

# BID PROPOSAL

TO: **CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT**, a California Community College District, acting by and through its Board of Trustees ("the District").

FROM: Nema Construction  
(Name of Bidder)  
555 Pierce Street # 1005  
(Address)  
Albany, Ca 94706  
(City, State, Zip Code)  
510-525-2398 510-525-2304  
(Telephone/Fax)  
nema@pacbell.com  
(E-Mail Address of Bidder's Representative(s))  
Ali Farahani  
(Name(s) of Bidder's Authorized Representative(s))

**1. Bid Proposal**

1.	Chabot College Campus Base Bid	\$ 59,900
2.	Las Positas College Campus Base Bid	\$ 393,000
3.	Owner's Non-Specified Allowance	\$ 70,000
4.	Total Bid Amount (Sum of Line 1, 2 and 3)	\$ 522,900

**1.1 Bid Proposal Amount.** The undersigned Bidder proposes and agrees to perform the Contract including, without limitation, providing and furnishing any and all of the labor, materials, tools, equipment and services necessary to complete in a workmanlike manner all of the Work and other obligations required by the Contract Documents for the Five hundred and twenty two thousand and nine hundred <sup>sum</sup> of Dollars (\$ 522,900) (Line 4 of Table above). The Bidder confirms that it has checked all of the above figures and understands that neither the District nor any of its agents, employees or representatives shall be responsible for any errors or omissions on the part of the undersigned Bidder in preparing and submitting this Bid Proposal. The Bidder confirms that the bid proposal includes the Owner's Non-Specified Allowance in the amount of Seventy Thousand Dollars and No Cents (\$70,000.00).

**1.2 Owner's Non-Specified Allowance.** Bidder shall include in Bid Proposal the stipulated sum of Seventy Thousand Dollars and No Cents (\$70,000.00) for non-

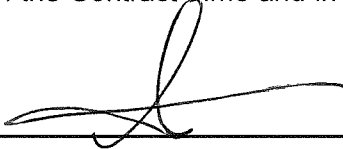
specified work to be performed ONLY at the determination and direction of the District. Work performed at the determination and direction of the District under this Allowance shall be documented by Contractor and submitted to Construction Manager per the requirements specified in Article 9 of the General Conditions. Contractor shall include a separate line item in Contractor's Schedule of Values as "Allowance" with the value of Seventy Thousand Dollars (\$70,000.00). At closeout of Contract, any funds remaining in the Allowance shall be credited to Owner through a Change Order.

- 1.3 Acknowledgment of Bid Addenda.** The Bidder confirms that this Bid Proposal incorporates and is inclusive of, all items or other matters contained in Bid Addenda issued by or on behalf of the District.

AF Addenda Nos. 1, 2, 3 received, acknowledged  
(initial) and incorporated into this Bid Proposal.

- 2. Documents Accompanying Bid.** The Bidder has submitted with this Bid Proposal the following: (a) Bid Security; (b) Subcontractors List; (c) Statement of Qualifications; (d) Certification of Pre-Bid Site Visit; (e) Non-Collusion Affidavit; and (f) Public Works Contractor Registration Certification Form. The Bidder acknowledges that if this Bid Proposal and the foregoing documents are not fully in compliance with applicable requirements set forth in the Call for Bids, the Instructions for Bidders and in each of the foregoing documents, the Bid Proposal may be rejected as non-responsive.
- 3. Award of Contract.** If the Bidder submitting this Bid Proposal is awarded the Contract, the undersigned will execute and deliver to the District the Contract in the form attached hereto within ten (10) days after notification of award of the Contract. Concurrently with delivery of the executed Agreement to the District, the Bidder awarded the Contract shall deliver to the District: (a) Certificates of Insurance evidencing all insurance coverages required under the Contract Documents; (b) the Performance Bond; (c) the Labor and Material Payment Bond; (d) the Certificate of Workers' Compensation Insurance; and (e) the Drug-Free Workplace Certificate. Failure of the Bidder awarded the Contract to strictly comply with the preceding may result in the District's rescission of the award of the Contract and/or forfeiture of the Bidder's Bid Security. In such event, the District may, in its sole and exclusive discretion elect to award the Contract to the responsible Bidder submitting the next lowest Bid Proposal, or to reject all Bid Proposals.
- 4. Contractor's License.** The undersigned Bidder is currently and duly licensed in accordance with the California Contractors License Law, California Business & Professions Code §§7000 et seq., under the following classification(s) B-CR bearing License Number(s) 731872, with expiration date(s) of 2021. The Bidder certifies that: (a) it is duly licensed, in the necessary class(es), for performing the Work of the Contract Documents; (b) that such license shall be in full force and effect throughout the duration of the performance of the Work under the Contract Documents; and (c) that all Subcontractors providing or performing any portion of the Work shall be so properly licensed to perform or provide such portion of the Work.
- 5. Acknowledgment and Confirmation.** The undersigned Bidder acknowledges its receipt, review and understanding of the Drawings, the Specifications and other Contract Documents pertaining to the proposed Work. The undersigned Bidder certifies that the Contract Documents are, in its opinion, adequate, feasible and complete for providing, performing and constructing the Work in a sound and suitable manner for the use specified and intended by the Contract Documents. The undersigned Bidder certifies that it has, or has available, all

