

SECTION 00 30 00

AMERICAN RIVER SOUTH LEVEE PIPE REMOVAL MAINTENANCE PROJECT

BID FORM

Specification No. ARSL-2020-001

To: Honorable Board of Directors  
American River Flood Control District  
State of California  
hereinafter called "Owner"

1. BID

The following bid is submitted by the undersigned to complete the work in accordance with the approved Drawings and Specifications for the above-referenced project. The undersigned hereby proposes and agrees to furnish all labor, material, equipment, transportation, tools, testing and incidentals necessary for the work described in the Drawings and Specifications, for the Total Bid Price of \$ 197,000<sup>00</sup>

ONE HUNDRED NINETY SEVEN THOUSAND AND 00/100

2. ADDENDA

The undersigned acknowledges receipt and incorporation of addendum, number 8 through 8 into this bid.

3. EXAMINATION OF WORK

In submitting this bid, we acknowledge that we have examined the work, the site of the work, the Bid Documents, and any other material to ensure that we are fully informed of the nature and location of the work, the quantities of the work, and the conditions to be encountered in performing the work, including but not limited to the character, quality, and quantity of surface and subsurface materials; the availability of labor, water, electricity and roads; the uncertainties of weather and similar natural phenomena; and conditions bearing upon the transportation, handling, storage, and disposing of materials. The work and payment provisions are clear. No verbal agreement or conversation with any officer, or employee or representative of Owner either before or after the execution of the contract will affect or modify any of the conditions or obligations. Any exceptions to the above-stated conditions are clearly called out in our bid.

4. BID GUARANTY

Enclosed with this bid is bid security in the amount of not less than ten percent (10%) of the aggregate sum of the bid. Bids secured by personal checks or personal guarantees will be rejected.

## **5. BID ATTACHMENTS**

### **Subcontractor Listing**

In accordance with the California Public Contract Code, Division 2, Part 1, Chapter 4, Section 4100 and following, the subcontractors listed on Attachment A to this Bid Form will perform the indicated work of improvement on this project. Attachment A is hereby incorporated into and made a part of this bid.

### **Noncollusion Declaration**

In accordance with the California Public Contract Code, Division 2, Part 1, Chapter 7, Section 7106, every bid on every public works contract of a public entity shall include a declaration under penalty of perjury under the laws of the State of California. The noncollusion declaration in Attachment B is hereby incorporated into and made a part of this bid.

### **Bidder Experience Questionnaire**

Each Bidder shall submit Attachment C - Bidder's Experience Questionnaire with their bid. Attachment C is hereby incorporated into and made a part of this bid. To be judged responsive, the bidder must demonstrate, to the satisfaction of the Owner that the bidder has successfully completed similar projects as set forth in Attachment C. By submission of the bid, the Bidder certifies under the penalty of perjury that each and all of the statements made are true to the best of the bidder's knowledge.

### **Schedule for Construction**

Each bidder shall submit a schedule with their bid, indicating the sequence of work and the time required for major work components. This schedule may be in bar chart form.

6. TYPE OF BUSINESS (CHECK ONE)

- CORPORATION  
STATE OF INCORPORATION: CALIFORNIA
- PARTNERSHIP
- JOINT VENTURE
- PRIVATE INDIVIDUAL
- INDIVIDUAL DOING BUSINESS UNDER A FIRM NAME

7. FIRM

Firm Name: AQUAMARINE CONTRACTORS INC

Mailing Address: 1621 HUNTER WY.  
YUBA CITY, CA 95993

Physical Address: 1621 HUNTER WY.  
YUBA CITY, CA 95993

Telephone: (530) 713-2011

Fax: (530) 735-6400

Contractor's License Number: 937806


Contractor's License Expiration Date: 9-30-2021

Contractor's License Classification: -A-

Department of Industrial Relations  
Labor Code section 1725.5 Registration Number: 10000 29143

I hereby certify under penalty of perjury that the above statements are true.

