

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS – MULTIPLE SITES, BID NO: 2017-18 #7**

DOCUMENT 00 41 13

BID FORM AND PROPOSAL

To: Governing Board of Sylvan Union School District ("District" or "Owner")

From: Oel Coating Asphalt, Inc.
(Proper Name of Bidder)

The undersigned declares that the Contract Documents, including, without limitation, the Notice to Bidders and the Instructions to Bidders, have been read, and agrees and proposes to furnish all necessary labor, materials, and equipment to perform and furnish all work in accordance with the terms and conditions of the Contract Documents, including, without limitation, the Drawings and Specifications of **Bid No. 2017-18 #7**

PROJECT: **Asphalt Project – Multiple Sites**

("Project" or "Contract") and will accept in full payment for that Work the following total lump sum amount, all taxes included:

Freedom Elementary School:

<u>thirty nine thousand four hundred ninety nine</u> dollars, BASE BID IN WRITTEN FORM twelve cents	\$ <u>39,499.¹²</u> IN NUMBERS
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Mary Ann Sanders Elementary School:

<u>forty nine thousand three hundred seventy</u> dollars BASE BID IN WRITTEN FORM forty cents	\$ <u>49,370.⁴⁰</u> IN NUMBERS
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Stockard Coffee Elementary School:

<u>thirty seven thousand one hundred forty three</u> dollars BASE BID IN WRITTEN FORM sixty cents	\$ <u>37,143.⁶⁰</u> IN NUMBERS
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In case of discrepancy between the written price and the numerical price, the written price shall prevail.

Unit Prices. The Bidder's Base Bid includes the following unit prices, which the Bidder must provide and the District may, at its discretion, utilize in valuing additive and/or deductive change orders (Unit Prices shall include all labor, materials, services, profit, overhead, insurance, bonds, taxes, and all other incidental costs of Contractor, subcontractors, and suppliers):

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SCHEDULE OF UNIT PRICES (LIST IN TABLE)

<u>Item No.</u>	<u>Description</u>	<u>Unit of Measure</u>	<u>Unit Price</u>
1.	Freedom Elementary School – Seal coat and restripe		\$ 1.90
		15,076	
a.	Two coats of surface seal	SY	\$.72
		15,076	
2.	Mary Ann Sanders Elementary School – Seal coat and restripe		\$ 1.70
		20,571	
a.	Two coats of surface seal	SY	\$.70
		20,571	
3.	Stockard Coffee Elementary School – Seal coat and restripe		\$ 1.90
		14,286	
a.	Two coats of surface seal	SY	\$.70
		14,286	

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AGREEMENT FOR CONSTRUCTION SERVICES

AGREEMENT NUMBER 2017-18 #7

THIS CONTRACT is made and entered into this 6 day of June, 2018, by and between calcoating Asphalt Inc. ("Contractor") and Sylvan Union School District ("District") ("Contract").

1. The Contractor shall furnish to the District for a total price of one hundred twenty six thousand thirteen Dollars (\$ 126,013.12) ("Contract Price"), the following services ("Services" or "Work"):

SEE EXHIBIT "A" FOR SCOPE OF WORK

2. Contractor shall perform the Work at multiple sites ("Site"). The Project is the scope of Work performed at the Site.
3. Work shall begin upon issuance of the District's Notice to Proceed and shall be completed by approximately July 24, 2018 ("Completion Date").
4. Contractor agrees that if the Work is not completed within the Contract Time and/or pursuant to the completion schedule, construction schedule, or project milestones developed pursuant to provisions of the Contract, it is understood, acknowledged, and agreed that the District will suffer damage which is not capable of being calculated. Pursuant to Government Code section 53069.85, Contractor shall pay to the District, as fixed and liquidated damages for these incalculable damages, the sum of Five Hundred Dollars (\$500) per day for each and every calendar day of delay beyond the Contract Time or beyond any completion schedule, construction schedule, or project milestones established pursuant to the Contract.
5. The Contract Documents include only the following documents, as indicated:

X	Notice to Bidders	X	Site Visit Certification
X	Instructions to Bidders	X	Imported Materials Certification
X	Bid Form and Proposal	X	Asbestos & Other Hazardous Materials Certification
X	Bid Bond	X	Lead-Product(s) Certification
X	Noncollusion Declaration	_____	Roofing Project Certification
X	Designated Subcontractors List	X	Insurance Certificates and Endorsements
_____	Notice to Proceed	X	Performance Bond
X	Prevailing Wage Certification	X	Payment Bond
X	Workers' Compensation Certification	X	Specifications
X	Criminal Background Investigation Certification	_____	Plans
X	Drug-Free Workplace Certification	X	Exhibit "A" ("Scope of Work")
X	Tobacco-Free Environment Certification	_____	[Other]