necessary equipment, personnel, materials, facilities and technical and financial ability to complete the Work for the amount bid herein within the Contract Time and in accordance with the Contract Documents.

By:  \_\_\_\_\_

(Signature)

(Corporate Seal)

Ali Farahani

(Typed or Printed Name)

Title: owner

**THIS PAGE INTENTIONALLY BLANK**

**SUBCONTRACTORS LIST**

Bidder: Neuma Construction  
 Address: 555 Pierce Street #1000, Albany, Ca 94706  
 Telephone: 510-525-2398  
 Fax: 510-525-2304  
 Bidder's Authorized Representative: Ali Farahani

**PROJECT: BID NO.: 19/20-02, District-Wide Exterior Lighting Project**

NAME OF SUBCONTRACTOR	BUSINESS LOCATION/ ADDRESS OF SUBCONTRACTOR	TRADE OR PORTION OF THE WORK
California Utility Engineering, Inc	126 Filbert Rd Woodside, Ca 94062	Directional bonding, light post, J. Boxes, patching.

**PHOTOCOPY THIS PAGE AS NECESSARY TO LIST ADDITIONAL SUBCONTRACTORS**

In accordance with Public Contract Code §4104, General Contractors submitting bids on California public projects should submit subcontractors license numbers with all bids. Pursuant to California Senate Bill 854, any subcontractor(s) who intend to bid on any public works project must be registered with the California's Department of Industrial Relations (DIR).

**THIS PAGE INTENTIONALLY BLANK**

# NON-COLLUSION AFFIDAVIT

STATE OF CALIFORNIA )  
COUNTY OF Alameda )

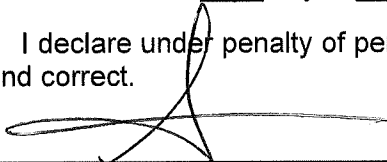
PROJECT: BID NO.: B19/20-02, District-Wide Exterior Lighting Project

I, Ali Farahani, being first duly sworn, deposes and says that I  
(Typed or Printed Name)  
am the owner of Nema Construction, the party  
(Title) (Bidder Name)  
submitting the foregoing Bid Proposal ("the Bidder"). In connection with the foregoing Bid Proposal,  
the undersigned declares, states and certifies that:

1. The Bid Proposal is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization or corporation.
2. The Bid Proposal is genuine and not collusive or sham.
3. 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 other bidder or anyone else to put in sham bid, or to refrain from bidding.
4. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price, or that of any other bidder, or to fix any overhead, profit or cost element of the bid price or that of any other bidder, or to secure any advantage against the public body awarding the contract or of anyone interested in the proposed contract.
5. All statements contained in the Bid Proposal and related documents are true.
6. The bidder has not, directly or indirectly, submitted the 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 person, corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

Executed this 24<sup>th</sup> day of Sept., 2019 at Albany, Alameda, CA.  
(City, County and State)

