

**SECTION 1 – NOTICE TO CONTRACTORS**

**PROJECT MANAGER'S QUANTITY ESTIMATE  
FOR  
GARDEN GROVE PARK IMPROVEMENTS-PHASE 2  
CITY PROJECT NO. 2163101280-2**

	<u>ITEM</u>	<u>DESCRIPTION OF WORK</u>	<u>QTY</u>	<u>UNIT</u>
1	300-1.4	Mobilization (maximum 6%)	1	LS
2	300-1.4	Demolition / Clearing & Grubbing	1	LS
3	300-2.9	Grading	1	LS
4	303-5.9	Concrete Paving	720	SF
5	303-5.9	Play Areas Curb	436	LF
6	313-1.1	Storing & Installing Play Equipment	1	LS
7	315-1.8	Resilient Play Surfacing & Slurry Base	5,060	SF
8	313-1.1	Storing & Installing 2-5 Play Area Shade Canopy	1	LS
9		Installing Benches	4	LS
10	316-3	Electrical Improvements	1	LS
11	801-8	Soil Preparation/Fine Grading	4,000	SF

- 
- The quantities listed for each item in the Proposal Bid Sheets are supplied to give an indication of the general scope of work, but the accuracy of these figures is not guaranteed and the BIDDER shall make his own estimates from the Plans & Specifications. In case of a variation between the Unit Price and the corresponding item Total shown by the BIDDER, the Unit Price shall be considered to be the Bid. The Bidder will be paid for each item by the actual quantity required and installed on the project. The City of Garden Grove reserves the right to increase or decrease the amount of any class or portion of the work as may be deemed necessary or expedient by the Project Manager.*
  - The City of Garden Grove desires to construct all improvements within these Plans & Specifications. However, the CITY reserves the right to reject portions or all of the above bid items if sufficient funds are not available, or the CITY determines it is not in the CITY's best interest to award the Contract.*

**SECTION 2 - CONTRACTOR'S PROPOSAL**

CONTRACTOR'S NAME: MBC ENTERPRISES INC.

THE HONORABLE MAYOR AND CITY COUNCIL  
 CITY OF GARDEN GROVE  
 11222 ACACIA PARKWAY  
 GARDEN GROVE, CALIFORNIA 92840

SUBJECT PROJECT: **GARDEN GROVE PARK IMPROVEMENTS-PHASE 2**  
**CITY PROJECT NO. 2163101280-2**

**Potential Bidders:**

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 NO.	APPROX. QUANTITY	ITEM WITH UNIT WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
1	300-1.4	1 LS Mobilization (maximum 6%) <u>thirty two thousand five hundred dollars</u>	<u>\$ 32,500</u>	<u>\$ 32,500</u>
			Per Lump Sum	
2	300-1.4	1 LS Demolition / Clearing & Grubbing <u>twenty three thousand dollars</u>	<u>\$ 23,000</u>	<u>\$ 23,000</u>
			Per Lump Sum	
3	300-2.9	1 LS Grading <u>thirty two thousand dollars</u>	<u>\$ 32,000</u>	<u>\$ 32,000</u>
			Per Lump Sum	
4	303-5.9	720 SF Concrete Paving <u>ten thousand four hundred forty thousand</u>	<u>\$ 14.5</u>	<u>\$ 10,440</u>
			Per Square Foot	
5	303-5.9	436 LF Play Area Curb <u>twenty nine thousand four hundred thirty dollars</u>	<u>\$ 67.5</u>	<u>\$ 29,430</u>
			Per Linear	
6	313-1.1	1 LS Storing & Installing Play Equipment <u>Ninety thousand three hundred fifty dollars</u>	<u>\$ 90,350</u>	<u>\$ 90,350</u>