6. Contractor shall not commence the Work under this Contract until the Contractor has submitted and the District has approved the performance bond, payment (labor and

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INFORMATION REQUIRED OF BIDDERS

1. INFORMATION ABOUT BIDDER

- a. Name of Bidder: Cal Coating Asphalt Inc.
b. Type of Entity: Corporation
c. Bidder Address: P.O. Box 2968
Turlock CA 95381

Facsimile Number 209-668-2104 Telephone Number 209-668-2703

- d. How many years has Bidder's organization been in business as a Contractor? 15
e. Under what other or former names has Bidder's organization operated?
Cal Coating
f. If Bidder's organization is a corporation, answer the following:

- i. Date of Incorporation: 10-01-2003
ii. State of Incorporation: California
iii. President's Name: Richard N. Keas Jr.
iv. Vice-President's Name(s): Richard N. Keas Jr.
v. Secretary's Name: Richard N. Keas Jr.
vi. Treasurer's Name: Richard N. Keas Jr.

- g. If an individual or a partnership, answer the following:

- i. Date of Organization: 10-1-2013
ii. Name and address of all partners (state whether general or limited partnership):
NA

- h. Name of Bonding Company and Name and Address of Agent:

Western Surety Company Blake A. Pfister 97201 Rectoria Real Ste 300
Mission Viejo, CA 92691

2. Where scope of Work is decreased, all Work pertaining to the item, whether specifically stated or not, shall be omitted, and where scope of Work is increased, all work pertaining to that item required to render same ready for use on the Project in accordance with intentions of the Specifications shall be included in the above agreed-upon price amount.
3. The undersigned has reviewed the Work outlined in the Contract Documents and fully understands the scope of Work required in this bid, understands the construction and project management function(s) is described in the Contract Documents, and that each Bidder who is awarded a contract shall be in fact a prime contractor, not a subcontractor, to the District, and agrees that its bid, if accepted by the District, will be the basis for the Bidder to enter into a contract with the District in accordance with the intent of the Contract Documents.

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4. The undersigned has notified the District in writing of any discrepancies or omissions or of any doubt, questions, or ambiguities about the meaning of any of the Contract Documents, and has contacted the Construction Manager before bid date to verify the issuance of any clarifying Addenda.
5. The undersigned agrees to commence work under this Contract on the date established in the Contract Documents and to complete all work within the time specified in the Contract Documents.
6. The liquidated damages clause of the General Conditions and Agreement is hereby acknowledged.
7. It is understood that the District reserves the right to reject this bid and that the bid shall remain open to acceptance and is irrevocable for a period of ninety (90) days.
8. The following documents are attached hereto:
 - Bid Bond on the District's form or other security
 - Designated Subcontractors List
 - Site-Visit Certification
 - Noncollusion Declaration
9. Receipt and acceptance of the following addenda is hereby acknowledged:

No. <u>01</u> , Dated <u>05/17/2018</u>	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____

10. Bidder acknowledges that the license required for performance of the Work is a Class C-12 and/or a Class A or B License with a subcontractor holding a C-12.
11. The undersigned hereby certifies that Bidder is able to furnish labor that can work in harmony with all other elements of labor employed or to be employed on the Work.
12. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with all requirements of the Department of Industrial Relations.
13. Bidder specifically acknowledges and understands that if it is awarded the Contract, that it shall perform the Work of the Project while complying with the Davis Bacon Act, applicable reporting requirements, and any and all other applicable requirements for federal funding. If a conflict exists, the more stringent requirement shall control.
14. The Bidder represents that it is competent, knowledgeable, and has special skills with respect to the nature, extent, and inherent conditions of the Work to be performed. Bidder further acknowledges that there are certain peculiar and inherent conditions

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existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.

15. Bidder expressly acknowledges that it is aware of such peculiar risks and that it has the skill and experience to foresee and to adopt protective measures to adequately and safely perform the Work with respect to such hazards.
16. Bidder expressly acknowledges that it is aware that if a false claim is knowingly submitted (as the terms "claim" and "knowingly" are defined in the California False Claims Act, Cal. Gov. Code, §12650 et seq.), the District will be entitled to civil remedies set forth in the California False Claim Act. It may also be considered fraud and the Contractor may be subject to criminal prosecution.
17. The undersigned Bidder certifies that it is, at the time of bidding, and shall be throughout the period of the contract, licensed by the State of California to do the type of work required under the terms of the Contract Documents and registered as a public works contractor with the Department of Industrial Relations. Bidder further certifies that it is regularly engaged in the general class and type of work called for in the Contract Documents.

Furthermore, Bidder hereby certifies to the District that all representations, certifications, and statements made by Bidder, as set forth in this bid form, are true and correct and are made under penalty of perjury.

Dated this 06 day of June 2018

Name of Bidder Cal Coating Asphalt Inc.

