

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: American Asphalt Repair & Resurfacing Co., Inc.
(Name of Bidder)
24200 Clawiter Road
(Address)
Hayward, CA 94545
(City, State, Zip Code)
510-723-0280
(Telephone/Fax)
dale@americanasphalt.com
(E-Mail Address of Bidder's Representative(s))
Steve Aguirre
(Name(s) of Bidder's Authorized Representative(s))

1. Bid Proposal

1.	Base Bid	\$ 711,478.00
2.	Owner's Non-Specified Allowance	\$ 40,000.00
3.	Total Bid Amount (Sum of Line 1 + 2)	\$ 751,478.00

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 sum of seven hundred fifty-one thousand four hundred seventy-eight Dollars (\$ 751,478.00) (Line 3 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 Forty Thousand Dollars and No Cents (\$40,000.00).

1.2 Owner's Non-Specified Allowance. Bidder shall include in Bid Proposal the stipulated sum of Forty Thousand Dollars and No Cents (\$40,000.00) 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 Forty Thousand Dollars (\$250,000.00). 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.

 Q **Addenda Nos.** 1 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) A, C-32 bearing License Number(s) 439591, with expiration date(s) of 5/31/2023. 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.

(Corporate Seal)

By: Steve Aguirre

(Signature)

Steve Aguirre

(Typed or Printed Name)

Title: Secretary

BID BOND

KNOW ALL MEN BY THESE PRESENTS that we, Everest Reinsurance Company, as Surety and American Asphalt Repair and Resurfacing Company, Inc., 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.: B22/23-01 Chabot College Site Improvements 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 15th day of August, 2022 by their duly authorized agents or representatives.

(Principal's Corporate Seal)

American Asphalt Repair and Resurfacing Company, Inc.
(Principal Name)

By: Steve Guine

Steve Aguirre
(Typed or Printed Name)

Title: Secretary

(Surety's Corporate Seal)

Everest Reinsurance Company
(Surety Name)

By: Kathleen Le
(Signature of Surety)

Kathleen Le, Attorney-In-Fact
(Typed or Printed Name)

(Attach Attorney-in-Fact Certificate)

(800) 444-4134
(Area Code and Telephone Number of Attorney-in-Fact for Surety)

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

Everest Reinsurance Company ATTN: Claims
(Contact Name)

100 Everest Way, Warren Corporate Center, Warren, NJ 07059
(Address)

908-604-3000
(Telephone)

kevin.chambers@everestre.com
(Email address)

ACKNOWLEDGMENT

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 Sacramento)

On August 15, 2022 before me, Mary Ellen Collins, Notary Public
(insert name and title of the officer)

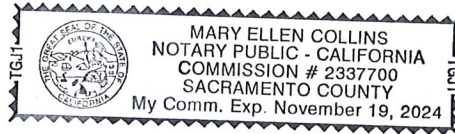
personally appeared Kathleen Le
who proved to me on the basis of satisfactory evidence to be the person(~~s~~) whose name(~~s~~) is/~~are~~ subscribed to the within instrument and acknowledged to me that ~~he~~/~~she~~/~~they~~ executed the same in ~~his~~/~~her~~/~~their~~ authorized capacity(~~ies~~), 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





(Seal)



POWER OF ATTORNEY
EVEREST REINSURANCE COMPANY
DELAWARE

KNOW ALL PERSONS BY THESE PRESENTS: That Everest Reinsurance Company, a corporation of the State of Delaware ("Company") having its principal office located at 477 Martinsville Road, Liberty Corner, New Jersey 07938, do hereby nominate, constitute, and appoint:

Elizabeth Colodi, John Hopkins, John J. Weber, Joseph H. Weber, Renee Ramsey, Sara Walliser, Mindy Whitehouse, Jennifer Lakmann, Deanna Quintero, Bill Rapp, Jason March, Matthew Foster, Tony Clark, Mary Collins, Kristie Phillips, Claudine Gordon, Michael K. Feeney, Samantha Watkins, Phil Watkins, Brad Espinosa, Puala Senna, Pam Sey, Breanna Boatright, and Kathleen Le

its true and lawful Attorney(s)-in-fact to make, execute, attest, seal and deliver for and on its behalf, as surety, and as its act and deed, where required, any and all bonds and undertakings in the nature thereof, for the penal sum of no one of which is in any event to exceed UNLIMITED, reserving for itself the full power of substitution and revocation.

