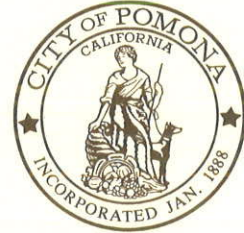


THE CITY OF
POMONA

Public Works Department



August 24, 2016

TO: All Bidders

RE: ADDENDUM NO. 2 FOR 1577 W. 2nd STREET – RESERVOIR SITE SECURITY UPGRADE, “WATER FACILITIES AND SECURITY UPGRADES”, PROJECT NO. 595-95069

PROPOSALS DUE SEPTEMBER 8, 2016 AT 11:00 AM

The attached Addendum (18 pages) provides standard documents for the Bidders use for their submittal.

1577 W. 2nd STREET – RESERVOIR SITE SECURITY UPGRADE, “WATER FACILITIES AND SECURITY UPGRADES”, PROJECT NO. 595-95069

Please incorporate the revision in your proposal document and return the acknowledgment of the Addendum 2. Failure to acknowledge receipt of this Addendum may result in rejection of your bid.

Sincerely,

A handwritten signature in blue ink, appearing to read "Nichole Horton", is written over a light blue horizontal line.

Nichole Horton, PE
Senior Water Resources Engineer

Attachment

cc: File

ADDENDUM NO. 2

**CITY OF POMONA
WATER/WASTEWATER OPERATIONS DEPARTMENT**

The following shall be considered and integrated as part of the proposal for:

**1577 W. 2nd Street – Reservoir Site Security Upgrade,
“Water Facilities and Security Upgrades” Project No. 595-95069**

The attached 17 pages incorporates the standard forms used by bidders for this project. Submit this document along with all bond and insurance information to the City Clerk’s office on September 8, 2016.

*****END ADDENDUM NO. 2 *****

BIDDER'S PROPOSAL

PROPOSAL FORM

FIRM NAME _____

ADDRESS _____

TELEPHONE _____

FAX NUMBER _____

FOR

**1577 W. 2ND STREET – RESERVOIR SITE SECURITY UPGRADE
“WATER FACILITIES AND SECURITY UPGRADES” PROJECT NO. 595-95069**

FOR

CITY OF POMONA

POMONA, CALIFORNIA

(One copy shall be filled in and submitted as the
bid; the other shall be the bidder's file copy.)

**PROPOSAL
FOR
1577 W. 2ND STREET – RESERVOIR SITE SECURITY UPGRADE
“WATER FACILITIES AND SECURITY UPGRADES” PROJECT NO. 595-95069**

**TO THE HONORABLE MAYOR AND
CITY COUNCIL OF THE CITY OF POMONA**

The undersigned hereby proposes and agrees to perform all the work and improvements therein described, and to furnish all labor, materials, equipment and incident insurance necessary for a 12 gauge wrought iron fence/gate with 12 gauge posts to be installed at a City reservoir site. The site is 1577 W. 2nd Street within the City of Pomona. The 96" 12 gauge wrought iron fence shall be installed across the entire frontage of 2nd Street, the northern and eastern boundaries of the subject property. There is an existing wrought iron fence that must be connected to at the western boundary of the site. Reference the attached site drawing. The undersigned agrees to perform the work and improvements therein mentioned to the satisfaction of and under the supervision of the City of Pomona. No aluminum fence proposal will be accepted.

Each line item bid shall contain all costs and expenses for the work described in the same numbered bid item.