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

  
\_\_\_\_\_  
Signature

555 Pierce Street #1005  
\_\_\_\_\_  
(Address)

Ali Farahani  
\_\_\_\_\_  
Name Printed or Typed

Albany, CA 94706  
\_\_\_\_\_  
(City, County and State)

(510) 525-2398  
\_\_\_\_\_  
(Area Code and Telephone Number)

**THIS PAGE INTENTIONALLY BLANK**



### STATEMENT OF BIDDER'S QUALIFICATIONS

**1. Bidder's Organization**

1.1 Form of entity of Bidder, i.e., corporation, partnership, etc. sole proprietorship

1.1.1 If a corporation, state the following:

State of incorporation: \_\_\_\_\_

Date of incorporation: N/A

President/Chief Executive Officer: \_\_\_\_\_

Secretary: \_\_\_\_\_

Treasurer/Chief Financial Officer: \_\_\_\_\_

1.1.2 If a partnership, state the following:

Type of partnership, i.e., general partnership, limited partnership: \_\_\_\_\_

N/A

Names of all general partners, if any of the general partners are not natural persons, provide the information for each such general partner requested by Paragraphs 1.1.1, 1.1.2 and 1.1.4 as appropriate: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

1.1.3 If a proprietorship, state the names of all proprietors: \_\_\_\_\_

Ali Farahani

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

1.1.4 If a joint venture, state the following

Date of organization: N/A

Names of all joint venture members. For each member of the joint venture, provide the information requested by Paragraphs 1.1.1, 1.1.2 and 1.1.3 for each joint venture member, as applicable: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

1.2 Number of years your organization has been in business as a contractor: 22

1.3 Number of years your organization has conducted business under its present name: 22

1.4 If your organization has conducted business under a name or name style different than your organization's present name, identify all prior name(s) or name style(s):

N/A

1.5 Your organization's Federal Tax Identification Number: 20-4097123

1.6 Your Public Works Contractor Registration Number: 1060008369

**2. Licensing**

2.1 California Contractors License: Number: 731870  
 Expiration Date: 2021  
 Responsible Managing Employee/Officer: Ali Farukhan  
 License Classification(s): B-C10

2.2 Has a claim or other demand ever been made against your organization's California Contractors License Bond?        Yes X No  
 If yes, on a separate attachment, state the following: (i) the name, address and telephone number of each person or entity making claim or demand; (ii) the date of each claim or demand; (iii) the circumstances giving rise to each such claim or demand; and (iv) the disposition of each such claim or demand.

2.3 Has a complaint ever been filed against your organization's California Contractors License with the California Contractors State License Board?        Yes X No  
 If yes, on a separate attachment, state the following for each complaint: (i) the name, address and telephone number of each person or entity making the complaint; (ii) the date of each complaint; (iii) the circumstances giving rise to each such complaint; and (iv) the disposition of each such complaint, including without limitation, any disciplinary or other action imposed or taken by the California Contractors State License Board as a result of any such complaint.

**3. Experience**

3.1 Categories of work (other than management/supervision) your organization typically performs with your own forces Electrical  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

3.2 On a separate attachment, list similar sized construction project completed by your organization in the past two (2) years and for each project identified, state: (i) a general description of the work performed by your organization on the project; (ii) the dollar value of the work performed or to be performed by your organization; (iii) the project owner's name, name of the project owner's representative and the address and telephone number of the owner and the project owner's representative; and (iv) the project architect's name, address, telephone number and contact person.

3.3 On a separate attachment, list all construction project your organization has in progress and for each project listed, state: (i) a general description of the work performed by your organization on the project; (ii) the dollar value of the work performed or to be performed by your organization; (iii) the project owner's name, name of the project owner's representative and the address and telephone number of the project owner and the project owner's representative; (iv) the project architect's name, address, telephone number and contact person; (v) percent presently complete; and (vi) the current scheduled completion date.