Such bonds and undertakings, when duly executed by the aforesaid Attorney(s)-in-fact shall be binding upon the Company as fully and to the same extent as if such bonds and undertakings were signed by the President and Secretary of the Company and sealed with its corporate seal.

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Board of Directors of Company ("Board") on the 28th day of July 2016:

RESOLVED, that the President, any Executive Vice President, and any Senior Vice President and Anthony Romano are hereby appointed by the Board as authorized to make, execute, seal and deliver for and on behalf of the Company, any and all bonds, undertakings, contracts or obligations in surety or co-surety with others and that the Secretary or any Assistant Secretary of the Company be and that each of them hereby is authorized to attest to the execution of any such bonds, undertakings, contracts or obligations in surety or co-surety and attach thereto the corporate seal of the Company.

RESOLVED, FURTHER, that the President, any Executive Vice President, and any Senior Vice President and Anthony Romano are hereby authorized to execute powers of attorney qualifying the attorney named in the given power of attorney to execute, on behalf of the Company, bonds and undertakings in surety or co-surety with others, and that the Secretary or any Assistant Secretary of the Company be, and that each of them is hereby authorized to attest the execution of any such power of attorney, and to attach thereto the corporate seal of the Company.

RESOLVED, FURTHER, that the signature of such officers named in the preceding resolutions and the corporate seal of the Company may be affixed to such powers of attorney or to any certificate relating thereto by facsimile, and any such power of attorney or certificate bearing such facsimile signatures or facsimile seal shall be thereafter valid and binding upon the Company with respect to any bond, undertaking, contract or obligation in surety or co-surety with others to which it is attached.

IN WITNESS WHEREOF, Everest Reinsurance Company has caused their corporate seals to be affixed hereto, and these presents to be signed by their duly authorized officers this 28th day of July 2016.



Everest Reinsurance Company

Attest: Nicole Chase, Assistant Secretary

By: Anthony Romano, Vice President

On this 28th day of July 2016, before me personally came Anthony Romano, known to me, who, being duly sworn, did execute the above instrument; that he knows the seal of said Company; that the seal affixed to the aforesaid instrument is such corporate seal and was affixed thereto; and that he executed said instrument by like order.

LINDA ROBINS
Notary Public, State of New York
No 01R06239736
Qualified in Queens County
Term Expires April 25, 2023

Linda Robins, Notary Public

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company, at the Liberty Corner, this 15th day of August 2022.

SUBCONTRACTORS LIST

Bidder: American Asphalt Repair & Resurfacing Co., Inc.

Address: 24200 Clawiter Road Hayward, CA 94545

Telephone: 510-723-0280

Fax: 510-723-0288

Bidder's Authorized Representative: Steve Aguirre

PROJECT: BID NO.: B22/23-01 Chabot College Site Improvements Project

NAME OF SUBCONTRACTOR	BUSINESS LOCATION/ ADDRESS OF SUBCONTRACTOR	TRADE OR PORTION OF THE WORK
Mountain Enterprises	950 Iron Point Road, Suite 210 Folsom, CA 95630	Landscaping
Columbia Electric Inc.	1980 Davis Street San Leandro, CA 94577	Electrical
Chrisp Company	43650 Osgood Road Fremont, CA 94539	Striping

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).

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NON-COLLUSION AFFIDAVIT

STATE OF CALIFORNIA)
COUNTY OF Alameda)

PROJECT: BID NO.: B22/23-01 Chabot College Site Improvements Project

I, Steve Aguirre, being first duly sworn, deposes and says that I
(Typed or Printed Name)
am the Secretary of American Asphalt Repair & Resurfacing Co., Inc., 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 31st day of August, 2022 at Hayward, Alameda County, California.
(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.