Type of Organization Corporation

Signed by Richard Keas Jr

Title of Signer President, Vice President, Treasurer, Secretary

Address of Bidder P.O. Box 2968 Turlock, CA 95381

Taxpayer's Identification No. of Bidder 20-3176466

Telephone Number 209-668-2703

Fax Number 209-667-2464

E-mail rich@calcoatinginc.com Web page calcoatinginc.com

Contractor's License No(s): No.: 5106100 Class: A-C32 Expiration Date: 9.30.19

No.: _____ Class: _____ Expiration Date: _____

No.: _____ Class: _____ Expiration Date: _____

Public Works Contractor Registration No.: 1000014189

If Bidder is a corporation, affix corporate seal.

Name of Corporation: Cal Coating Asphalt, Inc.

President: Richard Keas Jr.

Secretary: Richard Keas Jr.

Treasurer: Richard Keas Jr. Manager: Richard Keas Jr.

END OF DOCUMENT

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DOCUMENT 00 43 13

BID BOND

(Note: If Bidder is providing a bid bond as its bid security, Bidder must use this form, NOT a surety company form.)

KNOW ALL PERSONS BY THESE PRESENTS:

That the undersigned, as Cal Coating Asphalt, Inc. as Principal ("Principal"),
and WESTERN SURETY COMPANY as Surety ("Surety"), a
corporation organized and existing under and by virtue of the laws of the State of
and authorized to do business as a surety in the State of California, are held and firmly
bound unto the Sylvan Union School District ("District") of Stanislaus County, State of
California as Oblige, in the sum of

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

lawful money of the United States of America, for the payment of which sum well and truly
to be made, we, and each of us, bind ourselves, our heirs, executors, administrators,
successors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted a
bid to the District for all Work specifically described in the accompanying bid;

NOW, THEREFORE, If the Principal is awarded the Contract and, within the time and manner
required under the Contract Documents, after the prescribed forms are presented to
Principal for signature, enters into a written contract, in the prescribed form in accordance
with the bid, and files two bonds, one guaranteeing faithful performance and the other
guaranteeing payment for labor and materials as required by law, and meets all other
conditions to the contract between the Principal and the Oblige becoming effective, or if
the Principal shall fully reimburse and save harmless the Oblige from any damage
sustained by the Oblige through failure of the Principal to enter into the written contract
and to file the required performance and labor and material bonds, and to meet all other
conditions to the Contract between the Principal and the Oblige becoming effective, then
this obligation shall be null and void; otherwise, it shall be and remain in full force and
effect. The full payment of the sum stated above shall be due immediately if Principal fails
to execute the Contract within seven (7) days of the date of the District's Notice of Award to
Principal.

Surety, for value received, hereby stipulates and agrees that no change, extension of time,
alteration or addition to the terms of the Contract or the call for bids, or to the work to be
performed thereunder, or the specifications accompanying the same, shall in any way affect
its obligation under this bond, and it does hereby waive notice of any such change,
extension of time, alteration or addition to the terms of the Contract or the call for bids, or
to the work, or to the specifications.

In the event suit is brought upon this bond by the Oblige and judgment is recovered, the
Surety shall pay all costs incurred by the Oblige in such suit, including a reasonable
attorneys' fee to be fixed by the Court.

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**BID BOND
DOCUMENT 00 41 13-15**

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If the District awards the bid, the security of unsuccessful bidder(s) shall be returned within sixty (60) days from the time the award is made. Unless otherwise required by law, no bidder may withdraw its bid for ninety (90) days after the date of the bid opening.

IN WITNESS WHEREOF, this instrument has been duly executed by the Principal and Surety above named, on the 6th day of June, 2018.

(Affix Corporate Seal)

Cal Coating Asphalt, Inc.

Principal

By

(Affix Corporate Seal)

WESTERN SURETY COMPANY

Surety

By

BLAKE A PFISTER

Name of California Agent of Surety

27201 Puerta Real, Ste. 300, Mission Viejo, CA 92691

Address of California Agent of Surety

949-248-1543

Telephone Number of California Agent of Surety

Bidder must attach Power of Attorney and Certificate of Authority for Surety and a Notarial Acknowledgment for all Surety's signatures. The California Department of Insurance must authorize the Surety to be an admitted Surety Insurer.

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 Orange)

On June 4, 2018 before me, Lianne Nahina, Notary Public

Date Here Insert Name and Title of the Officer

personally appeared Blake A. Pfister

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/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.

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.