**SECTION 2 – CONTRACTOR’S PROPOSAL ...(continued)**

ITEM NO.	APPROX. QUANTITY	ITEM WITH UNIT WRITTEN IN WORDS	UNIT PRICE	ITEM TOTAL
<u>Per Lump Sum</u>				
7	315-1.8	5060 SF Resilient Play Surfacing & Slurry Base <u>two hundred twenty thousand one hundred ten dollars</u> Per Square Foot	<u>\$43.5</u>	<u>\$ 220,110</u>
8	313-1.1	1 Storing & Installing 2-5 Play Area Shade Canopy <u>twenty seven thousand dollars</u> Per Each	<u>\$27,000</u>	<u>\$ 27,000</u>
9	313-1	4 LS Installing Benches <u>Sixty six thousand dollars</u>	<u>16,500</u>	<u>66,000</u>
10	316-3	1 LS Electrical Improvements <u>Forty two thousand dollars</u> Per Lump Sum	<u>\$42,000</u>	<u>\$ 42,000</u>
11	801-8	4,000 Soil Preparation / Fine Grading <u>Nine thousand two hundred dollars</u> Per Square Foot	<u>\$2.3</u>	<u>\$ 9,200</u>

**Total Written in Words:**

**Total in Figures**

Five hundred eighty two thousand thirty dollars

\$582,030

1. The quantities listed for each item in the Proposal Bid Sheets are supplied to give an indication of the general scope of work, but the accuracy of these figures is not guaranteed and the BIDDER shall make his own estimates from the Plans & Specifications. In case of a variation between the Unit Price and the corresponding item Total shown by the BIDDER, the Unit Price shall be considered to be the Bid. The Bidder will be paid for each item by the actual quantity required and installed on the project. The City of Garden Grove reserves the right to increase or decrease the amount of any class or portion of the work as may be deemed necessary or expedient by the Project Manager.

2. The City of Garden Grove desires to construct all improvements within these Plans & Specifications. However, the CITY reserves the right to reject portions or all of the above bid items if sufficient funds are not available, or the CITY determines it is not in the CITY's best interest to award the Contract.

**NOTES:**

1. In case of discrepancy between the words and figures, the words shall prevail.
2. The aforementioned quantities are approximate only, being given as a basis for the comparison of bids, and the City of Garden Grove does not expressly or by implication, agree that the actual amount of work will correspond therewith, but reserves the right to increase or decrease the amount of any class or portion of work as may be deemed necessary or expedient by the Project Manager.

It is understood and agreed that:

(a) Pursuant to Section 1773.2 of the Labor Code, general prevailing wage rates established by the Director of the Department of Industrial Relations shall be posted by the Contractor at a prominent place at the site of the work.

The Federal Davis-Bacon Act prevailing wages apply to 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 on 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.

MBC ENTERPRISES INC.

BIDDER'S NAME

*Rudy Sultan - President*  
AUTHORIZED SIGNATURE

DATE: APRIL 11, 2022

S-CORPORATION

TYPE OF ORGANIZATION: INDIVIDUAL,  
PARTNERSHIP OR CORPORATION

16601 GOTHARD ST SUITE#G  
HUNTINGTON BEACH CA 92647

ADDRESS

714-909-6558

TELEPHONE

714-587-9030

FAX

FEBRUARY 28, 2023

EXPIRATION DATE

1050671

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 Community Services Manager, and in accordance with the applicable provisions of the Specifications.

Bidder's Full and Legal Name MBC ENTERPRISES INC.

**PART I**

The bidder shall list all subcontractors (both DBE and non-DBE) in pursuant to Public Contract Code Sections §4104 of California Public Contract Code. This listing is required in addition to listing DBE Subcontractors elsewhere in the proposal. Photocopy this form for additional firms.

Firm Name/LICENSE NUMBER Address/ City, State, ZIP	Phone/ Fax	Annual Gross Receipts	Description of items of Work to be Performed	Local Agency Use Only (Certified DBE?)
Name Robertson Industries Address 2414 W 12TH ST SUITE 5 City State ZIP TEMPE AZ 85281	Phone 602-707-6894 Fax 602-340-0402	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million	PIP rubber surfacing	<input type="checkbox"/> YES <input type="checkbox"/> NO If YES list DBE #
Name MSL ELECTRIC Address 2918 E JOLLA ST City State ZIP ANAHEIM CA 92806	Phone 714-693-4837 Fax 714-693-4838	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million	Electrical	<input type="checkbox"/> YES <input type="checkbox"/> NO If YES list DBE #
Name	Phone	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Age of Firm (Yrs.) <input type="checkbox"/> YES <input type="checkbox"/> NO
Address	Fax	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		If YES list DBE #
City State ZIP				Age of Firm (Yrs.) <input type="checkbox"/> YES <input type="checkbox"/> NO
Name	Phone	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		If YES list DBE #
Address	Fax			Age of Firm (Yrs.) <input type="checkbox"/> YES <input type="checkbox"/> NO
City State ZIP				If YES list DBE #
Name	Phone	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		Age of Firm (Yrs.) <input type="checkbox"/> YES <input type="checkbox"/> NO
Address	Fax			If YES list DBE #
City State ZIP				Age of Firm (Yrs.)