Steve Aguirre
Signature

24200 Clawiter Road
(Address)

Steve Aguirre
Name Printed or Typed

Hayward, CA 94545
(City, County and State)

(510) 723-0280
(Area Code and Telephone Number)

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CERTIFICATION OF PRE-BID SITE VISIT

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

RE: IFB B22-23-01 Chabot College Site Improvements Project

Ladies and Gentlemen:

In connection with submitting a Bid Proposal for the Work described as IFB NO: B22-23-01 Chabot College Site Improvements Project I visited the Site of the Work on Thursday, August 11, 2022, at Chabot College, 25555 Hesperian Blvd, Hayward, California 94545 on behalf of:

American Asphalt

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 Las Positas 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.

American Asphalt

Name of Bidder

JEK

Authorized Signatory

24200 Clawiter Road

Address

Hayward, CA 94545

650-333-3341

Phone Number

8-11-2022

Date



Purchasing and Warehouse Services
 Representative Initials:

WPAW

Date:

August 11, 2022

STATEMENT OF BIDDER'S QUALIFICATIONS

1. Bidder's Organization

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

1.1.1 If a corporation, state the following:

State of incorporation: California

Date of incorporation: 3/24/1983

President/Chief Executive Officer: Shel Waggener

Secretary: Steve Aguirre

Treasurer/Chief Financial Officer: AllanHenderson

1.1.2 If a partnership, state the following:

Type of partnership, i.e., general partnership, limited partnership: _____

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: _____

1.1.4 If a joint venture, state the following

Date of organization: _____

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: 39 years

1.3 Number of years your organization has conducted business under its present name: 39 years

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: 94-2914200

1.6 Your Public Works Contractor Registration Number: 1000002117

2. Licensing

2.1 California Contractors License: Number: 439591
Expiration Date: 5/31/2023
Responsible Managing Employee/Officer: Steve Aguirre
License Classification(s): A, C-32

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.

2.4 Has your contractors' license(s) been consistently active for at least five (5) years without revocation or suspension? x Yes No

3. Experience

3.1 Categories of work (other than management/supervision) your organization typically performs with your own forces Asphalt, Slurry Seal, Seal Coat, Striping & Concrete Repairs

3.2 On a separate attachment, list similar sized construction project completed by your organization in the past seven (7) 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, percentage of change orders for the project, original completion date and final completion date (iii) the project owner's name, address, telephone number and email address, the name of the project owner's representative, address, telephone number and email address; and (iv) the project architect's name, address, telephone number, contact person and their email address.

3.3 On a separate attachment, list all construction projects 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

Public Works References

American Asphalt Repair and Resurfacing Co., Inc.

No stop notice claims or lawsuits were filed and no liquidated damages were assessed for any of the below referenced projects. All projects included control of public traffic, work on public street/property, and public notification/coordination. All work was completed within specified time.

Town of Atherton

Public Works Department
91 Ashfield Road Atherton, CA
2020 Slurry Seal Prj. 56094
Contract Amount: \$ 120,2563.00
Start Date: 7/20; Complete: 10/20
Contact: Davide Huynh
Phone: (650) 752-0500
Email: dhuyh@ci.atherton.ca.us

City of Willits

Various Streets
Willits, CA
2020 Slurry Seal & Pavement Project
Contract: \$188,619.00
Start Date: 7/20; Complete: 9/20
Contact: John Sherman
Phone: (707)459-7122
Email: Jsherman@cityofwillits.org

City of Dublin

Various Streets
Dublin, CA
2021 Slurry Seal
Contract: \$1,026,323.00
Start Date: 07/21; Complete: 09/21
Contact: William Wahbeh
Phone: (925) 833-6649
Email: william.wahbeh@dublin.ca.gov

City of San Bruno

Various Streets
San Bruno, CA
2019-20 Slurry Seal Project
Contract Amount: \$ 357,429.00
Start Date: 05/20; Complete: 09/20
Contact: Jason Tong
Phone: (650) 794-1443
Email: jtong@sanbruno.ca.gov

Town of Windsor

Various Streets
Windsor, CA 95492
2020 Pavement Preservation Project
Contract: \$ 464,891.59
Start Date: 05/20; Complete: 07/20
Contact: Alejandro Perez
Phone: 707-838-1000
Email: aperez@townofwindsor.com

