



Bidder: RC Graves Construction  
Address: 2223 N. Locust Avenue, Rialto, CA 92377  
Phone: (909) 829-3688 Fax: (909) 829-3696  
License #: 983391 A, B, C-8

**Do Not Open in Regular Mail  
This is a Sealed Bid For  
Construction of Frisbie Park Expansion**

**City of Rialto  
Office of the City Clerk  
290 W. Rialto Ave.  
Rialto, CA 92376  
December 19, 2018 @ 3:00pm**

2018 DEC 19  
RECEIVED  
CITY CLERK

**BID SCHEDULE**  
**Revised November 27, 2018**  
LUMP SUM BID for the Construction of:  
**FRISBIE PARK EXPANSION**  
**CITY PROJECT NO. 150304**

**BID NO. 19-056**

**DECEMBER 2018**

Pursuant to the Invitation to Bid, the undersigned hereby proposes and agrees that on award by the City under this Bid, and in accordance with the provisions therein stated, to execute a Contract, with necessary bonds, to furnish and install any and all labor, materials, transportation, and services for **CONSTRUCTION OF FRISBIE PARK EXPANSION, PROJECT NO. 150304**, in accordance with the Scope of Work and Specifications therefor adopted and on file with the City within the time hereinafter set forth and at the prices named in this Bid as follows:

Total of Bid Breakdown items must equal the lump sum Bid below. See Section 2, Work Details, for a work breakdown itemization.

**WORK**

**LUMP SUM**

1.	Project Start-Up	\$	<u>2,193,700.<sup>00</sup></u>
2.	Clear and Grub - Demolition	\$	<u>200,000.<sup>00</sup></u>
3.	Structure Demolition	\$	<u>5,000.<sup>00</sup></u>
4.	Street Improvements (Easton Street, Eucalyptus Avenue & Acacia Avenue)	\$	<u>75,500.<sup>00</sup></u>
5.	Earthwork	\$	<u>1,250,100.<sup>00</sup></u>
6.	Drainage	\$	<u>89,300.<sup>00</sup></u>
7.	On-Site Utilities (S)	\$	<u>700,000.<sup>00</sup></u>
8.	Lighting/Electrical (S)	\$	<u>2,067,000.<sup>00</sup></u>
9.	Site Furnishings (S)	\$	<u>541,000.<sup>00</sup></u>
10.	Hardscape	\$	<u>3,192,400.<sup>00</sup></u>
11.	Parking Lots	\$	<u>324,400.<sup>00</sup></u>
12.	Fences (incl. ballfields), Railings and Walls	\$	<u>1,160,500.<sup>00</sup></u>
13.	Play and Exercise Areas (surfacing & equip) (S)	\$	<u>504,300.<sup>00</sup></u>
14.	Skate Park (S)	\$	<u>353,800.<sup>00</sup></u>
15.	Multi-Use Courts (S)	\$	<u>23,500.<sup>00</sup></u>
16.	Restroom/Storage Facility (S)	\$	<u>30,000.<sup>00</sup></u>
17.	Concessions/Office Facility (S)	\$	<u>15,000.<sup>00</sup></u>
18.	North Restroom Renovation (S)	\$	<u>20,000.<sup>00</sup></u>

CONSTRUCTION OF FRISBIE PARK EXPANSION  
CITY PROJECT NO. 150304  
DECEMBER 2018



# **INFORMATION REQUIRED OF BIDDER** **LIST OF SUBCONTRACTORS**

As required under Section 4100, et seq., of the Public Contract Code, the Bidder shall list below the name, business address, California Contractor license number, and public works contractor registration number (DIR number) of each subcontractor who will perform Work under this Bid in excess of one-half of one percent of the Contractor's Total Bid Price, or \$10,000.00, whichever is greater, and shall also list the portion of the Work which will be done by such subcontractor. After the opening of Bids, no changes or substitutions will be allowed except as otherwise provided by law. The listing of more than one subcontractor for each item of Work to be performed with the words "and/or" will not be permitted. Failure to comply with this requirement will render the Bid as non-responsive and may cause its rejection. Use additional pages if necessary.

**Special Notes:** The Prime Contractor shall perform not less than 50% of the Work identified in this Bid. In the event a Bidder lists subcontractors who will perform Work under this Bid in excess of 50% of the Work identified in this Bid, the Bid shall be considered non-responsive.