**4. Performance History**

- 4.1 Claims and lawsuits (if you answer yes to any of the following, you must attach details).
- 4.1.1 Have any lawsuits or other administrative, legal, arbitration or other proceedings, ever been brought or commenced against your organization or any of its principals, officers or equity owners in connection with any construction contract or construction project? \_\_\_ Yes  No  
If so, describe the circumstances, the amount demanded or other relief demand and the disposition of each such lawsuit or other proceeding.
- 4.1.2 Has your organization ever filed a lawsuit or commenced other administrative, legal or other proceedings in connection with any construction contract or construction project? \_\_\_ Yes  No  
If so, describe the circumstances, the amount demanded or other relief demand and the disposition of each such lawsuit or other proceeding.
- 4.1.3 Are there any judgements, orders, decrees or arbitration awards pending, outstanding against your organization or any of the officers, directors, employees or principals of your organization? \_\_\_ Yes  No  
If so, describe each such judgement, order, decree or arbitration award and the present status of the satisfaction or discharge thereof.
- 4.2 Has your organization ever refused to sign a construction contract awarded to it?  
\_\_\_ Yes  No  
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of your refusal to sign such contract.
- 4.3 Has your organization ever failed to complete a construction contract? \_\_\_ Yes  
 No  
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of your failure to complete such contract.
- 4.4 Has your organization ever been declared in default of a construction contract?  
\_\_\_ Yes  No  
If so, on a separate attachment, state the following: (i) describe each such contract; (ii) the owner's name, address, telephone number and contact person; and (iii) the circumstances of each such declaration of default.
- 4.5 Has any construction contract to which your organization is a party been terminated for the convenience of the project owner? \_\_\_ Yes  No  
If so, identify the project and project owner along with a description of the circumstances under which the convenience termination occurred.
- 4.6 Has a claim or other demand ever been asserted against any Bid Bond, Performance Bond, or Payment Bond posted by your organization in connection with any construction contract or your submittal of a bid proposal for a construction contract?  
\_\_\_ Yes  No

If so, on a separate attachment, state the following: (i) the name, address, telephone number and contact person for each claimant; (ii) the date upon which each such demand or claim was made; and (iii) the disposition of each such demand or claim.

4.7 Has your organization or any predecessor to your organization been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years?

Yes  No

If yes, on a separate attachment, provide the following: (i) a detailed description of the circumstances upon which charges were based; (ii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iii) disposition of such charges.

4.8 Has any individual or entity who owns ten percent (10%) or more of the equity interest of your organization been an equity owner of ten percent (10%) or more of the equity interest of any other entity or organization, within the past ten (10) years, which has been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years?

Yes  No

If yes, on a separate attachment, provide the following: (i) the name(s) of each such other entity or organization; (ii) a detailed description of the circumstances upon which charges were based; (iii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iv) disposition of such charges.

4.9 Has any individual or entity who owns ten percent (10%) or more of the equity interest of your organization been charged with a violation of the California False Claims Act or similar federal statute within the past ten (10) years?

Yes  No

If yes, on a separate attachment, provide the following: (i) the name of such individual(s) or entity(ies); (ii) a detailed description of the circumstances upon which charges were based; (iii) the public agency involved, including name, address, telephone and email address of contact person(s) at such public agency; and (iv) disposition of such charges.

5. **References** (Include name, contact person, telephone/telecopier and address for each reference provided):

5.1 Trade References (three (3) minimum)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ *see Attached*

5.2 Bank References

\_\_\_\_\_  
*California Bank & Trust*  
\_\_\_\_\_  
*Mary Yuan 510-527-8141*  
\_\_\_\_\_

5.3 Public Works Inspectors of Record (K-12 or community college project)

see Attached  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

5.4 Owner references (three (3) minimum, preferably California K-12 school districts and/or California community college districts)

see Attached  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

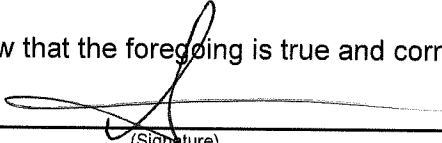
**6. Accuracy and Authority**

The undersigned is duly authorized to execute this Statement of Bidders Qualifications under penalty of perjury on behalf of the Bidder. The undersigned warrants and represents that he/she has personal knowledge of each of the responses to this Statement of Bidder's Qualifications and/or that he/she has conducted all necessary and appropriate inquiries to determine the truth, completeness and accuracy of responses to this Statement of Bidder's Qualifications.

