

SECTION 2 – CONTRACTOR'S PROPOSAL

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CONTRACTOR'S NAME: FS Contractors, Inc.

THE HONORABLE MAYOR AND CITY COUNCIL
CITY OF GARDEN GROVE
11222 ACACIA PARKWAY
GARDEN GROVE, CALIFORNIA 92842

SUBJECT PROJECT: **BICYCLE AND PEDESTRIAN TRAIL LANDSCAPE AND IRRIGATION PROJECT – ALONG O.C.T.A (FORMER P.E.) R.O.W. FROM BROOKHURST STREET TO NELSON STREET CITY PROJECT NO. 176-01, DRAWING NO. A-1920**

Gentlemen:

The undersigned, having carefully examined the Plans and Specifications for the above subject project and having personally visited the site of the work and been made familiar with the conditions, HEREBY PROPOSE to furnish all labor, materials, equipment and transportation, and do all the work required to complete the said work in accordance with the said Plans and Specifications for the unit prices named in the following bid proposal:

BID PROPOSAL

ITEM	APPROX. QUANTITY	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
1.	1 LS	Mobilization including Clearing and Grubbing <u>Ten Thousand</u> Per Lump Sum	\$ <u>10,000</u>	\$ <u>10,000</u>
2.	1 LS	Construction Surveying <u>Two Thousand</u> Per Lump Sum	\$ <u>2,000</u>	\$ <u>2,000</u>
3.	1 LS	SWPPP – BMPs <u>Three thousand</u> Per Lump Sum	\$ <u>3,000</u>	\$ <u>3,000</u>
4.	1 LS	Project Site/Staging Enclosure – Secured 6' Temporary Construction Chain-Linked Fence All Opening for all four (4) Segments <u>Three Thousand</u> Per Lump Sum	\$ <u>3,000</u>	\$ <u>3,000</u>
5.	4 EA	Furnish and Install Solar Panels to power Irrigation System <u>Twelve Thousand</u> Per Each	\$ <u>12,000</u>	\$ <u>48,000</u>

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ITEM	APPROX. QUANTITY	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
6.	4 EA	Furnish and Install Calsense Controller with Concrete Pedestal <u>Eight Thousand</u> Per Each	\$ <u>8,000</u>	\$ <u>32,000</u>
7.	4 EA	Furnish and Install Backflow with secured Enclosure 1.5" <u>Three Thousand, five hundred</u> Per Each	\$ <u>3,500</u>	\$ <u>14,000</u>
8.	4 EA	Furnish and Install Pressure Regulator <u>One Thousand</u> Per Each	\$ <u>1,000</u>	\$ <u>4,000</u>
9.	4 EA	Furnish and Install Irrigation Master Valve 1.5" <u>Six hundred</u> Per Each	\$ <u>600</u>	\$ <u>2,400</u>
10.	4 EA	Furnish and Install Flow Sensor 1" <u>Five hundred</u> Per Each	\$ <u>500</u>	\$ <u>2,000</u>
11.	5 EA	Furnish and Install Gate Valve 2" <u>Four hundred</u> Per Each	\$ <u>400</u>	\$ <u>2,000</u>
12.	31 EA	Furnish and Install Remote Control Valve <u>Four hundred</u> Per Each	\$ <u>400</u>	\$ <u>12,400</u>
13.	30 EA	Furnish and Install Quick Coupler <u>Three hundred</u> Per Each	\$ <u>300</u>	\$ <u>9,000</u>
14.	81 EA	Furnish and Install Operation Indicator Flag <u>Forty</u> Per Each	\$ <u>40</u>	\$ <u>3,240</u>
15.	728 EA	Furnish and Install Deep Root Bubbler <u>Seventy</u> Per Each	\$ <u>70</u>	\$ <u>50,960</u>