Bidders shall list the total % of Work to be performed by the Prime Contractor here: 51.3%  
(Shall not be less than 50%)

Work to be Performed	Contractor's CSLB License # and DIR #	Percent of Total Contract	Subcontractor's Name and Address
1 SITE FURNISHINGS	LICENSE# 928149 DIR# 1000008260	3.3 %	HANSEN ASSOCIATES 17744 SKY PARK CIRCLE IRVINE CA
2 INSTALL SHELTERS & EQUIPMENT	LICENSE# 6971695 DIR# 1000001641	5.4 %	ORTCO INC. 2163 GLASSELL ORANGE CA
3 SURVEY	LICENSE# LS 3983, 1019240 DIR# 1000001641	.65 %	PRECISION ENGINEERING SURVEYORS 7231 BOULDER AVE HIGHLAND CA
4 PLAY SURFACE	LICENSE# 6067261 DIR# 1000002700	1.8 %	ROBERTSON INDUSTRIES 2414 W. 12TH STREET TEMPE AZ
5 AC PAVING.	LICENSE# 744113 DIR# 1000025998	2.6 %	ADVANTAGE UNLIMITED PAVING P.O. BOX 31005 FONTANA CA
6 FENCE & GATES	LICENSE# 934352 DIR# 1000001516	8.5 %	TEAM WEST CONTRACTING 2733 VISTA VUE BLOOMINGTON CA

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(Shall not be less than 50%)

Work to be Performed	Contractor's CSLB License # and DIR #	Percent of Total Contract	Subcontractor's Name and Address
1 LANDSCAPE	LICENSE# 802299 DIR# 1000019419	9.4 %	INLAND EMPIRE LANDSCAPE 24510 KERN ST SAN BERNARDINO CA
2 <del>XXXXXXXXXX</del> <del>XXXXXXXXXX</del>	LICENSE# <del>XXXXXXXXXX</del> DIR# <del>XXXXXXXXXX</del>	%	<del>XXXXXXXXXX</del> <del>XXXXXXXXXX</del> <del>XXXXXXXXXX</del>
3 MASONARY	LICENSE# 6029489 DIR# 1000004794	3.5 %	GRANSTORM MASONARY P.O. BOX 7041 TORRENCE CA
4 SKATE PARK	LICENSE# 962150 DIR# 10000116308	2.9 %	CALIFORNIA SKATE PARKS 273 BENSON AVE UPLAND CA
5 PAINTS + COATINGS	LICENSE# 225174 DIR# 1000001155	.9 %	BITHELL INC. 1004 EDNA PL COVINA CA
6 SITE UTILITIES	LICENSE# 1013926 DIR# 1000039100	6.7 %	H7 CONTRACTING AND ENGINEERING 250916 JEFFERSON AVE MURRIETA CA

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(Shall not be less than 50%)

Work to be Performed	Contractor's CSLB License # and DIR #	Percent of Total Contract	Subcontractor's Name and Address
<del>1</del> <del>XXXXXXXXXX</del> EOR	LC# <del>XXXXXXXXXX</del> EOR DIR# <del>XXXXXXXXXX</del>	%	<del>XXXXXXXXXX</del> <del>XXXXXXXXXX</del> EOR
2 ELECTRICAL	LC# 835109 DIR# 1000001519	16.8 %	ACE ELECTRIC P.O. BOX 69071 SAN DIEGO CA
3	LC#  DIR#	%	
4	LC#  DIR#	%	
5	LC#  DIR#	%	
6	LC#  DIR#	%	

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Work to be Performed	Contractor's CSLB License # and DIR #	Percent of Total Contract	Subcontractor's Name and Address
1	LIC#	%	
	DIR#		
2	LIC#	%	
	DIR#		
3	LIC#	%	
	DIR#		
4	LIC#	%	
	DIR#		
5	LIC#	%	
	DIR#		
6	LIC#	%	
	DIR#		

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Work to be Performed	Contractor's CSLB License # and DIR #	Percent of Total Contract	Subcontractor's Name and Address
1	LIC# DIR#	%	
2	LIC# DIR#	%	
3	LIC# DIR#	%	
4	LIC# DIR#	%	
5	LIC# DIR#	%	
6	LIC# DIR#	%	



# **BID DOCUMENTS**

**Bid Opening Date: December 19, 2018**

**Only the following listed documents, identified in the lower right corner as "Bid Forms" shall be fully executed and submitted with the Bid at the time of opening of Bids.**