ITEM	DESCRIPTION	QUANTITY	UNIT	PRICE	TOTAL PRICE
1	MOBILIZATION, DEMOBILIZATION, AND PERMITS	1	LS	\$	\$
2	EXISTING FENCE DEMOLITION AND DISPOSAL	1	LS	\$	\$
3	96" 12 GA WROUGHT IRON FENCE WITH CURVED PRESSED POINT PICKETS - INCLUDING 12 GA POSTS & FRAME	650	LF	\$	\$
4	POWDER COAT	1	LS	\$	\$
5	96" X 120" 12 GA SWINGING GATES - INCLUDING 12 GA POSTS FRAME & UPRIGHTS	2	EA	\$	\$
6	LOCKING CLOSURE AND LOCK FITTINGS	1	EA	\$	\$
7	INSTALLATION	1	LS	\$	\$
8	CEMENT & CONCRETE	1	LS	\$	\$
9	CORE DRILLING FOR POSTS	1	LS	\$	\$

TOTAL ESTIMATE AMOUNT: \$ _____

PROPOSAL BID SECURITY

BIDDER'S GUARANTY: Attached is bidder's bond, certified check or Cashier's Check No. _____ of the _____ Bank, for \$ _____ payable to the **City Clerk of the City of Pomona, California**, which is not less than ten percent (10%) of this bid, and which is given as a guarantee that the undersigned will enter into the contract, if awarded to the undersigned. The undersigned further agrees that in case of default in executing the required contract with the necessary bonds and submittals, within the time limits specified, said bond or check and the money payable therein shall be forfeited to and become the property of the City of Pomona, California.

The Council of the City of Pomona reserves the right to reject any and all bids.

The undersigned further agrees, in case of award, to execute the contract and provide all submittals required for the within described work and improvements, within **fifteen (15) calendar days** after written notice of the award of the contract. All work to be done under this contract shall be completed within _____, beginning on the date stipulated in the written Notice to Proceed issued by the City Engineer.

The bid is submitted in response to Notice Inviting Sealed Bids attached hereto, and pursuant to all of the proceedings of the Council of the City of Pomona heretofore had and taken to date.

The undersigned hereby certifies that he/she has received addenda number(s) ____, ____, ____, ____, ____, and that this bid includes the cost of all additional work specified thereon.

The names of all persons, firms and corporations interested in the foregoing Proposal as principals are as follows:

The undersigned shall satisfy the Council of the City of Pomona of their ability, experience, qualifications, and resources to perform the contract for the proposed work and improvements in accordance with the requirements of the Contract Documents.

Dated _____

Signature of Bidder

DESIGNATION OF SUBCONTRACTORS

In compliance with the Subletting and Subcontracting Fair Practices Act of the Public Contract Code of the State of California, each bidder shall provide: (a) the name and the location of the place of business and (b) the work to be performed by each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price. Notwithstanding the foregoing, if the work involves streets and highways, then the Contractor shall list each subcontractor who will perform work or labor or render service to Contractor in or about the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price or \$10,000, whichever is greater. No additional time shall be granted to provide the below requested information.

If no subcontractor is specified, for a portion of the work, or if more than one subcontractor is specified for the same portion of Work, to be performed under the Contract in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price or \$10,000, whichever is greater if the work involves streets or highways, then the Contractor shall be deemed to have agreed that it is fully qualified to perform that Work, and that it shall perform that portion itself.

Work To Be Performed:	Subcontractor	Location of Business	% of the Work

The total percentage of the work performed by all subcontractors shall not exceed fifty percent (50%) of the total bid amount.

Name of Bidder _____
 Signature _____
 Name and Title _____
 Date _____

BID BOND

KNOW ALL MEN BY THESE PRESENTS, THAT WE _____ as **PRINCIPAL**, and _____ as **SURETY**, are held and firmly bound unto the **CITY OF POMONA, CALIFORNIA**, hereinafter referred to as the "**City**", in the sum of ten percent (10%) of the total amount of the bid of the Principal above named, submitted by said Principal to said City, for the work described below, for payment of which sum in lawful money of the United States of America, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

In no case shall the liability of the surety hereunder exceed the sum of \$ _____.

THE CONDITIONS OF THIS OBLIGATION ARE SUCH, that whereas, said Principal has submitted the same mentioned bid to said City, for construction of work under the City's specification entitled "**1577 W. 2ND STREET – RESERVOIR SITE SECURITY UPGRADE “WATER FACILITIES AND SECURITY UPGRADES” PROJECT NO. 595-95069**", for which bids are to be opened in the City Engineer's office, City Hall of said City at _____.