The undersigned declares and certifies that the responses to this Statement of Bidder's Qualifications are complete and accurate; there are no omissions of material fact or information that render any response to be false or misleading and there are no misstatements of fact in any of the responses.

Executed this 24<sup>th</sup> day of sept. 2019 at Albany, CA  
(City and State)

I declare under penalty of perjury under California law that the foregoing is true and correct.

  
(Signature)

Ali Farahani  
(Typed or written name)

Information about Bidder's past projects performed as general contractor for last six years:

#10

Project name: San Jose City College Parking LED Lighting Retrofit.

Location: San Jose

Owner: San Jose Evergreen Community College District.

Owner contact (name and current phone number): Andrea Mendoza -408-274-6700

Architect or engineer name: Salas O'Brien

Project manager: 408-274-6700

Installation of light poles, wall light fixtures, Light control panel.

Initial contract value (at time of bid award): \$ 215,000.

Final cost of construction (including change order): \$ 215,000.

Original scheduled completion date: 8/23/17

Actual date of completion: 8/27/17

Number and amount of stop notices or mechanic's lien filed: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidders: None

Information about Bidder's past projects performed as general contractor for last six years:

#9

Project name: BUSD Exterior Lighting Replacement

Location: Berkeley

Owner: Berkeley Unified School District

Owner contact (name and current phone number): Steve Collins -510-812-0453

Architect or engineer name: KW Engineering

Project manager: Steven Collins

Installation of light poles, wall light fixtures

Initial contract value (at time of bid award): \$ 286,000.

Final cost of construction (including change order): \$ 313,670.

Original scheduled completion date: 7-7-18

Actual date of completion: 8-7-18

Number and amount of stop notices or mechanic's lien field: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidders: None

Information about Bidder's past projects performed as general contractor for last six years:

#7

Project name: Jackson Winery Solar Panels.

Location: University of California, Davis, CA

Owner: University of California, Davis.

Owner contact (name and current phone number): Debora Swingle-530-601-0836 or 530-752-5165

Architect or engineer name: Owner

Project manager: Deborah Swingle.

Installation of Solar Panels, Main Switchboard, Inverters.

Initial contract value (at time of bid award): \$ 225,900.

Final cost of construction (including change order): \$ 225,900.

Original scheduled completion date: 12/18/18

Actual date of completion: 12/18/19

Number and amount of stop notices or mechanic's lien field: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidders: None



Information about Bidder's past projects performed as general contractor for last six years:

#4

Project name: Richmond parkway Interconnect Systems Rehabilitation and Video Detection Systems.

Location: Parkway Highway from 580 to 80

Owner: City of Richmond

Owner contact (name and current phone number): Mr.Yader Bermudez

Architect or engineer name: Mr. Yader Bermudez

Architect or engineer contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Project manager (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Description of project and scope of work performed: Installation of 130-Christy boxes , interconnect cables, video detection cameras and all supporting system.

Initial contract value (at time of bid award): \$ 490,000.

Final cost of construction (including change order): \$ 490,000.

Original scheduled completion date: 4/10/17

Time extension granted (number of days): N/A

Actual date of completion: 4/10/17

Number and amount of stop notices or mechanic's lien filed: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidder: None

Information about Bidder's past projects performed as general contractor for last six years:

#3

Project name: Richmond Parkway and Castro street signal interconnect cable replacement.

Location: Parkway and Castro Highway

Owner: City of Richmond

Owner contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Architect or engineer name: Mr. Yader Bermudez

Architect or engineer contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Project manager (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Description of project and scope of work performed: Installation of 200-Caltrans approved boxes, conduits, wires, communication cables.

Initial contract value (at time of bid award): \$ 500,000.

Final cost of construction (including change order): \$ 500,000.