**Bid (Proposal)**

**Bid Schedules**

**Schedule of Values**

**List of Subcontractors**

**Non-collusion Declaration**

**Worker's Compensation Certificate**

**Non-Discrimination Certification**

**Debarment and Suspension Certification**

**Disclosure of Lobbying Activities**

**Bidder's General Information**

**Bid Bond (Bid Security Form)**

**Public Contract Code Section 10285.1 Statement**

**Public Contract Code Section 10162 Questionnaire**

**Public Contract Code Section 10232 Statement**

**Compliance with Clean Air and Water Acts Certification**

**City of Rialto "Disclosure Form"**

**Failure of a Bidder to fully execute and submit all of the listed documents with the Bid will render a Bid as non-responsive and subject to rejection.**

## BID PROPOSAL

### BID TO: CITY OF RIALTO, CALIFORNIA

The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with the City in the form included in the Contract Documents (as defined in Article 4 of the Agreement) to perform the Work as specified or indicated in said Contract Documents entitled:

### CONSTRUCTION OF FRISBIE PARK EXPANSION CITY PROJECT NO. 150304 RFB 19-056

Bidder accepts all of the terms and conditions of the Contract Documents, including without limitation those in the Notice Inviting Bids and the Instructions to Bidders dealing with the disposition of the Bid Security.

This Bid will remain open for the period stated in the Notice Inviting Bids, unless otherwise required by law. Bidder will enter into an Agreement within the time and in the manner required in the Instructions to Bidders, and will furnish the insurance certificates, Payment Bond, Performance Bond, and all Permits required by the Contract Documents.

Bidder has examined copies of all the Contract Documents, including the following Addenda (receipt of which is hereby acknowledged):

Number <u>1</u>	Date <u>12/5/18</u>
Number <u>2</u>	Date <u>12/12/18</u>
Number _____	Date _____
Number _____	Date _____
Number _____	Date _____
Number _____	Date _____
Number _____	Date _____

Bidder has familiarized itself with the nature and extent of the Contract Documents, the Work, the site, the locality where the Work is to be performed, the legal requirements (federal, state, and local laws, ordinances, rules, and regulations), and the conditions affecting cost, progress, or performance of the Work, and has made such independent investigations as Bidder deems necessary.


In conformance with the current statutory requirements of California Labor Code Section 1860, et seq., the undersigned confirms the following as its certification:

I am aware of 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, before commencing the performance of the Work of this Contract.

To all the foregoing, and including all Bid Schedule(s), List of Subcontractors, Non-collusion Affidavit, Bidder's General Information, and Bid Bond contained in these Bid Forms, said Bidder further agrees to complete the Work required under the Contract Documents within the Contract Time stipulated in said Contract Documents, and to accept in full payment therefor the Contract Price based on the Lump Sum or Unit Bid Price(s) named in the aforementioned Bidding Schedule(s).

Dated: December 19, 2018

Bidder: RC Graves Construction

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

Title: Partner

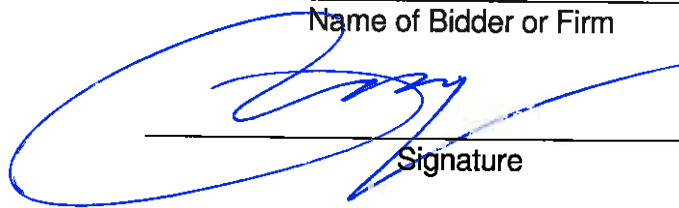
## **SPECIAL NOTES APPLICABLE TO THE BID SCHEDULE**

### **SPECIAL NOTE:**

In the event of any "missing" bid items or scope of work not otherwise included or identified in the Bid Schedule, but indicated or required by the Plans and Specifications, the Contractor shall prosecute the work as required by the Plans and Specifications, and payment for any "missing" bid items or scope of work shall be included in the various bid items of work, and no additional payment will be allowed therefore. The Bidder's signature hereunder acknowledges the Bidder's responsibility to comprehensively review the Plans and Specifications and to include all costs associated with the required scope of work in the various bid items of work.

RC Graves Construction

\_\_\_\_\_  
Name of Bidder or Firm

  
\_\_\_\_\_  
Signature

**NON-COLLUSION DECLARATION TO BE EXECUTED BY BIDDER  
AND SUBMITTED WITH BID**

The undersigned declares:

I am the Partner of RC Graves Construction, the  
(Title of Officer) (Firm/Company)  
party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. 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. All statements contained in the bid are true. 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, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on

December 19, 2018, at Rialto, California  
(Date) (City) (State)

  
Signature

## WORKER'S COMPENSATION CERTIFICATE

(AS REQUIRED BY SECTION 1861  
OF THE CALIFORNIA LABOR CODE)

I am aware of the provisions of Section 3700 of the California 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 said Code, and I will comply with such provisions before commencing the performance of the Work of this Contract.