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ITEM	APPROX. QUANTITY	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
16.	4,500 LF	Furnish and Install Mainline 2" <u>Twenty</u> Per Linear Foot	\$ <u>20</u>	\$ <u>90,000</u>
17.	1,000 LF	Furnish and Install Lateral Line 1" <u>Five</u> Per Linear Foot	\$ <u>5</u>	\$ <u>5,000</u>
18.	12,000 LF	Furnish and Install Lateral Line 3/4" <u>four and 95/100</u> Per Linear Foot	\$ <u>4.95</u>	\$ <u>59,400</u>
19.	175 LF	Furnish and Install Sleeve 4" Mainline <u>Twenty five</u> Per Linear Foot	\$ <u>25</u>	\$ <u>4,375</u>
20.	300 LF	Furnish and Install Sleeve 2" Lateral Line <u>Ten</u> Per Linear Foot	\$ <u>10</u>	\$ <u>3,000</u>
21.	125 LF	Furnish and Install Sleeve 2" Valve Wire <u>Ten</u> Per Linear Foot	\$ <u>10</u>	\$ <u>1,250</u>
22.	32 EA	Furnish and Install Valve Decoders <u>One hundred</u> Per Each	\$ <u>100</u>	\$ <u>3,200</u>
23.	1 LS	Furnish and Install Valve Wires <u>Three Thousand</u> Per Lump Sum	\$ <u>3,000</u>	\$ <u>3,000</u>
24.	26 EA	Furnish and Install Black Peppermint Trees <u>One hundred sixty</u> Per Each	\$ <u>160</u>	\$ <u>4,160</u>

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ITEM	APPROX. QUANTITY	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
25.	18 EA	Furnish and Install Thornless Palo Verde Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 2,700
26.	102 EA	Furnish and Install Western Redbud Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 15,300
27.	23 EA	Furnish and Install Arizona Cypress Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 3,450
28.	20 EA	Furnish and Install Toyon Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 3,000
29.	74 EA	Furnish and Install Sweet Bay Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 11,100
30.	22 EA	Furnish and Install Fernleaf Catalina Ironweed Trees <u>One hundred seventy</u> Per Each	\$ 170	\$ 3,740
31.	17 EA	Furnish and Install Carolina Laurel Cherry Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 2,550
32.	26 EA	Furnish and Install Coast Live Oak Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 3,900
33.	35 EA	Furnish and Install Scrub Oak Trees <u>One hundred fifty</u> Per Each	\$ 150	\$ 5,250

SECTION 2 – CONTRACTOR'S PROPOSAL

ITEM	APPROX. QUANTITY	ITEM WITH UNIT PRICE WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
34.	3,950 LF	Furnish and Install Tree Root Barrier <u>Twenty</u> Per Linear Foot	\$ <u>20</u>	\$ <u>79,000</u>
35.	28,574 SQ	Soil Prep, Fine Grading, and Spread Evenly Excess Construction O.C.T.A. Native Soil in Moisture Conditioned and Compact onto O.C.T.A. right-of-way per Engineer <u>Fifty cents</u> Per Lump Sum	\$ <u>0.50</u>	\$ <u>14,287</u>
36.	1 LS	90-Day Irrigation & Landscaping Maintenance <u>Eight Thousand</u> Per Lump Sum	\$ <u>8,000</u>	\$ <u>8,000</u>
37.	1 LS	1-Year Irrigation & Landscaping Maintenance <u>Twenty Thousand</u> Per Lump Sum	\$ <u>20,000</u>	\$ <u>20,000</u>

Total Written in Words: Five hundred forty Three Thousand, Six hundred Sixty two & ⁰⁰/₁₀₀ **Total in Figures** \$ 543,662.⁰⁰

OPTIONAL BID ITEM:

OB1.	6,655 SF	Hydroseeding <u>Seventy Five cents</u> Per Square Foot	\$ <u>0.75</u>	\$ <u>4,991.²⁵</u>
OB2.	1 LS	3-Year Irrigation & Landscaping Maintenance <u>Seventy Thousand</u> Per Lump Sum	\$ <u>70,000</u>	\$ <u>70,000</u>
OB3.	1 LS	5-Year Irrigation & Landscaping Maintenance <u>One hundred twenty Thousand</u> Per Lump Sum	\$ <u>120,000</u>	\$ <u>120,000</u>

SECTION 2 – CONTRACTOR'S PROPOSAL

It is understood and agreed that:

(a) Pursuant to Section 1773.2 of the Labor Code, general prevailing wage rates set forth in the Department of Transportation publication entitled General Prevailing Wage Rates, which is a part of the contract shall be posted by the Contractor at a prominent place at the site of the work.