Original scheduled completion date: 3/15/16

Time extension granted (number of days): N/A

Actual date of completion: 3/15/16

Number and amount of stop notices or mechanic's lien filed: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidder: None

Information about Bidder's past projects performed as general contractor for last six years:

#2

Project name: Civic Auditorium ADA Upgrades

Location: 430 Civic Center, Richmond, CA

Owner: City of Richmond

Owner contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Architect or engineer name: Mr. Yader Bermudez

Architect or engineer contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Project manager (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Description of project and scope of work performed: Renovation of bathrooms, new elevator with all related electrical, such as Switchboard ,panels , control panels ,fire alarm, lights , glass walls, structural concrete foundation.

Initial contract value (at time of bid award): \$ 900,000.

Final cost of construction (including change order): \$ 1,175,000.

Original scheduled completion date: 11/12/16

Time extension granted (number of days): 60-days

Actual date of completion: 1/10/17

Number and amount of stop notices or mechanic's lien filed: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidder: None

Information about Bidder's past projects performed as general contractor for last six years:

#1

Project name: Richmond Parkway wires and pull boxes.

Location: Parkway highway from 580 to 80

Owner: City of Richmond

Owner contact (name and current phone number): Mr.Yader Bermudez – 510-774-6300

Architect or engineer name: Mr. Yader Bermudez

Architect or engineer contact (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Project manager (name and current phone number): Mr. Yader Bermudez – 510-774-6300

Description of project and scope of work performed: Installation of 350- Caltrans approved boxes,500000 L.F of wires, installation of light poles.

Initial contract value (at time of bid award): \$ 950,000.

Final cost of construction (including change order): \$ 1,250.00.

Original scheduled completion date: 8-29-15

Time extension granted (number of days): 30-days

Actual date of completion: 9/29/15

Number and amount of stop notices or mechanic's lien filed: None

Amount of Liquidated damages assessed against Bidder: None

Nature and resolution of any claim, lawsuit, and/or arbitration between Bidder: None

**THIS PAGE INTENTIONALLY BLANK**

## CERTIFICATION OF PRE-BID SITE VISIT

The Honorable Board of Trustees  
 Chabot-Las Positas Community College District  
 7600 Dublin Blvd., 3<sup>rd</sup> Floor  
 Dublin, California 94568

**RE: BID NO.: B19/20-02, District-Wide Exterior Lighting Project**

Ladies and Gentlemen:

In connection with submitting a Bid Proposal for the Work described as BID NO.: B19/20-02, District-Wide Exterior Lighting Project, I visited the Site of the Work on Wednesday September 4, 2019 at 10:00 a.m. or Thursday, September 5, 2019 at 10:00 a.m.

on behalf of                     *Nema Construction*                      
Bidder Name

to inspect the Site of the proposed work, which will be turned over to the Bidder, if awarded the Contract, in its present condition, with a representative of the Chabot-Las Positas Community College, in order to acquaint the Bidder with the proposed Work so that the Bidder fully understands the facilities, difficulties, and restrictions attendant to execution and completion of the Work. I have also reviewed on behalf of the Bidder, the as-built drawings and/or previous Contract Documents, site conditions and Bid Documents with District representatives and/or Contract Manager at Chabot College.

I certify all conditions provided for my review and their effect on the Work as called for in the Contract Documents are included and accounted for in the Bid Proposal amounts submitted to the District.

I understand that a Bidder who fails to submit this Certification of Pre-Bid Site Visit, fully executed, with the Bidder's Bid Proposal form, will result in rejection of the Bid Proposal for non-responsiveness.

                    *Nema Construction*                      
 Name of Bidder

                    *[Signature]*                      
 Authorized Signatory

                    *555 Pierce Street #1005*                      
 Address

                    *Albany, CA 94706*                    

                    *510-525-2306*                      
 Phone Number

                    *9-24-2019*                      
 Date

**THIS PAGE INTENTIONALLY BLANK**

## BID BOND

**KNOW ALL MEN BY THESE PRESENTS** that we, Merchants Bonding Company (Mutual), as Surety and NEMA Construction, as Principal, are jointly and severally, along with their respective heirs, executors, administrators, successors and assigns, held and firmly bound unto **CHABOT-LAS POSITAS COMMUNITY COLLEGE DISTRICT**, hereinafter "the Obligee," for payment of the penal sum hereof in lawful money of the United States, as more particularly set forth herein.