Contractor RC Graves Construction

By 

Title Partner

### **NON-DISCRIMINATION CERTIFICATION**

As suppliers of goods or services to the City of Rialto, the firm listed below certifies that it does not discriminate in its employment with regard to age/handicap, race, color, religion, sex, or national origin; that it is in compliance with all federal, state, and local directives and executive orders regarding non-discrimination in employment; and that it agrees to demonstrate positively and aggressively the principle of equal employment opportunity in employment.

We agree specifically:

1. To establish or observe employment policies, which affirmatively promote opportunities for minority persons at all job levels.
2. To communicate this policy to all persons concerned, including all company employees, outside recruiting services, especially those serving minority communities, and to the minority communities at large.
3. To take affirmative steps to hire minority employees within the company.

FIRM RC Graves Construction

NAME OF PERSON SIGNING Robert W. Clapper

TITLE OF PERSON SIGNING Partner

DATE December 19, 2018

Please include any additional information available regarding equal opportunity employment programs now in effect within your company.

We comply with all legal requirements.

## DEBARMENT AND SUSPENSION CERTIFICATION

### TITLE 49, CODE OF FEDERAL REGULATIONS, PART 29

The bidder, under penalty of perjury, certifies that, except as noted below, he/she or any other person associated therewith in the capacity of owner, partner, director, officer, and manager:

- Is not currently under suspension, debarment, voluntary exclusion, or determination of ineligibility by any federal agency;
- Has not been suspended, debarred, voluntarily excluded or determined ineligible by any federal agency within the past 3 years;
- Does not have a proposed debarment pending; and
- Has not been indicted, convicted, or had a civil judgment rendered against it by a court of competent jurisdiction in any matter involving fraud or official misconduct within the past 3 years.

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

N/A

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

Notes: Providing false information may result in criminal prosecution or administrative sanctions.

The above certification is part of the Proposal. Signing this Proposal on the signature portion thereof shall also constitute signature of this Certification.



COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 51 U.S.C. 1352

Standard Form: LLL Rev. 9-12-64

**INSTRUCTIONS FOR COMPLETION OF SF-LLL,  
DISCLOSURE OF LOBBYING ACTIVITIES**

This disclosure form shall be completed by the reporting entity, whether subawardee or prime federal recipient, at the initiation or receipt of covered federal action or a material change to previous filing pursuant to title 31 U.S.C. Section 1352. The filing of a form is required for such payment or agreement to make payment to lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress an officer or employee of Congress or an employee of a Member of Congress in connection with a covered federal action. Attach a continuation sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

1. Identify the type of covered federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered federal action.
2. Identify the status of the covered federal action.
3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered federal action.
4. Enter the full name, address, city, State and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is or expects to be a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the first tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
5. If the organization filing the report in Item 4 checks "Subawardee" then enter the full name, address, city, State and zip code of the prime federal recipient. Include Congressional District, if known.
6. Enter the name of the federal agency making the award or loan commitment. Include at least one organization level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
7. Enter the federal program name or description for the covered federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
8. Enter the most appropriate federal identifying number available for the federal action identification in item 1 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract grant, or loan award number, the application/proposal control number assigned by the federal agency). Include prefixes, e.g., "RFP-DE-90-001."
9. For a covered federal action where there has been an award or loan commitment by the Federal agency, enter the federal amount of the award loan commitments for the prime entity identified in item 4 or 5.
10. (a) Enter the full name, address, city, State and zip code of the lobbying entity engaged by the reporting entity identified in item 4 to influenced the covered federal action.  
(b) Enter the full names of the individual(s) performing services and include full address if different from 10 (a). Enter Last Name, First Name and Middle Initial (MI).
11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (item 4) to the lobbying entity (item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.

14. Provide a specific and detailed description of the services that the lobbyist has performed or will be expected to perform and the date(s) of any services rendered. Include all preparatory and related activity not just time spent in actual contact with federal officials. Identify the federal officer(s) or employee(s) contacted or the officer(s) employee(s) or Member(s) of Congress that were contacted.
15. Check whether or not a continuation sheet(s) is attached.
16. The certifying official shall sign and date the form, print his/her name title and telephone number.