NOW, THEREFORE, if said Principal is awarded the contract, and within the time and manner required under the heading "**Instructions to Bidders**", after the prescribed forms are presented to him for signature, enters into a written contract, in the form of agreement bound herein, in accordance with the bid, submits and obtains City approval of required submittals, and files the two (2) bonds with said City, one to guarantee faithful performance and the other to guarantee payment for labor and materials, then this obligation shall be null and void; otherwise, it shall be and remain in full force and effect.

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

IN WITNESS WHEREOF, we have hereunto set our hands and seals this _____ day of _____, 20__.

Principal

Surety

By:_____

(SEAL)

BID BOND

ACKNOWLEDGMENT OF SURETY

STATE OF _____)
COUNTY OF _____)ss.

On this _____ day of _____, **20**____, **A.D.**, _____ personally
appeared before me, a

(Notary Public, Judge or Other Officer)

in and for _____ **County, State of** _____ known to me to
be the _____ of the corporation that executed the foregoing
instrument and, upon oath, did depose that he is the officer of said corporation as above designated; that
he is acquainted with the seal of said corporation and the seal affixed to said instrument is the corporate
seal of said corporation; that the signatures to said instrument were made by officers of said corporation
as indicated after said signatures; and that the said corporation executed the said instrument freely and
voluntarily and for the uses and purposes therein mentioned.

(Notary Public, Judge or Other Officer)

INFORMATION REQUIRED OF BIDDERS

CONTRACTOR LICENSE AFFIDAVIT
(To Be Executed By Bidder and Submitted With Bid)

STATE OF _____)
COUNTY OF _____) ss.

_____, being first duly sworn, deposes
NAME

and says that he or she is _____
TITLE

of _____, the party
NAME OF FIRM

making the foregoing bid, is a licensed Contractor, or a duly authorized partner of a Joint Venture which holds a license as a Partnership, or is a duly authorized principle and/or representative of a Corporation which holds a license as a Corporation and that he or she understands that the information shown below shall be included with the bid, and understands that any bid not containing this information, or if this information is subsequently proven to be false, shall be considered non-responsive and shall be rejected by the City of Pomona.

Contractor's State License Number and Classification

License Expiration Date

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

_____, _____
City and County State

on _____,
Date

NOTARY TO AFFIX
SEAL AND

CERTIFICATE OF
ACKNOWLEDGMENT

Signature

State License Number and Classification

Street Address

City State Zip

Telephone Number: _____

NONCOLLUSION AFFIDAVIT

(To Be Executed By Bidder and Submitted With Bid)

State of _____)
County of _____) ss.

_____, being first duly sworn, deposes and says that he or she is _____ of _____ the party making the foregoing bid; that the bid is not made in the interest of or on behalf of any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid; 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.

Signature of Bidder

Subscribed and sworn to before me this
_____ day of _____, 20____.

NOTARY TO AFFIX
SEAL AND CERTIFICATE OF
ACKNOWLEDGMENT

RESOLUTION OF CONSTRUCTION CLAIMS

(To Be Executed By Bidder and Submitted With Bid)

In all Public Works claims which may arise between the Contractor and the City of Pomona which do not exceed the sum of three hundred seventy-five thousand dollars (\$375,000), the requirements of California Public Contract Code, Sections 20104 through 20104.8, inclusive, shall apply. Said Code Sections shall apply for the purpose of filing claims and civil actions for claims as defined in Section 20104 of the Public Contract Code.

The bidder's signature is required to verify he/she has reviewed the Code Sections.

(Signature of Bidder)

Dated

INFORMATION REQUIRED OF BIDDERS
The bidder is required to supply the following information.

(Additional sheets may be attached if necessary.)

- (1) Address:
- (2) Telephone:
- (3) Type of Firm:
Individual, Partnership, or Corporation
- (4) Corporation organized under the laws of the State of:
- (5) Is 51% or more of the business owned by: American Indian (), Asian (), Black (), Hispanic (), Female (), Other (Specify) _____.
- (6) List the names and addresses of all members of the firm or names and titles of all officers of the corporation.
- (7) Number of years experience as a Contractor in construction work.