### THE CONDITION OF THIS OBLIGATION IS SUCH THAT:

**WHEREAS**, the Principal has submitted the accompanying Bid Proposal to the Obligee for the Work commonly described as the **BID NO.: B19/20-02, District-Wide Exterior Lighting Project**,

**WHEREAS**, subject to the terms of this Bond, the Surety is firmly bound unto the Obligee in the penal sum of **ten percent (10%)** of the maximum amount of the Bid Proposal submitted by the Principal to the Obligee, as set forth above.

**NOW THEREFORE**, if the Principal shall not withdraw said Bid Proposal within the period specified therein after the opening of the same, or, if no period be specified, for sixty (60) days after opening of said Bid Proposal; and if the Principal is awarded the Contract, and shall within the period specified therefor, or if no period be specified, within five (5) days after the prescribed forms are presented to him for signature, enter into a written contract with the Obligee, in accordance with the Bid Proposal as accepted and give such bond(s) with good and sufficient surety or sureties, as may be required, for the faithful performance and proper fulfillment of such Contract and for the payment for labor and materials used for the performance of the Contract, or in the event of the withdrawal of said Bid Proposal within the period specified for the holding open of the Bid Proposal or the failure of the Principal to enter into such Contract and give such bonds within the time specified, if the Principal shall pay the Obligee the difference between the amount specified in said Bid Proposal and the amount for which the Obligee may procure the required Work and/or supplies, if the latter amount be in excess of the former, together with all costs incurred by the Obligee in again calling for Bids, then the above obligation shall be void and of no effect, otherwise to remain in full force and effect.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract or the Call for Bids, the Work to be performed thereunder, the Drawings or the Specifications accompanying the same, or any other portion of the Contract Documents shall in no way affect its obligations under this Bond, and it does hereby waive notice of any such change, extension of time, alteration or addition to the terms of said Contract, the Call for Bids, the Work, the Drawings or the Specifications, or any other portion of the Contract Documents.

In the event suit or other proceeding is brought upon this Bond by the Obligee, the Surety shall pay to the Obligee all costs, expenses and fees incurred by the Obligee in connection therewith, including without limitation, attorney's fees.



IN WITNESS WHEREOF, the Principal and Surety have executed this instrument this 20th day of September, 2019 by their duly authorized agents or representatives.

(Principal's Corporate Seal)

NEMA Construction  
\_\_\_\_\_  
(Principal Name)

By: \_\_\_\_\_  
(Signature)

Ali Farahani  
\_\_\_\_\_  
(Typed or Printed Name)

Title: owner  
\_\_\_\_\_

(Surety's Corporate Seal)

Merchants Bonding Company (Mutual)  
\_\_\_\_\_  
(Surety Name)

By: \_\_\_\_\_  
(Signature of Surety)

(Attach Attorney-in-Fact Certificate)

Shawn Blume, Attorney-in-Fact  
\_\_\_\_\_  
(Typed or Printed Name)

( 515 ) 243-8171  
\_\_\_\_\_  
(Area Code and Telephone Number of Attorney-in-Fact for Surety)

Contact name, address, telephone number and email address for notices to the Surety

Ray Klucznik  
\_\_\_\_\_  
(Contact Name)

P.O. Box 14498, Des Moines, IA 50306  
\_\_\_\_\_  
(Address)

(800)678-8171  
\_\_\_\_\_  
(Telephone)

rklucznik@merchantsbonding.com  
\_\_\_\_\_  
(Email address)

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

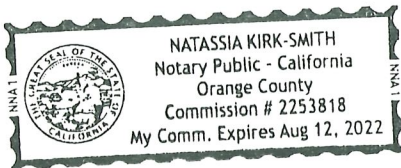
CIVIL CODE 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached and not the truthfulness, accuracy, or validity of that document.

State of California )
County of Orange )

On 9/20/19 before me, Natassia Kirk-Smith, Notary Public, personally appeared Shawn Blume 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.



Place Notary Seal Above

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: [Handwritten Signature] Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could present fraudulent and reattachment of this form to another document.