If there is a difference in the minimum wage rate predetermined by the Secretary of Labor and the prevailing wage rates determined by the Director of Industrial Relations, for similar classifications of labor, the Contractor and its subcontractors shall pay not less than the highest wage rate.

(b) No verbal agreement or conversation with any officer, agent or employee of CITY, either before or after the execution of the Agreement shall affect or modify any of the terms or obligations of this Proposal.

(c) CITY will not be responsible for any errors or omissions on the part of the undersigned in making up their bid, nor will bidders be released because of errors.

(d) The undersigned is licensed in accordance with the laws of the State of California.

(e) The undersigned hereby certifies that this Proposal is genuine and is not sham or collusive, or made in the interest or in behalf of any person not herein named, and that the undersigned has not directly or indirectly induced or solicited any other bidder to put in a sham bid; or any other person, firm or corporation to refrain from bidding, that the undersigned has not in any manner sought, by collusion, to secure for itself an advantage over any other bidder and that the unit prices proposed herein shall remain fully in effect for 180 calendar days from bid opening.

I declare under penalty of perjury that all statements or representations made herein are true and correct.

FS Contractors, Inc.

BIDDER'S NAME

J. Angel Ferris

AUTHORIZED SIGNATURE

DATE: August 3, 2020

Corporation

TYPE OF ORGANIZATION: INDIVIDUAL,
PARTNERSHIP OR CORPORATION

14838 Bledsoe Street, Sylmar, CA 91342

ADDRESS

818-838-6040

TELEPHONE

818-838-6171

FAX

July 31, 2021

Expiration Date

1005940

STATE OF CALIFORNIA LICENSE NUMBER

SECTION 3 - DESIGNATION OF SUBCONTRACTORS/REFERENCES

The undersigned certifies that the sub-bids of the following listed subcontractors have been used in making up this bid, and that the subcontractors listed will be used for the work for which they bid, subject to the approval of the Engineer, and in accordance with the applicable provisions of the Specifications.

Bidder's Name _____ FS Contractors, Inc. _____

LIST OF PROPOSED SUBCONTRACTORS

Each Bidder is to set forth below the name, license number, and business address of each subcontractor with whom the Bidder intends to enter into subcontracts for the performance of any work in excess of one-half of one percent of the bidder's total bid, and the portion of the work to be performed by each subcontractor. Substitution of Bidders may only be made in accordance with Section 4107 of the Government Code of the State of California.

	<u>Name of Subcontractor</u> <u>License Number</u>	<u>Address</u>	<u>Phone No.</u> <u>Fax No.</u>	<u>Item of Works</u> <u>Total Amount \$</u>
1.	N/A			
				\$
2.				
				\$
3.				
				\$
4.				
				\$
5.				
				\$
6.				
				\$
7.				
				\$

SECTION 4 – AFFIDAVIT TO ACCOMPANY PROPOSAL

USE THIS FORM WHEN BIDDER IS AN INDIVIDUAL N/A

State of California)
County of Orange) ss.

(Name) _____, Affiant,
being first duly sworn, deposes and says:

That it is the Bidder who makes the accompanying proposal; that such proposal is genuine, and not sham or collusive, nor made in the interest or in behalf of any person not herein named, and that the Bidder has not directly or indirectly induced or solicited any other Bidder to put in a sham bid, or any other person, firm or corporation to refrain from bidding, and that the Bidder has not in any manner sought by collusion to secure for itself an advantage over any other Bidder.

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

Signature: _____

Notary Public in and for the County of _____, State of _____

USE THIS FORM WHEN BIDDER IS A CORPORATION

State of California)
County of Orange) ss.

