(916) 207-8640

(888) 690-2882

(phone number of Surety's agent in California)

(Attach Acknowledgment)

Old Republic Surety Company

Surety

By



Stephanie Agapoff (Attorney-in-Fact)

Notice: No substitution or revision to this bond form will be accepted. Sureties must be authorized to do business in and have an agent for service of process in California.

All bond forms must be acknowledged before a Notary Public by both the Contractor and the Surety. Attorneys-in-fact who sign bond forms must file with each bond a certified and effective dated copy of their power of attorney.

ACKNOWLEDGMENT

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

State of California
County of Sacramento)

On 06/28/24 before me, Tina S. Salas, Notary Public
(insert name and title of the officer)

personally appeared Stephanie Agapoff,
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 Tina S. Salas (Seal)





OLD REPUBLIC SURETY COMPANY

POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That OLD REPUBLIC SURETY COMPANY, a Wisconsin stock insurance corporation, does make, constitute and appoint:

David Weise, Nicole S. Moon, Catherine A. Pinney, Stacy M. Clinton, Stephanie Agapoff of Rancho Cordova, CA

its true and lawful Attorney(s)-in-Fact, with full power and authority for and on behalf of the company as surety, to execute and deliver and affix the seal of the company thereto (if a seal is required), bonds, undertakings, recognizances or other written obligations in the nature thereof, **(other than bail bonds, bank depository bonds, mortgage deficiency bonds, mortgage guaranty bonds, guarantees of installment paper and note guaranty bonds, self-insurance workers compensation bonds guaranteeing payment of benefits, or black lung bonds)**, as follows:

ALL WRITTEN INSTRUMENTS

and to bind OLD REPUBLIC SURETY COMPANY thereby, and all of the acts of said Attorneys-in-Fact, pursuant to these presents, are ratified and confirmed. This appointment is made under and by authority of the board of directors at a special meeting held on February 18, 1982.

This Power of Attorney is signed and sealed by facsimile under and by the authority of the following resolutions adopted by the board of directors of the OLD REPUBLIC SURETY COMPANY on February 18, 1982.

RESOLVED that, the president, any vice-president or assistant vice president, in conjunction with the secretary or any assistant secretary, may appoint attorneys-in-fact or agents with authority as defined or limited in the instrument evidencing the appointment in each case, for and on behalf of the company to execute and deliver and affix the seal of the company to bonds, undertakings, recognizances, and suretyship obligations of all kinds; and said officers may remove any such attorney-in-fact or agent and revoke any Power of Attorney previously granted to such person.

RESOLVED FURTHER, that any bond, undertaking, recognizance, or suretyship obligation shall be valid and binding upon the Company

- (i) when signed by the president, any vice president or assistant vice president, and attested and sealed (if a seal be required) by any secretary or assistant secretary; or
- (ii) when signed by the president, any vice president or assistant vice president, secretary or assistant secretary, and countersigned and sealed (if a seal be required) by a duly authorized attorney-in-fact or agent; or
- (iii) when duly executed and sealed (if a seal be required) by one or more attorneys-in-fact or agents pursuant to and within the limits of the authority evidenced by the Power of Attorney issued by the company to such person or persons.

RESOLVED FURTHER that the signature of any authorized officer and the seal of the company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the company; and such signature and seal when so used shall have the same force and effect as though manually affixed.

IN WITNESS WHEREOF, OLD REPUBLIC SURETY COMPANY has caused these presents to be signed by its proper officer, and its corporate seal to be affixed this 12th day of January, 2023

OLD REPUBLIC SURETY COMPANY

Karen J. Haffner
Assistant Secretary



Alan Pavlic
President

STATE OF WISCONSIN, COUNTY OF WAUKESHA - SS

On this 12th day of January, 2023, personally came before me, Alan Pavlic and Karen J. Haffner, to me known to be the individuals and officers of the OLD REPUBLIC SURETY COMPANY who executed the above instrument, and they each acknowledged the execution of the same, and being by me duly sworn, did severally depose and say: that they are the said officers of the corporation aforesaid, and that the seal affixed to the above instrument is the seal of the corporation, and that said corporate seal and their signatures as such officers were duly affixed and subscribed to the said instrument by the authority of the board of directors of said corporation.



Kathryn R. Pearson
Notary Public

My Commission Expires: September 28, 2026

(Expiration of notary's commission does not invalidate this instrument)

CERTIFICATE

I, the undersigned, assistant secretary of the OLD REPUBLIC SURETY COMPANY, a Wisconsin corporation, CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore, that the Resolutions of the board of directors set forth in the Power of Attorney, are now in force.

31 3225



Signed and sealed at the City of Brookfield, WI this 28th day of June, 2024

Karen J. Haffner
Assistant Secretary

ORSC 22262 (3-06)

USI CA Insurance Services LLC