Bid and certification submitted by:

Signature:  (FRANCESCA EHRL)  
(Authorized Representative)

Title: PRESIDENT

# ATTACHMENT A

## DESIGNATION OF SUBCONTRACTORS

The following are the portions (types), name and location of places of business of all subcontractors who will perform work or labor or render service to the bidder in, or about, the work in accordance with the approved Drawings and Specifications, in an amount in excess of one-half of 1 percent (0.5 %) of the aggregate sum of the bid.

The low bidder, or apparent contractor, will submit a listing of license numbers by subcontractor within ten (10) days of bid opening.

<u>Portion of Work</u>	<u>Subcontractor</u>	<u>Place of Business</u>
PIPE REMOVAL	BURKE	4747 MARLAN MESA CT PARADISE, CA 95969
WATER TRUCK	A. WALLACE	2574 WOODRUFF LN. MAGYVILLE, CA 95901

## ATTACHMENT B

### NONCOLLUSION DECLARATION (MUST BE EXECUTED BY BIDDER AND SUBMITTED WITH BID)

The undersigned declares:

I am the PRESIDENT (title) of  
AQUAMARINE CONTRACTORS, INC (name of entity), the  
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 4-21-2020 (date),  
at

YUBA CITY (city), CA (state).

  
(signature)

ATTACHMENT C

BIDDER'S EXPERIENCE QUESTIONNAIRE

List three (3) projects constructed by the Bidder, each of which included work similar to this project, for a contract amount comparable to, or in excess of the bid amount for this project. Supplemental sheets may be included as required to provide information.

- 1. Owner: RECLAMATION DISTRICT 2024  
 Project Name: PUMP TRASH RACK SCREEN REPLACEMENT  
 Year Completed: 2019  
 Construction Cost: 185,000  
 Owner Contact and Phone Number: DOMINICK GULLE 209 649-9555  
 Briefly describe project:  
 REMOVE OLD TRASH RACK, DRIVE PILES,  
 FABRICATE NEW SCREENS AND CATWALKS  
 Describe details of project:  
 DEMOLITION OF EXISTING STRUCTURE, DRIVE PILES  
 INSTALL RETAINING WALL, EARTHWORK, WELDING  
 AND FABRICATION

2. Owner: RECLAMATION DISTRICT 544  
 Project Name: REPLACEMENT OF EL DORADO PUMPING PLANT  
 Year Completed: 2019  
 Construction Cost: 250,000<sup>00</sup>  
 Owner Contact and Phone Number: DOMINICK GULT (209) 649-4555  
 Briefly describe project: \_\_\_\_\_  
INSTALL NEW PUMPING PLANT AND SHEET PILE WALL, DEMO OLD STRUCTURE, BACK FILL DITCH AT TOE OF LEVEE, REMOVE OLD PIPES AND INSTALL NEW 24" AND 36" DISCHARGE PIPES  
 \_\_\_\_\_  
 Describe details of project: DRIVE PILES, INSTALL SHEET PILE WALL FABRICATE PLATFORM, DECOMMISSION AND REMOVE OLD PUMPING PLANT, EARTH WORK,  
 \_\_\_\_\_

3. Owner: MONTANA FARMS  
 Project Name: NEW RETURN WATER SYSTEM  
 Year Completed: 2019  
 Construction Cost: 150,000<sup>00</sup>  
 Owner Contact and Phone Number: JOHN MONGER - (530) 330-2827  
 Briefly describe project: BUILD AND INSTALL FOUR PUMP STANDS, INSTALL A NUMBER OF 48" PIPES THROUGHOUT THE SYSTEM  
 \_\_\_\_\_  
 Describe details of project: DRIVE PILES, FABRICATE AND INSTALL PUMP STANDS, PLACE RIPRAP, INSTALL CONTROL STRUCTURES  
 \_\_\_\_\_



**AIA**<sup>®</sup>

# Document A310™ – 2010

## **Bid Bond**

**CONTRACTOR:**

*(Name, legal status and address)*

Aquamarine Contractors, Inc.  
1621 Hunter Way  
Yuba City, CA 956883

**SURETY:**

*(Name, legal status and principal place of business)*

The Ohio Casualty Insurance Company  
1340 Treat Blvd. Ste 400  
Walnut Creek, CA 94597