Place Notary Seal Above

Signature *Lianne Nahina*
Signature of Notary Public

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: Bid Bond No. 72040537 Document Date: June 6, 2018

Number of Pages: 2 Signer(s) Other Than Named Above: N/A, None

Capacity(ies) Claimed by Signer(s)

Signer's Name: Blake A. Pfister

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

Signer Is Representing: Western Surety Company

Signer's Name: -----

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

Signer Is Representing: _____

Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 72040537

Know All Men By These Presents, that WESTERN SURETY COMPANY, a corporation duly organized and existing under the laws of the State of South Dakota, and having its principal office in Sioux Falls, South Dakota (the "Company"), does by these presents make, constitute and appoint BLAKE A PFISTER

its true and lawful attorney(s)-in-fact, with full power and authority hereby conferred, to execute, acknowledge and deliver for and on its behalf as Surety, bonds for:

Principal: Cal Coating Asphalt, Inc.

Obligee: Sylvan Union School District

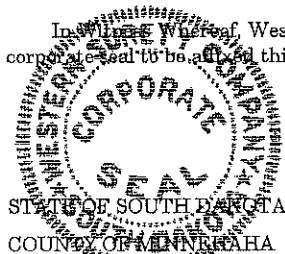
Amount: \$1,000,000.00

and to bind the Company thereby as fully and to the same extent as if such bonds were signed by the Vice President, sealed with the corporate seal of the Company and duly attested by its Secretary, hereby ratifying and confirming all that the said attorney(s)-in-fact may do within the above stated limitations. Said appointment is made under and by authority of the following bylaw of Western Surety Company which remains in full force and effect.

"Section 7. All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or agents who shall have authority to issue bonds, policies, or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

If Bond No. 72040537 is not issued on or before midnight of September 6, 2018, all authority conferred in this Power of Attorney shall expire and terminate.

In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 6th day of June, 2018.

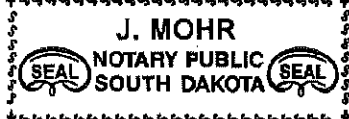


WESTERN SURETY COMPANY

Paul T. Bruflat

Paul T. Bruflat, Vice President

On this 6th day of June, in the year 2018, before me, a notary public, personally appeared Paul T. Bruflat, who being to me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of WESTERN SURETY COMPANY and acknowledged said instrument to be the voluntary act and deed of said corporation.



J. Mohr

Notary Public - South Dakota

My Commission Expires June 23, 2021

I the undersigned officer of Western Surety Company, a stock corporation of the State of South Dakota, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable, and furthermore, that Section 7 of the bylaws of the Company as set forth in the Power of Attorney is now in force.

In testimony whereof, I have hereunto set my hand and seal of Western Surety Company this 6th day of June, 2018.

WESTERN SURETY COMPANY

Paul T. Bruflat

Paul T. Bruflat, Vice President

To validate bond authenticity, go to www.cnasurety.com > Owner/Obligee Services > Validate Bond Coverage.

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DOCUMENT 00 43 36

DESIGNATED SUBCONTRACTORS LIST
(TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID)

PROJECT: Asphalt Projects – Multiple Sites

Bidder acknowledges and agrees that under Public Contract Code section 4100, et seq., it must clearly set forth below the name, location and California contractor license number of each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the Work or who will specially fabricate and install a portion of the Work according to detailed drawings contained in the plans and specifications in an amount in excess of one-half of one percent (0.5%) of Bidder's total Bid and the kind of Work that each will perform. Vendors or suppliers of materials only do not need to be listed.

Bidder acknowledges and agrees that under Public Contract Code section 4100, et seq., if Bidder fails to list as to any portion of Work, or if Bidder lists more than one subcontractor to perform the same portion of Work, Bidder must perform that portion itself or be subjected to penalty under applicable law. In case more than one subcontractor is named for the same kind of Work, state the portion of the kind of Work that each subcontractor will perform.

If alternate bids are called for and Bidder intends to use subcontractors different from or in addition to those subcontractors listed for work under the base Bid, Bidder must list subcontractors that will perform Work in an amount in excess of one half of one percent (0.5%) of Bidder's total Bid, including alternates.

If further space is required for the list of proposed subcontractors, attach additional sheets showing the required information, as indicated below.

Subcontractor Name: N/A

CA Cont. Lic. #: _____ Location: _____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: _____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: _____

Portion of Work: _____

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Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____


Subcontractor Name: _____

CA Cont. Lic. #: _____ Location: ____

Portion of Work: _____

Date: 06.06.2018

Proper Name of Bidder: Cal Coating Asphalt Inc.

Signature: 

Print Name: Richard Lucas Jr.

Title: President, Treasurer, Secretary, Vice president

END OF DOCUMENT

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14. By signing this Contract, Contractor certifies, under penalty of perjury, that all the information provided in the Contract Documents is true, complete, and correct.

ACCEPTED AND AGREED on the date indicated below:

Dated: _____, 20____

Sylvan Union School District

Signature: _____

Print Name: Yvonne Perez

Print Title: Asst. Supt. of Bus. Svcs.