Public reporting burden for this collection of information is estimated to average 30 minutes per response, including time for reviewing instruction, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (03-48-0046), Washington, D.C. 20503.

SI-LLL-Instruction Rev. 06-04-90-ENDDIF

## BIDDER'S GENERAL INFORMATION

The Bidder shall furnish the following information. Failure to complete all Items will cause the Bid to be non-responsive and may cause its rejection.

1. BIDDER/CONTRACTOR'S Name and Street Address:

RC Graves Construction

2223 N. Locust Ave.

Rialto, CA 92377

Telephone Number: ( 909 ) 829-3688

Facsimile Number: ( 909 ) 829-3696

E-Mail: bob.clapper@reconstruction.com

Tax Identification Number: 81-5483412

2. TYPE OF FIRM

       Individual   X   Partnership        Corporation (State        )

       Minority Business Enterprise (MBE)

       Women Business Enterprise (WBE)

       Small Disadvantaged Business (SDB)

       Veteran Owned Business

       Disabled Veteran Owned Business

3.a CONTRACTOR'S LICENSE: Primary Classification   A  

State License Number(s)   983391  

Supplemental License Classifications   B, C-8  

3b. Contractor's Department of Industrial Relations (DIR) #   1000002662  

4. BUSINESS LICENSE:   X   Yes        No License No.:   BL18-3170  

5. Surety Company and Agent who will provide the required Bonds on this Contract:

Name of Surety   Allied World Insurance Company  

Address   550 S. Hope Street, Suite 1825  

  Los Angeles, CA 90071  

Surety Company   The Bond Exchange - Jim Moilanen  

Telephone Numbers: Agent (800)   764-7233   Surety ( 213 )   419-1401

### BIDDER'S GENERAL INFORMATION (Continued)

6. List the names and addresses of the principal members of the firm or names and titles of the principal officers of the corporation or firm:

<u>Robert W. Clapper - Partner</u>	<u>2223 N. Locust Ave., Rialto, CA 92377</u>
<u>Edward J. Graves - Partner</u>	<u>2223 N. Locust Ave., Rialto, CA 92377</u>
_____	_____

7. Number of years experience as a contractor in this specific type of construction work: 23 years

8. List at least three related projects completed to date:

a.	Owner <u>Newport Mesa USD</u>	Address <u>2985 E. Bear Street, Costa Mesa, CA</u>
	Contact <u>Ara Zareczny</u>	Class of Work <u>Sports Field</u>
	Phone <u>(714) 580-8665</u>	Contract Amount <u>\$12,185,711</u>
	Project <u>Davidson Field</u>	Date Completed <u>8/25/17</u>
	Contact Person <u>Jon Wollam</u>	Telephone number <u>(909) 772-2654</u>
b.	Owner <u>City of Fontana</u>	Address <u>17004 Arrow Blvd., Fontana, CA</u>
	Contact <u>Dan West</u>	Class of Work <u>Park</u>
	Phone <u>(909) 350-6518</u>	Contract Amount <u>\$4,358,000</u>
	Project <u>Miller Park Amphitheatre</u>	Date Completed <u>5/10/18</u>
	Contact Person <u>Jon Wollam</u>	Telephone number <u>(909) 772-2654</u>
c.	Owner <u>City of Rialto</u>	Address <u>335 W. Rialto Ave., Rialto, CA</u>
	Contact <u>City Clerk</u>	Class of Work <u>Park</u>
	Phone <u>(909) 421-7294</u>	Contract Amount <u>\$5,746,501.91</u>
	Project <u>Fergusson Park</u>	Date Completed <u>9/30/11</u>
	Contact Person <u>Jon Wollam</u>	Telephone number <u>(909) 772-2654</u>

9. Name of Project Manager/Superintendent: Jon Wollam

10. Name(s) of person(s) who inspected job site: Brad McMurray

## BID BOND

### KNOW ALL MEN BY THESE PRESENTS,

That RC Graves Construction as Principal, and  
Allied World Insurance Company as Surety,  
are held and firmly bound unto the City of Rialto, California, hereinafter called the "City" in the sum of:  
ten percent of the total bid amount dollars  
(not less than 10 percent of the total amount of the bid)  
for the payment of which sum, well and truly to be made, we bind ourselves, our heirs, executors, administrators,  
successors, and assigns, jointly and severally, firmly by these presents.