(8) List of all projects completed within last three years:

If you do not have enough space in a box, keep moving to the next lower box until all information in that column is completed. When finished with all information for a project, skip a row of boxes and start the next project in the left column.

<u>Original Bid Contract Amount</u>	<u>Class (Type) of Work</u>	<u>Date Completed</u>	<u>Describe any Claims, Mediation, Arbitration or lawsuits, amount and results</u>	<u>Amount and Type of Change Orders</u>	<u>Name, Contact, Address and Telephone of Owner</u>

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Contractor's failure to provide a complete list will result in automatic disqualification.

(9) List the name of the person(s) who inspected the site of the proposed work for your firm:

Name _____ Date of Inspection: _____

(10) The Contractor shall furnish the following information concerning bid depository or registry services used in obtaining Subcontractor bid figures for this Proposal. Additional sheets may be attached if necessary.

1. Were bid depository or registry services use in obtaining Subcontractor bid figures in order to compute your bid?

Yes () No ()

2. If the answer to No. 1 is "yes", forward a copy of the rules of each bid depository you used in the preparation of this Proposal.

3. Did you have any source of Subcontractors' bids other than bid depositories?

Yes () No ()

4. Has any person or group threatened you with Subcontractor boycotts, union boycotts or other sanctions to attempt to convince you to use the services or abide by the rules of one or more bid depositories? Yes () No ()

5. If the answer to No. 4 is "yes", please explain the following details:

(a) Date:

(b) Name of person or group:

(c) Job involved (if applicable):

(d) Nature of threats:

(e) Additional comments:

(TO ACCOMPANY PROPOSAL)

The bidder shall complete, under penalty of perjury, the following questionnaire:

QUESTIONNAIRE

Has the bidder, any officer of the bidder, or any employee of the bidder who has a proprietary interest in the bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a Federal, State, or local government project because of a violation of law or a safety regulation?

Yes _____ No _____

If the answer is yes, explain the circumstances in the following space:

I declare under penalty perjury of the laws of the State of California that the information contained in this Questionnaire is true and correct to the best of my knowledge, and that this declaration was executed on _____, at _____, California.

_____ (printed name)

PLEASE FILL OUT ACKNOWLEDGMENT AND RETURN THE RECEIPT EITHER BY
FAX TO 909-620-6702 OR EMAIL TO NICHOLE_HORTON@CI.POMONA.CA.US

CONFIRMATION OF RECEIPT OF ADDENDUM

PROJECT: ADDENDUM NO. 2 FOR 1577 W. 2nd STREET – RESERVOIR SITE
SECURITY UPGRADE, “WATER FACILITIES AND SECURITY
UPGRADES”, PROJECT NO. 595-95069

TO: All Bidders

RE: Receipt of Addendum

This is to verify receipt of Addendum No. 2, for the 1577 W. 2nd Street – Reservoir Site
Security Upgrade, “Water Facilities and Security Upgrades, Project No. 595-95069”
project. By signing this document, you acknowledge receipt of addenda.

We appreciate your cooperation and consideration of a bid submittal for this project.

Nichole Horton, P.E.
Senior Water Resources Engineer

RETURN TO Nichole Horton, Project Manager

ACKNOWLEDGMENT

I have read the above request from the City of Pomona and by signing, I hereby
acknowledge receipt of Addendum No. 2, for the 1577 W. 2nd Street – Reservoir Site
Security Upgrade, “Water Facilities and Security Upgrades, Project No. 595-95069”
project.

Total pages: 18 (excluding the confirmation sheet).

By: _____
Title: _____
Company: _____
Date received _____

PLEASE FILL OUT ACKNOWLEDGMENT AND RETURN THE RECEIPT EITHER BY
FAX TO 909-620-6702 OR EMAIL TO NICHOLE_HORTON@CI.POMONA.CA.US