Address: 605 Sylvan Avenue

Telephone: 209-574-5000

Facsimile: 209-524-2672

E-Mail: yperez@sylvan.k12.ca.us

Dated: 06/06/, 2018

Contractor: Cal Coating Asphalt Inc.

Signature: Richard Kous Sr.

Print Name: Richard Kous Sr.

Print Title: President, Secretary, Treasurer

License No.: 568100

Registration No.: 1000014189

Address: P.O. Box 2968 Turlock, CA 95381

Telephone: 209-668-2703

Facsimile: 209-667-2464

E-Mail: Rich@calcoatinginc.com

Information regarding Contractor:

Type of Business Entity:

☐ Individual

☐ Sole Proprietorship

☐ Partnership

☐ Limited Partnership

☒ Corporation, State: California

☐ Limited Liability Company

☐ Other: _____

20-3176466 :
Employer Identification and/or
Social Security Number

NOTE: Section 6041 of the Internal Revenue Code (26 U.S.C. 6041) and Section 1.6041-1 of Title 26 of the Code of Federal Regulations (26 C.F.R. 1.6041-1) requires the recipients of \$600.00 or more to furnish their taxpayer information to the payer. In order to comply with these requirements, the District requires the Contractor to furnish the information requested in this section.

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**NONCOLLUSION DECLARATION
Public Contract Code Section 7106**

TO BE EXECUTED BY CONTRACTOR AND SUBMITTED WITH CONTRACT

The undersigned declares:

I am the President, Vice President of Oal Coating Asphalt, inc
(Title) Secretary, Treasurer. (Bidder Name)
the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. 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. All statements contained in the bid are true. 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, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on this 10 day of June, 2018 at Turlock, California.
(City, State)

Proper Name of Bidder: Oal Coating Asphalt, inc
Signature: [Signature]
Print Name: Richard Keas jr.
Title: President, Vice president, Secretary, Treasurer.

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PREVAILING WAGE CERTIFICATION

I hereby certify that I will conform to the State of California Public Works Contract requirements regarding prevailing wages, benefits, on-site audits with 48-hours notice, payroll records, and apprentice and trainee employment requirements, for all Work on the above Project, including, without limitation, labor compliance monitoring and enforcement by the Department of Industrial Relations.

Date:

06-06-2018

Proper Name of Contractor:

Cal Coating Asphalt, Inc.

Signature:



Print Name:

Richard Keas - Jr.

Title:

President, Vice President, Secretary, Treasurer

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SITE VISIT CERTIFICATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID
IF SITE VISIT WAS MANDATORY

Check option that applies:

X I certify that I visited the Site of the proposed Work and became fully acquainted with the conditions relating to construction and labor. I fully understand the facilities, difficulties, and restrictions attending the execution of the Work under contract.

_____ I certify that _____ (Bidder's representative) visited the Site of the proposed Work and became fully acquainted with the conditions relating to construction and labor. The Bidder's representative fully understood the facilities, difficulties, and restrictions attending the execution of the Work under contract.

Bidder fully indemnifies the Sylvan Union School District, its Architect, its Engineer, its Construction Manager, and all of their respective officers, agents, employees, and consultants from any damage, or omissions, related to conditions that could have been identified during my visit and/or the Bidder's representative's visit to the Site.

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

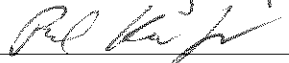
Date:

06-06-2018

Proper Name of Bidder:

Cal Coating Asphalt, Inc.

Signature:



Print Name:

Richard Keas Jr.

Title:

President, vice president, Secretary, Treasurer

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**


WORKERS' COMPENSATION CERTIFICATION

Labor Code section 3700 in relevant part provides:

Every employer except the State shall secure the payment of compensation in one or more of the following ways:

- a. By being insured against liability to pay compensation by one or more insurers duly authorized to write compensation insurance in this state.
- b. By securing from the Director of Industrial Relations a certificate of consent to self-insure, which may be given upon furnishing proof satisfactory to the Director of Industrial Relations of ability to self-insure and to pay any compensation that may become due to his employees.

I am aware of the provisions of section 3700 of the Labor Code which require every employer to be insured against liability for workers' 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.

Date: 10-06-2018
Proper Name of Contractor: Qal Coating Asphalt Inc.
Signature: 
Print Name: Richard Kears Jr.
Title: President, vice president, Treasurer, Secretary

(In accordance with Article 5 - commencing at section 1860, chapter 1, part 7, division 2 of the Labor Code, the above certificate must be signed and filed with the awarding body prior to performing any Work under this Contract.)