Description of Attached Document

Type or Title of Document:

Document Date: Number of Pages:

Signer(s) Other Than Named Above:

Capacity(ies) Claimed by Signer(s)

Signer's Name: Shawn Blume

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

Signer Is Representing:

Capacity(ies) Claimed by Signer(s)

Signer's Name:

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

Signer Is Representing:

**MERCHANTS**  
**BONDING COMPANY™**  
**POWER OF ATTORNEY**

Know All Persons By These Presents, that MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., both being corporations of the State of Iowa (herein collectively called the "Companies") do hereby make, constitute and appoint, individually, Eric Lowey; Jennifer Grenrood; Kevin Cathcart; Mark Richardson; Michael Castaneda; Shawn Blume; Teresa I Jackson; Vanessa Copeland

their true and lawful Attorney(s)-in-Fact, to sign its name as surety(ies) and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

This Power-of-Attorney is granted and is signed and sealed by facsimile under and by authority of the following By-Laws adopted by the Board of Directors of Merchants Bonding Company (Mutual) on April 23, 2011 and amended August 14, 2015 and adopted by the Board of Directors of Merchants National Bonding, Inc., on October 16, 2015.

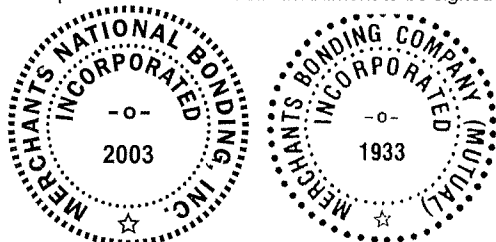
"The President, Secretary, Treasurer, or any Assistant Treasurer or any Assistant Secretary or any Vice President shall have power and authority to appoint Attorneys-in-Fact, and to authorize them to execute on behalf of the Company, and attach the seal of the Company thereto, bonds and undertakings, recognizances, contracts of indemnity and other writings obligatory in the nature thereof."

"The signature of any authorized officer and the seal of the Company may be affixed by facsimile or electronic transmission to any Power of Attorney or Certification thereof authorizing the execution and delivery of any bond, undertaking, recognizance, or other suretyship obligations of the Company, and such signature and seal when so used shall have the same force and effect as though manually fixed."

In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.

In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner-Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

In Witness Whereof, the Companies have caused this instrument to be signed and sealed this 31st day of January, 2019.

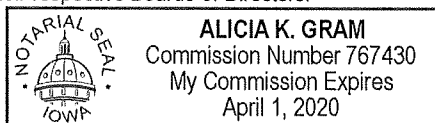


MERCHANTS BONDING COMPANY (MUTUAL)  
MERCHANTS NATIONAL BONDING, INC.

By *Larry Taylor*  
President

STATE OF IOWA  
COUNTY OF DALLAS ss.

On this this 31st day of January, 2019, before me appeared Larry Taylor, to me personally known, who being by me duly sworn did say that he is President of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC.; and that the seals affixed to the foregoing instrument are the Corporate Seals of the Companies; and that the said instrument was signed and sealed in behalf of the Companies by authority of their respective Boards of Directors.

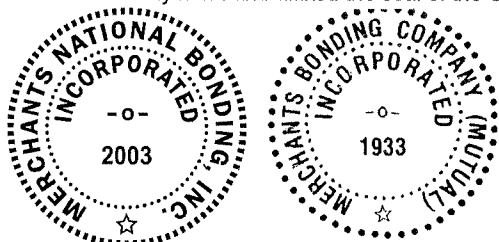


*Alicia K. Gram*  
Notary Public

(Expiration of notary's commission  
does not invalidate this instrument)

I, William Warner, Jr., Secretary of MERCHANTS BONDING COMPANY (MUTUAL) and MERCHANTS NATIONAL BONDING, INC., do hereby certify that the above and foregoing is a true and correct copy of the POWER-OF-ATTORNEY executed by said Companies, which is still in full force and effect and has not been amended or revoked.

In Witness Whereof, I have hereunto set my hand and affixed the seal of the Companies on this 20th day of September, 2019.



*William Warner Jr.*  
Secretary