Jose Angel Fierros affiant, the President
Pres., Sec., or Mgr. Ofcr
of FS Contractors, Inc.
Name of Corporation

The corporation who makes the accompanying proposal, having first been duly sworn, deposes and says: That such proposal is genuine and not sham or collusive, nor made in the interest or in behalf of any person not herein named, and that the Bidder has not directly or indirectly induced or solicited any other Bidder to put in a sham bid, or any other person, firm or corporation to refrain from bidding, and that the Bidder has not in any manner sought by collusion to secure for itself an advantage over any other Bidder.

J. Angel Fierros
Signature
President, Secretary or Managing Officer

Subscribed and sworn to before me _____
This 3rd day of August, 2020.

Notary Public in and for the County of Los Angeles, State of California

Signature: _____
see Attach Notary

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 Los Angeles)

On August 3, 2020 before me, Martha Isabel Lopez Riubi, Notary Public,
Date Here Insert Name and Title of the Officer

personally appeared Jose Angel Fierros
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/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 Martha Lopez
Signature of Notary Public

Place Notary Seal Above

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: _____ Document Date: _____
Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

Signer's Name: _____
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: _____

SECTION 4 – AFFIDAVIT TO ACCOMPANY PROPOSAL (Continued)

USE THIS FORM WHEN BIDDER IS A CO-PARTNERSHIP N/A

State of California)
County of Orange) ss.

_____, Affiant(s),
Being first duly sworn, each for itself deposes and says:

That _____
(Names of all Partners)

are partners, doing business under the firm name and style of

_____ and that said co-partnership
(Name of Firm)

makes the accompanying proposal; that such proposal is genuine, and not sham or collusive, nor made in the interest or in behalf of any person not herein named, and that the Bidder has not directly or indirectly induced or solicited any other Bidder to put in a sham bid, or any other person, firm or corporation to refrain from bidding, and that the Bidder has not in any manner sought by collusion to secure for itself an advantage over any other Bidder.

Subscribed and sworn to before me _____

This _____ day of _____, 20_____.


Notary Public in and for the County of _____,
_____, State of _____

Signature: _____

SECTION 4 – AFFIDAVIT TO ACCOMPANY PROPOSAL (Continued)

**CERTIFICATION WITH REGARD TO THE PERFORMANCE OF PREVIOUS CONTRACTS
OR SUBCONTRACTS SUBJECT TO THE EQUAL EMPLOYMENT OPPORTUNITY CLAUSE
AND THE FILING OF REQUIRED REPORTS**

The Bidder FS Contractors, Inc., proposed subcontractor _____, hereby certifies that he has X, has not _____, participated in a previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 10925, 11114, or 11246, and that he has X, has not _____, filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance, a Federal Government contracting or administrating agency, or the former President's Committee on Equal Employment Opportunity, all reports due under the applicable filing requirements.

By: 
President

(Title)

Date: August 3, 2020

Note: The above certification is required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7 (b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts, which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally, only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-1) is the only report required by the Executive Orders or their implementing regulations.

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note that 41 CFR 60-1.7 (b) (1) prevents the award of contracts and subcontracts unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

(THE BIDDER'S EXECUTION ON THE SIGNATURE PORTION OF THIS PROPOSAL SHALL ALSO CONSTITUTE AN ENDORSEMENT AND EXECUTION OF THOSE CERTIFICATIONS WHICH ARE A PART OF THIS PROPOSAL)

EQUAL EMPLOYMENT OPPORTUNITY CERTIFICATION

The bidder FS Contractors, Inc.

[proposed subcontractor,] None

hereby certifies that he/she/it has X, has 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, he/she/it has 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 required by the Equal Employment Opportunity Regulations of the Secretary of Labor (41 CFR 60-1.7(b) (1)), and must be submitted by bidders and proposed subcontractors only in connection with contracts and subcontracts which are subject to the equal opportunity clause. Contracts and subcontracts which are exempt from the equal opportunity clause are set forth in 41 CFR 60-1.5. (Generally only contracts or subcontracts of \$10,000 or under are exempt.)

Currently, Standard Form 100 (EEO-I) is the only report required by the Executive Orders or their implementing regulations. (eoc.gov/employers/eeol survey/index.cfm).