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

DOCUMENT 00 45 46.03

DRUG-FREE WORKPLACE CERTIFICATION

PROJECT/CONTRACT NO.: Asphalt Projects – Multiple Sites, 2017-18 #7 between Sylvan Union School District ("District") and Cal Coating Asphalt, Inc.
_____ ("Contractor" or "Bidder") ("Contract" or "Project").

This Drug-Free Workplace Certification form is required from the successful Bidder pursuant to Government Code section 8350 et seq., the Drug-Free Workplace Act of 1990. The Drug-Free Workplace Act of 1990 requires that every person or organization awarded a contract or grant for the procurement of any property or service from any state agency must certify that it will provide a drug-free workplace by doing certain specified acts. In addition, the Act provides that each contract or grant awarded by a state agency may be subject to suspension of payments or termination of the contract or grant, and the contractor or grantee may be subject to debarment from future contracting, if the contracting agency determines that specified acts have occurred.

The District is not a "state agency" as defined in the applicable section(s) of the Government Code, but the District is a local agency and public school district under California law and requires all contractors on District projects to comply with the provisions and requirements of Government Code section 8350 et seq., the Drug-Free Workplace Act of 1990.

Contractor shall certify that it will provide a drug-free workplace by doing all of the following:

- a. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensation, possession, or use of a controlled substance is prohibited in the person's or organization's workplace and specifying actions which will be taken against employees for violations of the prohibition.
- b. Establishing a drug-free awareness program to inform employees about all of the following:
 - (1) The dangers of drug abuse in the workplace.
 - (2) The person's or organization's policy of maintaining a drug-free workplace.
 - (3) The availability of drug counseling, rehabilitation, and employee-assistance programs.
 - (4) The penalties that may be imposed upon employees for drug abuse violations.
- c. Requiring that each employee engaged in the performance of the contract or grant be given a copy of the statement required above, and that, as a condition of employment on the contract or grant, the employee agrees to abide by the terms of the statement.

I, the undersigned, agree to fulfill the terms and requirements of Government Code section 8355 listed above and will publish a statement notifying employees concerning (a) the prohibition of controlled substance at the workplace, (b) establishing a drug-free awareness program, and (c) requiring that each employee engaged in the performance of the Contract

SYLVAN UNION SCHOOL DISTRICT

**DRUG FREE WORKPLACE CERTIFICATION
DOCUMENT -37**

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

be given a copy of the statement required by section 8355(a), and requiring that the employee agree to abide by the terms of that statement.

I also understand that if the District determines that I have either (a) made a false certification herein, or (b) violated this certification by failing to carry out the requirements of section 8355, that the Contract awarded herein is subject to termination, suspension of payments, or both. I further understand that, should I violate the terms of the Drug-Free Workplace Act of 1990, I may be subject to debarment in accordance with the requirements of the aforementioned Act.

I acknowledge that I am aware of the provisions of Government Code section 8350 et seq. and hereby certify that I will adhere to the requirements of the Drug-Free Workplace Act of 1990.

Date: 06-06-2018

Proper Name of Contractor: Cal Coating Asphalt, inc.

Signature: 

Print Name: Richard Keas JR.

Title: President, vice president, Secretary, Treasurer

END OF DOCUMENT

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

DOCUMENT 00 45 46.04

TOBACCO-FREE ENVIRONMENT CERTIFICATION

PROJECT/CONTRACT NO.: Asphalt Projects - Multiple Sites, 2017-18 #7 between Sylvan Union School District ("District") and Cal Coating Asphalt inc.
_____ ("Contractor" or "Bidder") ("Contract" or "Project").

This Tobacco-Free Environment Certification form is required from the successful Bidder.

Pursuant to, without limitation, 20 U.S.C section 6083, Labor Code section 6400 et seq., Health & Safety Code section 104350 et seq. and District Board Policies, all District sites, including the Project site, are tobacco-free environments. Smoking and the use of tobacco products by all persons is prohibited on or in District property. District property includes school buildings, school grounds, school owned vehicles and vehicles owned by others while on District property.

I acknowledge that I am aware of the District's policy regarding tobacco-free environments at District sites, including the Project site and hereby certify that I will adhere to the requirements of that policy and not permit any of my firm's employees, agents, subcontractors, or my firm's subcontractors' employees or agents to use tobacco and/or smoke on the Project site.

Date: 06-06-2018

Proper Name of Contractor: Cal Coating Asphalt, inc.

Signature: 

Print Name: Richard Keas Jr.

Title: President, Vice President, Secretary, Treasurer

END OF DOCUMENT

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

DOCUMENT 00 45 46.07

IMPORTED MATERIALS CERTIFICATION

PROJECT/CONTRACT NO.: Asphalt Projects - Multiple Sites, 2017-18 #7 between Sylvan Union School District ("District") and Cal Coating Asphalt Inc.
_____ ("Contractor" or "Bidder") ("Contract" or "Project").