City of Belmont

Various Streets
Belmont, CA
2021 Slurry Seal Project
Contract: \$ 752,163.75
Start Date: 06/21; Complete: 10/21
Contact: Nima Mazhari
Phone: (650)730-5706
Email: nmazhari@belmont.gov

City of Dublin

100 Civic Plaza
Dublin, CA 94568
2019 Slurry Seal
Contract Amount: \$ 1,392,302.00
Start Date: 05/19; Complete: 09/19
Contact: Lorin Jensen
Phone: (925) 833-6655
Email: parkspm@dublin.ca.gov

City of Redwood City

1017 Middlefield Road
Redwood City, CA 94063
2019 Microsurfacing Project
Contract: \$ 688,034.00
Start Date: 06/19; Complete: 11/19
Contact: Sayed Zahori
Phone: 650-780-7321
Email: szahori@redwoodcity.org

Projects Currently in Progress 2022

City of Benicia
2022 Citywide Micro-Surfacing

Tony Fisher

Contract: \$688,663.50

Percentage Complete: 50%

Schedule Completion: 10/31/2022

San Ramon USD

Various School Projects

Stuart Watson

Contract: \$75,000 +

Percentage Complete: 75%

Schedule Completion: 8/30/2022

City of Pleasanton
Annual Slurry Seal 2022

Kiim Roberts

Contract: \$495,822.50

Percentage Complete: 40%

Schedule Completion: 10/31/2022

Monterey County Office of Education
Asphalt, Slurry & Striping 2022

Darrien Fort

Contract: 86,458.00

Schedule Completion: 9/30/2022

Walnut Creek School District

Various Projects

Kathryn Steinway

Contract: \$75,000 +

Percentage Complete: 75%

Schedule Completion: 09/30/22

City of Sunnyvale

Slurry Seal 2022 B

David Battaglia

Contract: \$1,177,911.95

Percentage Complete: 5%

Schedule Completion: October 2022

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
- 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
- 4.1.3 Are there any judgements, orders, decrees, mediation or arbitration awards pending, outstanding against your organization or any of the officers, directors, employees or principals of your organization? _____ Yes No
- 4.2 Has your organization ever refused to sign a construction contract awarded to it? _____ Yes No
- 4.3 Has your organization ever failed to complete a construction contract? _____ Yes No
- 4.4 Has your organization ever been declared in default of a construction contract within California within the past ten (10) years? _____ Yes No
- 4.5 Has any construction contract to which your organization has been or is a party to been terminated for the convenience of the project owner? _____ Yes No
- 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
- 4.7 Has your Firm or an Associated Firm or any of their owners or officers who owns ten percent (10%) or more equity interest of your organization been convicted of a crime under federal, state, or local law involving: bidding for, awarding of, or performance of a contract with a public entity; making a false claim(s) to any public entity; or fraud, theft, or other act of dishonesty to any contracting party within the past ten (10) years? _____ Yes No
- 4.8 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

4.9 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 x No

4.10 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 x No

If "YES" to any of the above questions you will Not qualify for this project.

4.11 Has your Firm contracted for and completed construction of a minimum of three (3) California community college, university or higher education projects, each with a value of at least \$1,000,000, and all within the past seven (5) years?
 x Yes _____ No

5.0 **References** (Include name, contact person, telephone, email and address for each reference provided):

5.1 Trade References (three (3) minimum)

Stevens Creek Quarry Granite Construction
Vulcan Materials

5.2 Bank References

California Bank of Commerce
3595 Mt. Diablo Blvd., Suite 220 Lafayette Phone : 925-283-2265

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

See Attached

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

See Attached

American Asphalt Repair and Resurfacing Co., Inc.

REFERENCES - LARGE SCHOOL PROJECTS AS PRIME CONTRACTOR

No stop notice claims or lawsuits were filed and no liquidated damages were assessed for any of the below referenced projects. All work was completed timely.