Proposed prime contractors and subcontractors who have participated in a previous contract or subcontract subject to the Executive Orders and have not filed the required reports should note that 41 CFR 60-1.7(b) (1) prevents the award of contracts and subcontracts unless such contractor submits a report covering the delinquent period or such other period specified by the Federal Highway Administration or by the Director, Office of Federal Contract Compliance, U.S. Department of Labor.

Signature: J. Angel Fierros Date: August 3, 2020

Print Name: Jose Angel Fierros

Title: President

EQUAL EMPLOYMENT OPPORTUNITY CLAUSE

During the performance of this contract, the Contractor agrees as follows:

- (a) The Contractor shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, national origin, or handicap.
- (b) The Contractor shall take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, national origin, or handicap. Such action shall include, but not be limited to, (1) employment, (2) upgrading, (3) demotion, (4) transfer, (5) recruitment or recruitment advertising, (6) layoff or termination, (7) rates of pay or other forms of compensation, and (8) selection for training, including apprenticeship.
- (c) The Contractor shall post in conspicuous places available to employees and applicants for employment the notices to be provided by the Contracting Officer that explain this clause.
- (d) The Contractor shall, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, national origin, or handicap.
- (e) The Contractor shall send, to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, the notice to be provided by the Contracting Officer advising the labor union or workers' representative of the Contractor's commitments under this clause, and post copies of the notice in conspicuous places available to employees and applicants for employment.
- (f) The Contractor shall comply with Executive Order 11246, as amended, and the rules, regulations, and orders of the Secretary of Labor.
- (g) The Contractor shall furnish all information and reports required by Executive Order 11246, as amended, Section 503 of the Rehabilitation Act of 2073, as amended, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto. The Contractor shall permit access to its books, records, and accounts by the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.
- (h) In the event of a determination that the Contractor is not in compliance with this clause or any rule, regulation, or order of the Secretary of Labor, this contract may be canceled, terminated, or suspended in whole or in part, and the Contractor may be declared ineligible for further Government contracts, or Federally assisted construction contracts under the procedures authorized in Executive Order 11246, as amended. In addition, sanctions may be imposed and remedies invoked against the Contractor as provided in Executive Order 11246, as amended, the rules, regulations, and orders of the Secretary of Labor, or as otherwise provided by law.
- (i) The Contractor shall include the terms and conditions of this clause in every subcontract or purchase order unless exempted by the rules, regulations, or orders of the Secretary of Labor issued under Executive Order 11246, as amended, so that these terms and conditions will be binding upon each subcontractor or vendor. The Contractor shall take such action with respect to any subcontract or purchase order as the Secretary of Housing and Urban Development or the Secretary of Labor may direct as a means of enforcing such provisions, including sanctions for noncompliance; provided that if the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction, the Contractor may request the United States to enter into the litigation to protect the interests of the United States.
- (j) Compliance with the requirements of this clause shall be to the maximum extent consistent with, but not in derogation of, compliance with section 7(b) of the Indian Self-Determination and Education Assistance Act and the Indian Preference clause of this contract.

PUBLIC CONTRACT CODE

Public Contract Code Section 10285.1 Statement

In conformance with Public Contract Code Section 10285.1 (Chapter 376, Stats. 2085), the bidder hereby declares under penalty of perjury under the laws of the State of California that the bidder has _____, has not X been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or Federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

Note: The Bidder must place a checkmark after "has" or "has not" in one of the blank spaces provided. The above Statement is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

Public Contract Code Section 10162 Questionnaire

In conformance with Public Contract Code Section 10162, the Bidder shall complete, under penalty of perjury, the following 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 X

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

PUBLIC CONTRACT CODE 10232 STATEMENT

In conformance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the Contractor within the immediately preceding two-year period because of the Contractor's failure to comply with an order of a Federal court which orders the Contractor to comply with an order of the National Labor Relations Board.

Note: The above Statement and Questionnaire are part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Statement and Questionnaire.

Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

NONCOLLUSION AFFIDAVIT
(Title 23 United States Code Section 112 and
Public Contract Code Section 7106)

[NAME OF CONTRACT] _____ FS Contractors, Inc. _____

To the City of Garden Grove
DEPARTMENT OF PUBLIC WORKS.

In conformance with Title 23 United States Code Section 112 and California 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.

Note: The above Noncollusion Affidavit is part of the Bidder's Proposal. By signing the Proposal, the Bidder has also signed this Noncollusion Affidavit.

Bidders are cautioned that making a false Certification may subject the Bidder to criminal prosecution.

Signature: _____  _____ Date: August 3, 2020

Print Name: _____ Jose Angel Fierros _____

Title: _____ President _____

Title: _____

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, 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 three (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 three (3) years.

If there are any exceptions to this certification, insert the exceptions in the following space.

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

Notes: Providing false information may result in criminal prosecution or administrative sanctions. The above certification is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Certification.

Signature: *J. Angel Fierros* Date: August 3, 2020

Print Name: Jose Angel Fierros

Title: President

SECTION 4 C - QUESTIONNAIRE TO GENERAL CONTRACTORS

1. 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 X

2. If the answer to No. 1 is "yes," please explain the following details:

(a) Date(s):

(b) Name of person or group:

(c) Job involved (if applicable):

(d) Nature of threats:

(e) Additional comments:
(Use additional paper if necessary)

We declare under penalty of perjury that the foregoing is true and correct.

Dated this 3rd day of August, 2020.

FS Contractors, Inc.
Name of Company
By J. Angel Ferrero
President
Title

SECTION 4 C - QUESTIONNAIRE TO GENERAL CONTRACTORS (Continued)

QUESTIONNAIRE REGARDING BIDDERS

Number of years engaged in the contracting business under present business name, 2016.

List of last three (3) contracts performed which show experience in work of a nature similar to that covered in this proposal. If none, so indicate.

<u>Year</u>	<u>Type of Work</u>	<u>Contract Amt.</u>	<u>Location</u>	<u>For whom Performed & Phone Number/ Contact Name</u>
1. 2020	Landscape Improvements	\$105,000	Thousand Oaks	Conejo Recreation & Parks District Andrew Mooney (805) 495-6471 City of Thousand Oaks
2. 2020	Landscape Improvements	\$187,729.21	Thousand Oaks	Gareth Madrid (805) 449-2499 City of Agoura Hills
3. 2019	Landscape Improvements	\$203,000	Agoura Hills	Charmaine Yambao (818) 597-7360

REFERENCES:

Following are the names, addresses and telephone numbers of firms or agencies with which you may confirm the past performances of the company in performing work of a similar nature and scope:

<u>Firm Name/Address</u>	<u>Type of Work</u>	<u>Contact Person/ Phone No./ Email</u>	<u>Contract Amount</u>
City of Lynwood 11330 Bullis Road, Lynwood, CA 90262	Park Improvements	Laura Ochoa (310) 603-0220	\$473,139
City of Moorpark 799 Moorpark Avenue, Moorpark, CA 93021	Median Improvements	Chris Ball (805) 517-6217	\$109,970
City of Pico Rivera 6615 Passons Blvd. Pico Rivera, CA 90660-1016	Park Improvements	Kenner Garcia (562) 801-4351	\$574,907
Conejo Unifed School District 750 Mitchell Road, Second Floor Newbury Park, CA 91320	Landscape Improvements	Mandy Porter (805) 497-9511	\$390,000
Los Angeles County Public Works P.O. Box 1460 Alhambra, CA 91802	Landscape Improvements	Hector Hernandez (626) 458-3144	\$1,021,426

Bidder's Name: FS Contractors, Inc.