This form shall be executed by all entities that, in any way, provide or deliver and/or supply any soils, aggregate, or related materials ("Fill") to the Project Site and shall be provided to the District at least ten (10) days before delivery. All Fill shall satisfy all requirements of any environmental review of the Project performed pursuant to the statutes and guidelines of the California Environmental Quality Act, section 21000 et seq. of the Public Resources Code ("CEQA"), and all requirements of section 17210 et seq. of the Education Code, including requirements for a Phase I environmental assessment acceptable to the State of California Department of Education and Department of Toxic Substances Control.

Certification of: ☐ Delivery Firm/Transporter ☐ Supplier ☐ Manufacturer
☐ Wholesaler ☐ Broker ☐ Retailer
☐ Distributor ☒ Other Contractor

Type of Entity ☒ Corporation ☐ General Partnership
☐ Limited Partnership ☐ Limited Liability Company
☐ Sole Proprietorship ☐ Other _____

Name of firm ("Firm"): Cal Coating Asphalt Inc.

Mailing address: P.O. Box 2968 Turlock, CA. 95381

Addresses of branch office used for this Project: NA

If subsidiary, name and address of parent company: NA

By my signature below, I hereby certify that I am aware of section 25260 of the Health and Safety Code and the sections referenced therein regarding the definition of hazardous material. I further certify on behalf of the Firm that all soils, aggregates, or related materials provided, delivered, and/or supplied or that will be provided, delivered, and/or supplied by this Firm to the Project Site are free of any and all hazardous material as defined in section 25260 of the Health and Safety Code. I further certify that I am authorized to make this certification on behalf of the Firm.

Date: June 6, 2018

Proper Name of Firm: Cal Coating Asphalt Inc.

Signature: [Signature]

Print Name: Richard Kew Jr.

Title: President, Secretary, Treasurer

END OF DOCUMENT

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

CRIMINAL BACKGROUND INVESTIGATION CERTIFICATION

The undersigned does hereby certify to the governing board of the District as follows:

- That I am a representative of the Contractor under contract with the District;
- That I am familiar with the facts herein certified; and
- That I am authorized and qualified to execute this certificate on behalf of Contractor.

Contractor certifies that it has taken at least one of the following actions with respect to the construction Project that is the subject of the Contract (check all that applies):

- ☐ The Contractor has complied with the fingerprinting requirements of Education Code section 45125.1 with respect to all Contractor's employees and all of its Subcontractors' employees who may have contact with District pupils in the course of providing services pursuant to the Contract, and the California Department of Justice has determined that none of those employees has been convicted of a felony, as that term is defined in Education Code section 45122.1. A complete and accurate list of Contractor's employees and of all of its subcontractors' employees who may come in contact with District pupils during the course and scope of the Contract is attached hereto; and/or
- ☐ Pursuant to Education Code section 45125.2, Contractor has installed or will install, prior to commencement of Work, a physical barrier at the Work Site, that will limit contact between Contractor's employees and District pupils at all times; and/or
- ☒ Pursuant to Education Code section 45125.2, Contractor certifies that all employees will be under the continual supervision of, and monitored by, an employee of the Contractor who the California Department of Justice has ascertained has not been convicted of a violent or serious felony. The name and title of the employee who will be supervising Contractor's employees and its subcontractors' employees is

Name: Richard Kew Jr

Title: President, Secretary, Treasurer

- ☐ The Work on the Contract is at an unoccupied school site and no employee and/or subcontractor or supplier of any tier of Contract shall come in contact with the District pupils.

Contractor's responsibility for background clearance extends to all of its employees, Subcontractors, and employees of Subcontractors coming into contact with District pupils regardless of whether they are designated as employees or acting as independent contractors of the Contractor.

Date: 06-06-2018

Name of Contractor: Cal Coating Asphalt Inc.

Signature: 

Print Name: Richard Kew Jr.

Title: President, Vice President, Secretary, Treasurer.

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

I. ASBESTOS & OTHER HAZARDOUS MATERIALS CERTIFICATION

Contractor hereby certifies that no Asbestos, or Asbestos-Containing Materials, polychlorinated biphenyl (PCB), or any material listed by the federal or state Environmental Protection Agency or federal or state health agencies as a hazardous material, or any other material defined as being hazardous under federal or state laws, rules, or regulations "New Material Hazardous", shall be furnished, installed, or incorporated in any way into the Project or in any tools, devices, clothing, or equipment used to affect any portion of Contractor's work on the Project for District.


Contractor further certifies that it has instructed its employees with respect to the above-mentioned standards, hazards, risks, and liabilities.

Asbestos and/or asbestos-containing material shall be defined as all items containing but not limited to chrysotile, crocidolite, amosite, anthophyllite, tremolite, and actinolite. Any or all material containing greater than one-tenth of one percent (.1%) asbestos shall be defined as asbestos-containing material.