**PART II**

The bidder shall list all subcontractors who provided a quote or bid but were not selected to participate as a subcontractor on this project. This is required for compliance with Public Contract Code Sections §4104 of California Public Contract Code. Photocopy this form for additional firms.

Firm Name/ Address/ City, State, ZIP	Phone/ Fax	Annual Gross Receipts	Description of Items of Work to be Performed	Local Agency Use Only (Certified DBE?)
<b>Name</b> Spectraturf  <b>Address</b> 555 S Promenade Ave, Suite 103  <b>City State ZIP</b> Corona CA 92879	<b>Phone</b> 951-736-3579  <b>Fax</b> 951-734-3630	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input checked="" type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million	PIP Rubber Surfacing	<input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, ICDBE# _____ Age of Firm (Yrs.) _____
<b>Name</b> GOTHAM Poured RUBBER  <b>Address</b> PO BOX 81903  <b>City State ZIP</b> SAN DIEGO, CA 92138	<b>Phone</b> 619-696-8841  <b>Fax</b> 	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million	PIP Rubber Surfacing	<input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, ICDBE# _____ Age of Firm (Yrs.) _____
<b>Name</b> CROSS TOWN ELECTRICAL  <b>Address</b> 5454 DIAZ ST  <b>City State ZIP</b> IRVINDALE, CA 91706	<b>Phone</b> 626-813-6693  <b>Fax</b> 626-869-0192	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million	Electrical	<input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, ICDBE# _____ Age of Firm (Yrs.) _____
<b>Name</b>  <b>Address</b>  <b>City State ZIP</b>	<b>Phone</b>  <b>Fax</b>	<input type="checkbox"/> < \$1 million <input type="checkbox"/> < \$5 million <input type="checkbox"/> < \$10 million <input type="checkbox"/> < \$15 million <input type="checkbox"/> > \$15 million		<input type="checkbox"/> YES <input type="checkbox"/> NO IF YES, ICDBE# _____ Age of Firm (Yrs.) _____

**SECTION 4 – AFFIDAVIT TO ACCOMPANY PROPOSAL**

**USE THIS FORM WHEN BIDDER IS AN INDIVIDUAL**

State of California )  
County of Orange ) ss.

(Name) NOT APPLICABLE \_\_\_\_\_, 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 on 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.

\_\_\_\_\_ RUDY SULTAN \_\_\_\_\_ affiant, the \_\_\_\_\_ PRESIDENT  
*Pres., Sec., or Mgr. Ofcr*  
of \_\_\_\_\_ MBC ENTERPRISES 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 on 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.

\_\_\_\_\_  
Signature  
President, Secretary or Managing Officer

(see attached)  
Jurat

Subscribed and sworn to before me

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

Notary Public in and for the County of \_\_\_\_\_, State of \_\_\_\_\_

Signature: \_\_\_\_\_

# California Jurat Certificate

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

s.s.

Subscribed and sworn to (or affirmed) before me on this 11 day of April,  
Month

2022, by Rudy Rafic Sultan and  
Name of Affiant(s)

\_\_\_\_\_, proved to me on the basis of

satisfactory evidence to be the person(s) who appeared before me.

\_\_\_\_\_  
Signature of Notary Public

\_\_\_\_\_  
For other required filings, see Public Notice, Commission No. \_\_\_\_\_



## OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this jurat to an unauthorized document and may prove useful to persons relying on the attached document.

### Description of Attached Document

The certificate is attached to a document titled/for the purpose of

Affidavit to Accompany Proposal

containing 1 pages, and dated 04/11/2022

### Additional Information

#### Method of Affiant Identification

Proved to me on the basis of satisfactory evidence:

form(s) of identification  credible witness(es)

Notarial event is detailed in notary journal on:

Page # \_\_\_\_\_ Entry # \_\_\_\_\_

Notary contact: \_\_\_\_\_

Other

Affiant(s) Thumbprint(s)  Describe: \_\_\_\_\_



**SECTION 4 – AFFIDAVIT TO ACCOMPANY PROPOSAL (Continued)**

**USE THIS FORM WHEN BIDDER IS A CO-PARTNERSHIP**

State of California )  
County of Orange ) ss.