Authorized Signature: *J. Angel Fierro* Date: August 3, 2020

State of California Contractor's License No.: 1005940

Contractor's License Expiration Date: July 31, 2021

SECTION 4 D - CONTRACTOR'S QUESTIONNAIRE

1. List any lawsuit(s) filed against you or your firm over the past ten (10) years for breach or non-performance of contract: None

2. List the results of any lawsuit(s): N/A

2. List any claim(s) filed by subcontractors against you or your firm over the past ten (10) years:
None

4. List the results of each claim: N/A

3. List any disciplinary action and the ultimate disposition within the past ten (10) years taken against you or your firm by the State Contractor's License Board: N/A

4. List projects similar to the type applied for herein which you have worked on and how recently the project was performed: Landscape Improvements at Parks, schools and Medians
The last one was completed on 2020

I DECLARE UNDER PENALTY OF PERJURY THAT THE FOREGOING IS TRUE, COMPLETE, ACCURATE AND CORRECT.

Dated: August 3, 2020

J. Angel Ferris
Contractor's Signature

Accompanying this Bid is

(NOTICE: INSERT THE WORDS "CASH (\$ _____)," "CASHIER'S CHECK," "CERTIFIED CHECK," OR "BIDDER'S BOND," AS THE CASE MAY BE.)

in amount equal to at least ten percent (10%) of the total of the bid.

The names of all persons interested in the foregoing bid as principals are as follows:

IMPORTANT NOTICE

If bidder or other interested person is a corporation, state legal name of corporation, also names of the president, secretary, treasurer, and manager thereof; if a co- partnership, state true name of firm, also names of all individual copartners composing firm; if bidder or other interested person is an individual, state first and last names in full.

FS Contractors, Inc.

Jose Angel Fierros, President

Salomon Fierros, Vice President

Jose Ernesto Fierros, Secretary

Licensed in conformance with an act providing for the registration of Contractors,

License No. 1005940 Classification(s) A-C8-C27

ADDENDA - This Bid is submitted with respect to the changes to the contract included in addenda number/s _____
(Fill in addenda numbers if addenda have been received and insert, in this Bid, any Engineer's Estimate sheets that were received as part of the addenda.)

By my signature on this bid I certify, under penalty of perjury under the laws of the State of California, that the foregoing questionnaire and statements of Public Contract Code Sections 10162, 10232 and 10285.1 are true and correct and that the bidder has complied with the requirements of Section 8103 of the Fair Employment and Housing Commission Regulations (Chapter 5, Title 2 of the California Administrative Code). By my signature on this Bid I further certify, under penalty of perjury under the laws of the State of California and the United States of America, that the Noncollusion 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.

Date: August 3, 2020



J. Angel Fierros
Jose Angel Fierros, President

Signature and Title of Bidder

Business Address: 14828 Bledsoe Street, Sylmar, CA 91342

Place of Business: _____

Place of Residence: _____

BIDDER/CONTRACTOR STATEMENT
REGARDING INSURANCE COVERAGE

A contract will not be issued to the Contractor until the City acknowledges receipt of this signed document!

BIDDER/CONTRACTOR HEREBY CERTIFIES that he/she has reviewed and understands the insurance coverage requirements specified as in the attached Insurance Requirements Checklist.

Should we/I be awarded the contract, we/I certify that we/I can meet the specified requirements for insurance, including insurance coverage of the subcontractors, and agree to name the **City/ Agency/ Sanitary District** and other additional insureds as per the agreement for the work specified. And we/I will comply with the provisions of Section 3700 of the Labor Code, which require every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that code, before commencing the performance of the work specified.

FS Contractors, Inc.

Please Print (Person, Firm, or Corporation)

J. Angel Fierros

Signature of Authorized Representative

Jose Angel Fierros, President

Please Print (Name & Title of Authorized Representative)

August 3, 2020

818-838-6040

angel@fscontractorsinc.com

Date

Phone Number

Email

Insurance Certificates and Endorsements will also be accepted via email and must be emailed to the following email address only: nhsieh@garden-grove.org. This is the preferred and quickest method of submitting insurance certificates and endorsements.

Insurance Certificates and Endorsements can also be mailed to:

City of Garden Grove
Attention: Paul Guerrero
11222 Acacia Parkway
Garden Grove, CA 92840

NOTE: All insurance certificates and endorsements must be received by the City of Garden Grove Purchasing Division within ten (10) City working days of the original request or the City reserves the right to proceed with the next lowest responsible bidder or the next highest scoring proposer in the process.