Any disputes involving the question of whether or not material is New Hazardous Material shall be settled by electron microscopy or other appropriate and recognized testing procedure, at the District's determination. The costs of any such tests shall be paid by Contractor if the material is found to be New Hazardous Material.

All Work or materials found to be New Hazardous Material or Work or material installed with "New Hazardous Material" containing equipment will be immediately rejected and this Work will be removed at Contractor's expense at no additional cost to the District.

Contractor has read and understood the document Hazardous Materials Procedures & Requirements, and shall comply with all the provisions outlined therein.

Date: 06-06-2018
Name of Contractor: Cal Coating Asphalt, Inc.
Signature: 
Print Name: Richard Keas Jr.
Title: President, vice president, Secretary, Treasurer

**SYLVAN UNION SCHOOL DISTRICT
ASPHALT PROJECTS- MULTIPLE SITES, BID NO: 2017-18 #7**

LEAD-PRODUCT(S) CERTIFICATION

California Occupational Safety and Health Administration (CalOSHA), Environmental Protection Agency (EPA), California Department of Health Services (DHS), California Department of Education (CDE), and the Consumer Product Safety Commission (CPSC) regulate lead-containing paint and lead products.

Because the Contractor and its employees will be providing services for the District, and because the Contractor's work may disturb lead-containing building materials, **CONTRACTOR IS HEREBY NOTIFIED** of the potential presence of lead-containing materials located within certain buildings utilized by the District. All school buildings built prior to 1993 are presumed to contain some lead-based paint until sampling proves otherwise.

The CDE mandates that school districts utilize DHS lead-certified personnel when a lead-based hazard is identified. Examples of lead-certified personnel include: project designers, inspectors, and abatement workers. Furthermore, since it is assumed by the district that all painted surfaces (interior as well as exterior) within the District contain some level of lead, it is imperative that the Contractor, its workers and subcontractors fully and adequately comply with all applicable laws, rules and regulations governing lead-based materials (**Including Title 8, California Code of Regulations, Section 1532.1**). Any and all Work which may result in the disturbance of lead-containing building materials must be coordinated through the District.

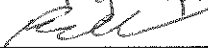
The California Education Code also prohibits the use or import of lead-containing paint, lead plumbing and solders, or other potential sources of lead contamination in the construction of any new school facility or in the modernization or renovation of any existing school facility. The Contractor shall provide the District with any sample results prior to beginning Work, during the Work, and after the completion of the Work. The District may request to examine, prior to the commencement of the Work, the lead training records of each employee of the Contractor.

All contractors who disturb lead-based paint in a six-square-foot area or greater indoors or a 20-square-foot area outdoors shall comply with the Renovation, Repair and Painting Rule, shall receive training from a U.S. EPA-accredited training provider, and shall be certified by the U.S. EPA. Contractor, its workers and subcontractors must fully and adequately comply with all applicable laws, rules and regulations governing lead-based materials, including those rules and regulations appearing within title 40 of the Code of Federal Regulations as part 745 (40 CFR 745).

If failure to comply with these laws, rules, and regulations results in a site or worker contamination, the Contractor will be held solely responsible for all costs involved in any required corrective actions, and shall defend, indemnify and hold harmless the District, pursuant to the indemnification provisions of the Contract, for all damages and other claims arising therefrom. If lead disturbance is anticipated in the Work, only persons with appropriate accreditation, registrations, licenses and training shall conduct this Work.

It shall be the responsibility of the Contractor to properly dispose of any and all waste products, including but not limited to, paint chips, any collected residue, or any other visual material that may occur from the prepping of any painted surface. It will be the responsibility of the Contractor to provide the proper disposal of any hazardous waste by a certified hazardous waste hauler. This company shall be registered with the Department of Transportation (DOT) and shall be able to issue a current manifest number upon transporting any hazardous material from any school site within the District.

THE UNDERSIGNED HEREBY ACKNOWLEDGES, UNDER PENALTY OF PERJURY, THAT HE OR SHE HAS RECEIVED NOTIFICATION OF POTENTIAL LEAD-BASED MATERIALS ON THE OWNER'S PROPERTY, AS WELL AS THE EXISTENCE OF APPLICABLE LAWS, RULES AND REGULATIONS GOVERNING WORK WITH, AND DISPOSAL OF, SUCH MATERIALS WITH WHICH IT MUST COMPLY. THE UNDERSIGNED ALSO WARRANTS THAT HE OR SHE HAS THE AUTHORITY TO SIGN ON BEHALF OF AND BIND THE CONTRACTOR.

Date: 06-06-2018
Name of Contractor: Cal Coating Asphalt Inc
Signature: 
Print Name: Richard Keris Jr.
Title: President, Vice President, Secretary, Treasurer