NOT APPLICABLE \_\_\_\_\_, 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 on 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  X , 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:  RUDY SULTAN   
 PRESIDENT, MBC ENTERPRISES INC.   
(Title)



Date:  APRIL 11, 2022

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 MBC ENTERPRISES INC.  
TBD

[proposed subcontractor,] hereby certifies that he/she/it has, has not, participated in a previous contract or subcontract subject to the Equal Opportunity clauses, as required by Executive Orders 10925, 1 1114, 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. ([eeoc.gov/employers/eeol\\_survey/index.cfm](http://eeoc.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:  Date: APRIL 11, 2022

Print Name: RUDY SULTAN

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 1973, 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. 1985), the bidder hereby declares

Under penalty of perjury under the laws of the State of California that the bidder has , has not  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 community services 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.

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### **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

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.**

RUDY SULTAN, PRESIDENT  
MBC ENTERPRISES INC.



**Noncollusion Affidavit**  
(Title 23 United States Code Section 112 and  
Public Contract Code Section 7106)

[NAME OF CONTRACT] MBC ENTERPRISES INC.

To the City of Garden Grove  
*DEPARTMENT OF COMMUNITY SERVICES.*

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: APRIL 11, 2022

Print Name: RUBY SULTAN

Title: PRESIDENT

**SECTION 4 B - 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):    NOT APPLICABLE

(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 11TH day of APRIL, 2022.

MBC ENTERPRISES INC.  
Name of Company  
By RUDY SULTAN  
  
PRESIDENT  
Title

**SECTION 4 B - QUESTIONNAIRE TO GENERAL CONTRACTORS (Continued)**

**QUESTIONNAIRE REGARDING BIDDERS**

Number of years engaged in the contracting business under present business name 11.

List of last three 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 &amp; Phone Number</u>
2022	SITE UTILITY REPLACEMENT	\$528,900	SANTA CRUZ, CA	SANTA CRUZ CITY SCHOOLS / 650-340-1221
2020	RENOVATION	\$277,610	LOS ALAMITOS, CA	DEPT OF ARMY 562-795-2399
2021	TENANT IMPROVEMENT	\$294,166	CITY OF INDUSTRY, CA	BEST FORMULATIONS 310-793-6362

**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/Address</u>	<u>Type of Work</u>	<u>Contact Person Telephone No.</u>	<u>Contract Amount</u>
BEST FORMULATIONS CITY OF INDUSTRY, CA	TENANT IMPROVEMENT	YAZ SHAMLEH 310-793-6362	\$294,166
DEPT OF ARMY, NAT. GUARD LOS ALAMITOS, CA	RENOVATION	JESSE SLUDER 562-795-2399	\$277,610
LONG BEACH CCD LONG BEACH, CA	RENOVATION	SOTA SUNLENG 562-938-4843	\$379,133
SANTA ANA USD SANTA ANA, CA	RENOVATION, SITE WORK	LEONEL HERNANDEZ 714-480-5357	\$157,300
PITTSBURG USD PITTSBURG, CA	RENOVATION	JAMES SCOTT 925-473-2438	\$179,000

Bidder's Name: MBC ENTERPRISES INC.

Authorized Signature: Ricky Sultan - President  Date: 04/11/22

State of California Contractor's License No. 1050671

Contractor's License Expiration Date FEB 28, 2023

DIR Registration Number and Expiration Date 1000064318

**SECTION 4 C - 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:

NOT APPLICABLE

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

NOT APPLICABLE

3. List any claim(s) filed by subcontractors against you or your firm over the past ten (10) years:

NOT APPLICABLE

4. List the results of each claim:

NOT APPLICABLE

5. 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:

NOT APPLICABLE

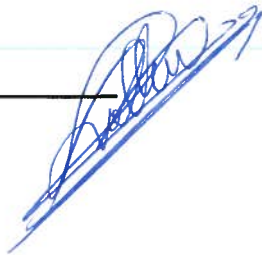
6. List projects similar to the type applied for herein which you have worked on and how recently the project was performed:

NOT APPLICABLE

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

Dated: APRIL 11, 2022

RUDY SULTAN, PRESIDENT  
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 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.*

RUDY SULTAN - PRESIDENT, SECRETARY, TREASURER  
MBC ENTERPRISES INC.  
\_\_\_\_\_  
\_\_\_\_\_

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

License No. 1050671 Classification(s) A, B

**ADDENDA -**

This Bid is submitted with respect to the changes to the contract included in addenda number/s 1, 2, 3, 4

*(Fill in addenda numbers if addenda have been received and insert, in this Bid, any Project Manager'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 Non collusion Affidavit required by Title 23 United States Code, Section 112 and Public Contract Code Section 7106; and the Title 49 Code of Federal Regulations, Part 29 Debarment and Suspension Certification are true and correct.

Date: APRIL 11, 2022



RUDY SULTAN  
PRESIDENT  
MBC ENTERPRISES INC.

16601 GOTHARD ST #G, Signature and Title of Bidder  
Business Address HUNTINGTON BEACH CA 92647  
Place of Business HUNTINGTON BEACH CA 92647  
Place of Residence WESTMINSTER CA

**BIDDER/CONTRACTOR/CONSULTANT STATEMENT  
REGARDING INSURANCE COVERAGE  
(Submit with IFB/RFP Package)**

This signed document must be included with your bid/proposal package in order for your bid/proposal to be considered complete!

**BIDDER/CONTRACTOR/CONSULTANT HEREBY CERTIFIES** that he/she has reviewed and understands the insurance coverage requirements specified 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/Successor 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.

          MBC ENTERPRISES INC.          

Please Print (Person, Firm, or Corporation)

  
\_\_\_\_\_  
Signature of Authorized Representative

          RUDY SULTAN, PRESIDENT          

Please Print (Name & Title of Authorized Representative)

<u>          APRIL 11, 2022          </u>	<u>          714-909-6558          </u>	<u>          bidding@mbcenterprises.net          </u>
Date	Phone Number	Email

Please note that the City of Garden Grove is now contracted with EBIX for insurance certificate management and review services. EBIX will collect the insurance requirements in the contract on behalf of the City. If you are awarded the contract, you will be contacted by EBIX regarding the insurance requirements listed in this bid in the sample contract. Please forward all insurance documents to EBIX directly per their instructions when contacted.

**NOTE:** All insurance certificates and endorsements must be received by or sent to EBIX 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. Please do not send any insurance documents to the City but please use the following email address to send insurance documents to Ebix directly: [gccity@ebix.com](mailto:gccity@ebix.com).



## STATEMENT OF COMPLIANCE

The undersigned Proposer declares that the bid submitted to Furnish all Labor, Material, Tools and Equipment for the Furnish all Labor, Material, Tools, Equipment and Incidentals for the Garden Grove Park Improvements Project-Phase 2, per the bid specifications as described in, and in response to City of Garden Grove IFB No. 2163101280-2 was prepared in strict compliance with the instructions, conditions and terms listed in the IFB, Scope of Work/Bid Specifications and Sample Agreement, with exceptions listed below, if applicable. At least one box for each item must be checked.

### IFB Instructions and Terms & Conditions (Check One)

No Exceptions Taken                       Exceptions Taken

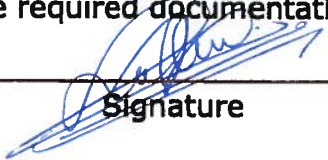
### Scope of Work/Bid Specifications (Check One)

No Exceptions Taken                       Exceptions Taken

### Draft Agreement/Insurance Requirements (Check One)

No Exceptions Taken                       Exceptions Taken

If any exceptions are taken, this Statement of Compliance shall include a narrative that identifies each item to which the Proposer is taking exception or is recommending change, including the suggested rewording of the contractual obligations or suggested change in IFB, and identifies the reasons for submitting the proposed exception or change. When available, please reference specific line item numbers as provided in the RFP. The City reserves the right to rule as non-responsive and reject any bids that are not accompanied with the required documentation as described above.

  
\_\_\_\_\_  
Signature  
  
RUDY SULTAN, PRESIDENT  
\_\_\_\_\_  
Printed Name and Title

APRIL 11, 2022  
\_\_\_\_\_  
Date  
  
MBC ENTERPRISES INC.  
\_\_\_\_\_  
Name of Proposer