**WHEREAS**, said Principal has submitted a Bid to said City to perform the Work required under the Bid  
Schedule(s) of the City's Contract Documents entitled:


### CONSTRUCTION OF FRISBIE PARK EXPANSION CITY PROJECT NO. 150304

**NOW THEREFORE**, if said Principal is awarded a Contract by said City, and within the time and in the manner  
required in the "Notice Inviting Bids" and the "Instructions to Bidders" enters into a written Agreement on the  
Form of Agreement included with said Contract Documents, furnishes the required Certificates of Insurance, and  
furnishes the required Performance Bond and Payment Bond, then this obligation shall be null and void,  
otherwise it shall remain in full force and effect. In the event suit is brought upon this Bond by said City, and City  
prevails, said Surety shall pay all costs incurred by said City in such suit, including a reasonable attorney's fee to  
be fixed by the court.

**SIGNED AND SEALED**, this 13th day of December, 2018.

**EXECUTED FOR THE PRINCIPAL:** RC Graves Construction

By



\_\_\_\_\_  
Signature  
(NOTARIZED)

Print Name and Title:

Robert W. Clapper, President

By

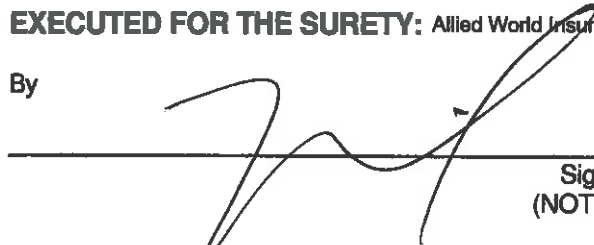
\_\_\_\_\_  
Signature  
(NOTARIZED)

Print Name and Title:

\_\_\_\_\_

**EXECUTED FOR THE SURETY:** Allied World Insurance Company

By



\_\_\_\_\_  
Signature  
(NOTARIZED)

Print Name and Title:

Yung T. Mullick, Attorney-in-fact

## CALIFORNIA ALL-PURPOSE 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

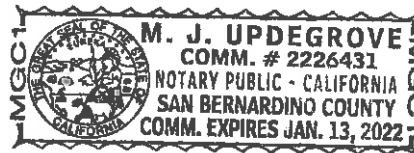
County of San Bernardino

On December 19, 2018 before me, M. J. Updegrove, Notary Public, personally appeared Robert W. Clapper, 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 M. J. Updegrove



(Seal)



# CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

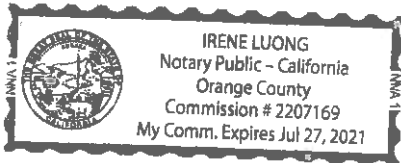
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA

County of Orange

On December 13, 2018 before me, Irene Luong Notary Public,  
Date Insert Name of Notary exactly as it appears on the official seal

personally appeared Yung T. Mullick  
Name(s) of Signer(s)



Place Notary Seal Above

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 Irene Luong  
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 prevent fraudulent removal and reattachment of the form to another document.

### Description of Attached Document

Title or Type of Document: \_\_\_\_\_

Document Date: \_\_\_\_\_ Number of Pages: \_\_\_\_\_

Signer(s) Other Than Named Above: \_\_\_\_\_

### Capacity(ies) Claimed by Signer(s)

Signer's Name: \_\_\_\_\_

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

RIGHT THUMBPRINT  
OF SIGNER

Top of thumb here

Signer is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

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

RIGHT THUMBPRINT  
OF SIGNER

Top of thumb here

Signer is Representing: \_\_\_\_\_



ALLIED WORLD INSURANCE COMPANY  
199 Water Street  
New York, NY 10038  
USA

## POWER OF ATTORNEY

Issue Date: August 24, 2018

No. 32826-A2070

Single Transaction Limit: \$10,000,000

### KNOW ALL MEN BY THESE PRESENTS:

Allied World Insurance Company, a New Hampshire corporation (the "Company") does hereby appoint

NAME(s) James W. Moilanen

Yung T. Mullick

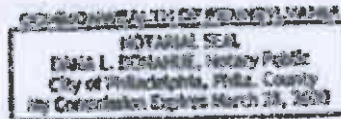
Stephanie Hoang

FIRM: The Bond Exchange & Insurance Agency 24800 Chisanta Drive Suite 160 Mission Viejo, CA 92691

Its true and lawful Attorney(s)-in-Fact, with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business, and to bind the Company thereby. This Power of Attorney shall remain in full force and effect for one year from the issued date above-referenced and shall expire on close of business of the first anniversary of such Issue Date.