Monterey Peninsula Unified School District

700 Pacific Street Monterey, CA 93910
2019 Pavement Maintenance & Rehab Project
Value: \$1,247,004.68 Start 19- May Complete 19- Nov
Contact: Debbie Goularte
Phone: (831) 392-3977 Email: debra@rgmassociates.com

Salinas City Elementary School District

39 Clark Street Salinas, CA 93901
El Gabilan 2018 Asphalt Pavement Project
Value: \$606,554.16 Start June-18 Complete Aug-18
Contact: Darren Fort
Phone: (831) 901-7452

West Contra Costa School District

125 South 8th Street Richmond, CA 94804
Kennedy High School Parking Lot Replacement 2018
Value: \$826,449.00 Start 18- May Complete 18-Aug
Contact: Joe Mayes
Phone: (510) 307-4518 Email: jmayes@wccusd.net

San Jose Unified School District

855 Lenzen Avenue San Jose, CA 95126
2019 Paving Maintenance Group 2
Value: \$1,618,495.01 Start May-17 Complete Sep-17
Contact: Cristiaan Van der Leijii
Phone: (408) 535-6000 Email: cris.vanderleij@vpcsonline.com

Acalanes Union High School District

1212 Pleasant Hill Road Lafayette, CA 94549
Campolindo High School Paving Maintenance
Value: \$775,413.00 Start 17- May Complete 16-Jul
Contact: Dave Humphrey
Phone: (925) 280-3900 Email: dhumphrey@auhsd.school.org

California State University, East Bay

25800 Carlos Bee Blvd. Hayward, CA 94541
Parking Lots E, F, Overflow & Arterial Roadway
Value: \$4,085,546.00 Start June-16 Complete Dec-16
Contact: Annie Shi
Phone: (510) 885-4574 Email: annie.shi@csueastbay.edu

Monterey Peninsula Unified School District

700 Pacific Street Monterey, CA 93910
Pavement Modernization Project-Four Campuses
Value: \$775,413.00 Start 16- May Complete 16-Jul
Contact: John Silvestrini
Phone: (831) 645-1261 Email: jsilvestrini@mpusd.k12.ca.us

6.0 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 31st day of August 2022 at Hayward, CA

(City and State)

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

Steve Aguirre
(Signature)

Steve Aguirre, Secretary
(Typed or written name)

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PUBLIC WORKS CONTRACTOR REGISTRATION CERTIFICATION
(Attachment D to Special Conditions)

I, Steve Aguirre, am the Secretary of
(Print Name) (Title)

American Asphalt Repair & Resurfacing Co., Inc.
(Contractor Name)

I declare, state and certify to all of the following:

1. I am aware of the provisions and requirements of California Senate Bill (SB) 854, the Public Works Contractor Registration Program.
2. I am authorized to certify, and do certify, on behalf of Contractor that an annual registration fee has been paid and I am registered as eligible to bid and work on public works projects by doing all of the following:
 - A. Must have workers' compensation coverage for any employees and only use subcontractors who are glistered public works contractors;
 - B. Must have Contractors State License Board license, if applicable to trade;
 - C. Must have no delinquent unpaid wage or penalty assessments owed to any employee or enforcement agency;
 - D. Must not be under federal or state debarment;
 - E. Must not be in prior violation of this registration requirement once it becomes effective on April 1, 2015.
3. Contractor and I understand that if the District determines that Contractor has either: (a) made a false certification herein, or (b) violated this certification by failing to carry out and to implement the requirements of the Department of Industrial Relations (DIR), the Contract awarded herein is subject to termination, suspension of payments, or both. Contractor and I further understand that, should Contractor violate the terms of the Public Works Contractor Registration Certification Law of California Senate Bill 854, Contractor may be subject to debarment in accordance with the provisions of California Labor Code §§1720, et seq.
4. Contractor and I acknowledge that Contractor and I are aware of the provisions of California Senate Bill 854 and hereby certify that Contractor and I will adhere to, fulfill, satisfy and discharge all provisions of and obligations under the Public Works Contractor Registration Program.

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

Executed at Hayward, CA this 31st day of
(City and State)

August, 2022

Steve Aguirre
(Signature)

Steve Aguirre
(Handwritten or Typed Name)

100002117
Department of Industrial Relations Registration #