

**SYLVAN UNION SCHOOL DISTRICT
FLOORING PROJECTS – MULTIPLE SITES, BID NO: 2017-18 #8**

DOCUMENT 00 41 13

BID FORM AND PROPOSAL

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

From: Shelton Lee Flooring Specialties, 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 #8**

PROJECT: **Flooring Projects – Multiple Sites**

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

Stockard Coffee Elementary School

<u>Twelve thousand three hundred one</u> dollars	\$ <u>12,301.⁰⁰</u>
BASE BID IN WRITTEN FORM	IN NUMBERS

Standiford Elementary School

<u>Six thousand seven hundred seventy four</u> dollars	\$ <u>6,774.⁰⁰</u>
BASE BID IN WRITTEN FORM	IN NUMBERS

BASE BID IN WRITTEN FORM Nineteen thousand seven hundred and 75 cents **TOTAL BIDS** \$ 19,075.⁰⁰

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):

SCHEDULE OF UNIT PRICES [LIST IN TABLE]

Item No.	Description	Unit of Measure	Unit Price
1.	Stockard Coffee – vinyl flooring	SF <u>549.⁰⁰</u>	\$ <u>12.34</u>
2.	Standiford – carpet	SF <u>1,902.⁰⁰</u>	\$ <u>6.47</u>

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INFORMATION REQUIRED OF BIDDERS

1. INFORMATION ABOUT BIDDER

- a. Name of Bidder: Shelton Lee Flooring Specialties, Inc.
- b. Type of Entity: Corporation
- c. Bidder Address: 5170 Perfection Dr, #1
Modesto, CA 95356

Facsimile Number 209.491.0311 Telephone Number 209.491.0310

- d. How many years has Bidder's organization been in business as a Contractor? 24 yrs
- e. Under what other or former names has Bidder's organization operated?
N/A
- f. If Bidder's organization is a corporation, answer the following:

- i. Date of Incorporation: 7/01/1994
- ii. State of Incorporation: CA
- iii. President's Name: Brian A. Shelton
- iv. Vice-President's Name(s): Tom O. Matthews
- v. Secretary's Name: John C. Butler
- vi. Treasurer's Name: Tom O. Matthews

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

- i. Date of Organization: N/A
- ii. Name and address of all partners (state whether general or limited partnership): N/A

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

CNA Surety Toste Ins. Services 3501 Coffee Rd, Ste 1A
Modesto, CA 95354

- 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.
- 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

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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: *N/A**

No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____
No. _____, Dated _____	No. _____, Dated _____

** NONE ISSUED*

10. Bidder acknowledges that the license required for performance of the Work is a Class C-15.
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 existent in the construction of the Work that may create, during the Work, unusual or peculiar unsafe conditions hazardous to persons and property.

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DOCUMENT 00 43 36

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

PROJECT: **Flooring Project – Multiple Sites, Bid No: 2017-18 #8**

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: Steve Caporgno
CA Cont. Lic. #: 850302 Location: Modesto
Portion of Work: Flooring Installation

Subcontractor Name: Rigo's Flooring
CA Cont. Lic. #: 847552 Location: Turlock
Portion of Work: Flooring Installation

Subcontractor Name: Jay Oldson
CA Cont. Lic. #: 883182 Location: Turlock
Portion of Work: Flooring Installation

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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: 6/5/2018

Proper Name of Bidder: Shelton Lee Flooring Specialties, Inc.

Signature: [Handwritten Signature]

Print Name: J.C. Matthews

Title: V.P.

END OF DOCUMENT

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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 V.P. of She Hong Lee Flooring Specialties, Inc.
(Title) (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 6th day of June, 2018 at Modesto CA.
(City, State)

Proper Name of Bidder: She Hong Lee Flooring Specialties, Inc.
Signature: [Handwritten Signature]
Print Name: T.C. Mathews
Title: V.P.

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BID BOND

Bond #72040282

(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 Shelton Lee Flooring Specialties, 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 California, 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 Obligee, in the sum of

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

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 Obligee becoming effective, or if the Principal shall fully reimburse and save harmless the Obligee from any damage sustained by the Obligee 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 Obligee 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 Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorneys' fee to be fixed by the Court.

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**BID BOND
DOCUMENT 00 41 13-14**

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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)



(Affix Corporate Seal)

Shelton Lee Flooring Specialties, Inc
Principal

By _____

WESTERN SURETY COMPANY
Surety

Linda R. Toste
By Linda Rae Toste, Attorney-in-Fact

TOSTE INSURANCE SERVICES, INC.
Name of California Agent of Surety

1501 F Street, Modesto, CA 95354
Address of California Agent of Surety

209-338-3585
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.

Western Surety Company

POWER OF ATTORNEY - CERTIFIED COPY

Bond No. 72040282

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 Linda Rae Toste

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: Shelton Lee Flooring Specialties, Inc

Obligee: Sylvan Union School District

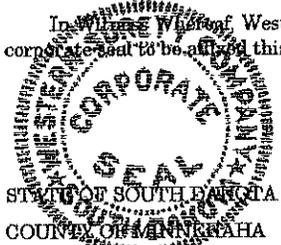
Amount: \$1,000,000.00

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. 72040282 is not issued on or before midnight of September 6, 2018, all authority conferred in this Power of Attorney shall expire and terminate.

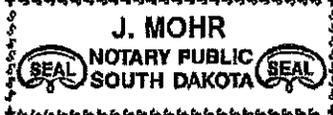
In Witness Whereof, Western Surety Company has caused these presents to be signed by its Vice President, Paul T. Bruflat, and its corporate seal to be affixed this 6th day of June, 2018.



WESTERN SURETY COMPANY
Paul T. Bruflat
Paul T. Bruflat, Vice President

STATES OF SOUTH DAKOTA }
COUNTY OF MINNEHAHA } ss

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.enasurety.com > Owner/Obligee Services > Validate Bond Coverage.

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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:

_____ 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 John C. Butler (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: 6/6/18
Proper Name of Bidder: Sheldon Lee Flooring Specialties, Inc.
Signature: [Signature]
Print Name: J.C. Matthews
Title: V.P.