IN WITNESS WHEREOF, ALLIED WORLD INSURANCE COMPANY has caused these presents to be executed by the officer named below, who is duly authorized and empowered to execute on the Company's behalf.

This 24th day of August, 2018



*Robert E. Staples*

Name: Robert E. Staples  
Title: Senior Vice President - Surety

State of Pennsylvania )  
County of Philadelphia ) ss.

On this 24th day of August, 2018, before me came the above-named officer of ALLIED WORLD INSURANCE COMPANY, to me personally known to be the individual and officer described herein, and acknowledged that he executed the foregoing instrument and affixed the seals of said corporation thereto by authority of his office.

*Daniel L. Donahue*

Notary  
My Commission Expires: 03/28/2020

### CERTIFICATE

Excerpt of Resolution adopted by the Board of Directors of the ALLIED WORLD INSURANCE COMPANY (the "Corporation"), on December 31, 2012

RESOLVED, that the proper officers of the Corporation, the head of its surety business line for the Corporation and their appointed designees (each an "Authorized Officer" and collectively, the "Authorized Officers") be, and each hereby is, authorized to appoint one or more Attorneys-in-Fact to represent and act for and on behalf of the Corporation in the transaction of the Company's surety business to execute (under the common seal of the Corporation, if appropriate) bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof.

RESOLVED, that in connection with the Corporation's transaction of surety business, the signatures and attestations of the Authorized Officers and the seal of the Corporation may be affixed to any such Power 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 valid and binding upon the Corporation when so affixed with respect to any bond, undertaking, recognizance or other contract of indemnity or writing obligatory in the nature thereof.

RESOLVED, that in connection with the Corporation's transaction of surety business, the facsimile or mechanically reproduced signature of any Authorized Officer, whether made heretofore or hereafter, whenever appearing upon a copy of any Power of Attorney of the Corporation, with signatures affixed as next above noted, shall be valid and binding upon the Corporation with the same force and effect as though manually affixed.

RESOLVED, that in connection with the Corporation's transaction of surety business, any such Attorney-in-Fact delivering a secretarial or other certification that the foregoing resolutions still be in effect may insert in such certification the date thereof, said date to be not later than the date of delivery thereof by such Attorney-in-Fact.

RESOLVED, that the Authorized Officers be, and each hereby is, authorized to execute (under the common seal of the Corporation, if appropriate) make, file and deliver in the name and on behalf of the Corporation any and all consents, certificates, agreements, amendments, supplements, instruments and other documents whatsoever, and do any and all other things whatsoever in connection with the Corporation's transaction of surety business, as such Authorized Officer shall in his or her absolute discretion deem or determine appropriate and any of the foregoing resolutions, the transactions contemplated thereby, and any ancillary matters thereto and/or to carry out the purposes and intent thereof, such deeming or determination to be conclusively evidenced by any such execution or the taking of any such action by such Authorized Officer.

I, Sung Lee, Secretary of the ALLIED WORLD INSURANCE COMPANY, do hereby certify that the foregoing excerpts of Resolution adopted by the Board of Directors of this corporation, and the Power of Attorney issued pursuant thereto, are true and correct, and that both the Resolution and the Power of Attorney are in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of the corporation, this 13<sup>th</sup> day of December 2018

All Claim Notices should be sent to the below:

Allied World Insurance Company  
Attn: Surety Department  
30 South 17<sup>th</sup> Street, Suite 1600  
Philadelphia, PA 19103

*Sung Lee*

Sung Lee, VP, Legal

STATE OF CALIFORNIA  
DEPARTMENT OF INSURANCE  
SAN FRANCISCO

Amended  
**Certificate of Authority**

THIS IS TO CERTIFY that, pursuant to the Insurance Code of the State of California,

**Allied World Insurance Company**

*of New Hampshire, organized under the laws of New Hampshire, subject to its Articles of Incorporation or other fundamental organizational documents, is hereby authorized to transact within this State, subject to all provisions of this Certificate, the following classes of insurance:*

**Fire, Marine, Surety, Plate Glass, Liability, Workers' Compensation,  
Common Carrier Liability, Boiler and Machinery, Burglary, Credit,  
Sprinkler, Team and Vehicle, Automobile, Aircraft, and Miscellaneous**

*as such classes are now or may hereafter be defined in the Insurance Laws of the State of California.*


*THIS CERTIFICATE is expressly conditioned upon the holder hereof now and hereafter being in full compliance with all, and not in violation of any, of the applicable laws and lawful requirements made under authority of the laws of the State of California as long as such laws or requirements are in effect and applicable, and as such laws and requirements now are, or may hereafter be changed or amended.*

IN WITNESS WHEREOF, effective as of the 22<sup>nd</sup> day of May, 2013,  
I have hereunto set my hand and caused my official seal to be affixed  
this 22<sup>nd</sup> day of May, 2013.