**OWNER:**

*(Name, legal status and address)*

American River Flood Control District  
165 Commerce Circle  
Sacramento, CA 95815

**BOND AMOUNT:** \$ Ten Percent of The Total Amount Bid (10%)\*\*\*\*\*

**PROJECT:**

*(Name, location or address, and Project number, if any)*

American River So. Levee, Pipe Removal Project

**ADDITIONS AND DELETIONS:**

The author of this document has added information needed for its completion. The author may also have revised the text of the original AIA standard form. An *Additions and Deletions Report* that notes added information as well as revisions to the standard form text is available from the author and should be reviewed. A vertical line in the left margin of this document indicates where the author has added necessary information and where the author has added to or deleted from the original AIA text.

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

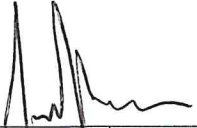
The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

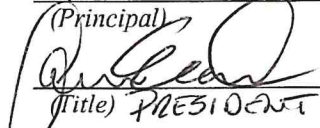




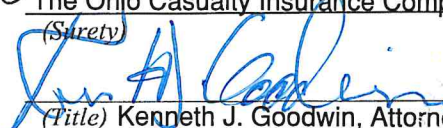
  
\_\_\_\_\_  
(Witness) Jeff Lubertson

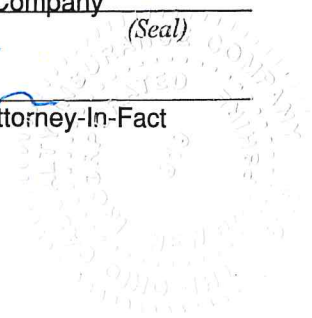
  
\_\_\_\_\_  
(Witness) Amy Chan

Aquamarine Contractors, Inc.  
(Principal) \_\_\_\_\_ (Seal)

  
\_\_\_\_\_  
(Title) PRESIDENT

The Ohio Casualty Insurance Company  
(Surety) \_\_\_\_\_ (Seal)

  
\_\_\_\_\_  
(Title) Kenneth J. Goodwin, 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 Contra Costa

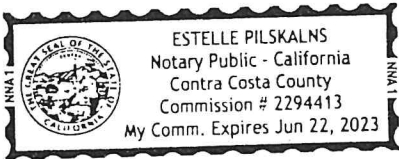
On April 16, 2020 before me, Estelle Pilskalns, Notary Public  
Date Here Insert Name and Title of the Officer

personally appeared Kenneth J. Goodwin  
Name(s) or Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in his/~~her/their~~ authorized capacity(ies), and that by his/~~her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature *Estelle Pilskalns*  
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 this form to another document*

### Description of Attached Document

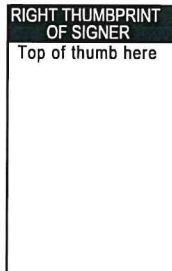
Title or Type of Document Bid Bond

Document Date: April 16, 2020 Number of Pages: Two (02)

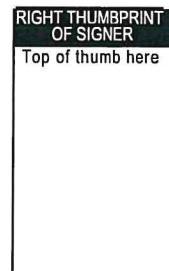
Signer(s) Other Than Named Above! N/A

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

Signer's Name: Kenneth J. Goodwin  
 Individual  
 Corporate Officer -- Title(s): \_\_\_\_\_  
 Partner  Limited  General  
 Attorney in Fact  
 Trustee  
 Guardian or Conservator  
Other: \_\_\_\_\_



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



Signer Is Representing: \_\_\_\_\_  
The Ohio Casualty Insurance Company

Signer Is Representing: \_\_\_\_\_



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8202151-984475

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Amy Chan, John J. Daley, Kenneth J. Goodwin

all of the city of Walnut Creek state of California each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 16th day of September, 2019.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey
David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

To confirm the validity of this Power of Attorney call 1-610-832-8240 between 9:00 am and 4:30 pm EST on any business day.

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 16th day of September, 2019 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



COMMONWEALTH OF PENNSYLVANIA
Notarial Seal
Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By: Teresa Pastella
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 16th day of April, 2020.



By: Renee C. Llewellyn
Renee C. Llewellyn, Assistant Secretary