Dave Jones  
Insurance Commissioner

By

  
Susan J. Stapp  
for Nettie Hoge  
Chief Deputy

**NOTICE:**

Qualification with the Secretary of State must be accomplished as required by the California Corporations Code promptly after issuance of this Certificate of Authority. Failure to do so will be a violation of Insurance Code section 701 and will be grounds for revoking this Certificate of Authority pursuant to the covenants made in the application therefor and the conditions contained herein.

### **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** X been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or Federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

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

### Public Contract Code Section 10162 Questionnaire

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

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

Yes \_\_\_\_\_ No X

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

**(THIS PAGE INTENTIONALLY LEFT BLANK)**

### **Public Contract Code Section 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.

## **Compliance with Clean Air and Water Acts**

During the performance of this contract, the contractor and all subcontractors shall comply with the requirements of the Clean Air Act, as amended, 42 USC 1857 et seq., the Federal Water Pollution Control Act, as amended, 33 USC 1251 et seq., and the regulations of the Environmental Protection Agency with respect thereto, at 40 CFR Part 15, as amended.

In addition to the foregoing requirements, all nonexempt contractors and subcontractors shall furnish to the owner, the following:

1. A stipulation by the contractor or subcontractors, that any facility to be utilized in the performance of any non exempt contract or subcontract, is not listed on the List of Violating Facilities issued by the Environmental Protection Agency (EPA) pursuant to 40 CFR 15.20.
2. Agreement by the contractor to comply with all the requirements of Section 114 of the Clean Air Act, as amended, (42 USC 1857c-8) and Section 308 of the Federal Water Pollution Control Act, as amended, (33 USC 1318) relating to inspection, monitoring, entry, reports and information, as well as all other requirements specified in said Section 114 and Section 308, and all regulations and guidelines issued there under.
3. A stipulation that as a condition for the award of the contract, prompt notice will be given of any notification received from the Director, Office of Federal Activities, EPA, indicating that a facility utilized, or to be utilized for the contract, is under consideration to be listed on the EPA List of Violating Facilities.
4. Agreement by the contractor that he will include, or cause to be included, the criteria and requirements in paragraph (1) through (4) of this section in every nonexempt subcontract and requiring that the contractor will take such action as the government may direct as a means of enforcing such provisions.

**Note:** Signing this Proposal on the signature portion thereof shall also constitute the Contractor's agreement to comply with the stipulations identified herein this Compliance with Clean Air and Water Acts.

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





## CITY OF RIALTO

### DISCLOSURES REQUIRED BY PERSONS OR ENTITIES CONTRACTING WITH THE CITY OF RIALTO

Pursuant to Rialto Municipal Code section 2.48.145, all persons or business entities supplying any goods or services to the City of Rialto shall disclose whether such person or entity is related to any officer or employee of the City by blood or marriage within the third degree which would subject such officer or employee to the prohibition of California Government Sections 87100 et. seq., Fair Political Practices Commission Regulation Section 18702, or Government Code Section 1090.

By submitting this proposal, or supplying any goods or services to the City, the undersigned hereby attests under penalty of perjury, personally or on behalf of the entity submitting this proposal or supplying any goods or services to the City, as well the entity's officers, representatives and the undersigned, that it/they have no relationship, as described above, or financial interests, as such term is defined in California Government Section 87100 et. seq., Fair Political Practices Commission Regulation Section 18702, or Government Code Section 1090, with any City of Rialto elected or appointed official or employee, except as specifically disclosed immediately below:

**Vendor/Contractor/Consultant:** RC Graves Construction

**City of Rialto Official/  
Employee Name(s)**

**The nature of the relationship with the  
person listed is:**

None

**By:**

**Name:** Robert W. Clapper

**Title:** Partner

01180.0001/427275.1

11/27/17