

FILED

AUG 31 2005

By The
 Office of The City Clerk

TO THE HONORABLE CITY COUNCIL
 SACRAMENTO, CALIFORNIA:

In compliance with the Contract Documents, the undersigned hereby proposes to furnish all required labor, materials, supervision, transportation, equipment, services, taxes and incidentals required for:

MEADOWVIEW ROAD FENCE AND SIGNAL IMPROVEMENT PROJECT
 East of 24th Street
 (PN: TW71)

in the City and County of Sacramento, California.

The Work is to be done in strict conformity with the Contract Documents now on file in the office of the City Clerk, for the following sum:

Item No.	Item	Estimated Quantity	Unit	Unit Price	Total
1	REMOVE EXISTING MEDIAN	280	SF	\$ <u>19.00</u>	\$ <u>5,320.00</u>
2	ASPHALT CONCRETE PAVEMENT & AGGREGATE BASE CLASS 2 TO REMOVE AND REPLACE	520	SF	\$ <u>55.00</u>	\$ <u>28,600.00</u>
3	CURB AND GUTTER NO. 4 TO REMOVE AND REPLACE	36	LF	\$ <u>68.00</u>	\$ <u>2,448.00</u>
4	MEDIAN TO CONSTRUCT	510	SF	\$ <u>30.00</u>	\$ <u>15,300.00</u>
5	SIDEWALK, 3 1/2" PCC, TO REMOVE AND REPLACE (CURB RAMPS)	164	SF	\$ <u>40.00</u>	\$ <u>6,560.00</u>
6	TRUNCATED DOMES TO PLACE	2	EA	\$ <u>500.00</u>	\$ <u>1,000.00</u>
7	IRON FENCE TO INSTALL	520	LF	\$ <u>115.00</u>	\$ <u>59,800.00</u>
8	THERMOPLASTIC TRAFFIC STRIPES, PAVEMENT MARKINGS, AND REFLECTIVE PAVEMENT MARKERS TO REMOVE AND REPLACE	1	LS	\$ <u>Lump Sum</u>	\$ <u>2,875.00</u>
9	SIGNS TO PLACE R9-3B(L), R9-3B(R), R6-1, R4-7, R73-7	1	LS	\$ <u>Lump Sum</u>	\$ <u>1,600.00</u>
10	POTHOLE	10	EA	\$ <u>251.00</u>	\$ <u>2,510.00</u>
11	TRAFFIC SIGNAL INSTALLATION	1	LS	\$ <u>Lump Sum</u>	\$ <u>41,159.92</u>
12	INTERCONNECT INSTALLATION	1	LS	\$ <u>Lump Sum</u>	\$ <u>18,874.00</u>

BID TOTAL \$ 186,046.92

If awarded the Agreement, the undersigned agrees to sign said Agreement and furnish the necessary surety bonds and insurance certificates within ten (10) days after receipt of the notice of award of Agreement, and to begin work within fifteen (15) days after receipt of the Notice to Proceed by the City.

Tim Paxin's PACIFIC EXCAVATION, INC.

AMOUNT OF BID PROPOSAL GUARANTEE ENCLOSED:

(\$ 18,604.69) not less than ten percent (10%) of amount Bid Proposal

- CERTIFIED CHECK
- CASHIER'S CHECK
- BID BOND
- MONEY ORDER
- OTHER SECURITY

CONTRACTOR: Tim Paxino Pacific Excavation
By [Signature]
(Signature)

Presilla Castellan
(Print or Type)

Title Corporate Secretary

Address 9796 Kent Street
Elk Grove, Ca. 95624

Telephone No. (916) 686-2800

Fax No. (916) 686-2806

Date 8-29-05

Contractor's License No. 694400 Type C10-A
Expiration Date 8/31/05
Tax I.D. Nos. - Fed. 95-4398585 State California
City of Sacramento Business Operation Tax Certificate No. 120135

(City will not award contract if Certificate Number is missing)

FILED

AUG 31 2005

By The
Office of The City Clerk

DATE BID OPENED 8/31/05
EMPLOYEE INITIALS jm
MARK ONE BOX FOR EACH ITEM

BID SECURITY

- FEE REQUIRED
- PROPERLY SIGNED

BID DEPOSIT TYPE

- BID BOND
- CALIF. BANK CASHIER'S CHECK
- CERTIFIED CHECK
- CASH
- CALIF. BANK MONEY ORDER

AFTER AWARD OF BID

- SECURITY RETURNED
- SECURITY ACCEPTED

EMPLOYEE INITIALS _____



Procurement Services
Compliance Services Unit
320 Commerce Circle
Sacramento, CA 95815
www.shra.org
Tel: 916-566-1200
Fax: 916-927-6963

SECTION 00840 MINORITY AND WOMEN'S BUSINESS ENTERPRISE GUIDELINES FOR HUD FUNDED PROJECTS WITH SUBCONTRACTING OPPORTUNITIES

The Sacramento Housing and Redevelopment Agency ("SHRA or Agency") is a joint powers authority governed by the Sacramento City Council and Sacramento County Board of Supervisors. SHRA was established in 1973 to be the public developer for the City and County of Sacramento, using market forces to rebuild blighted neighborhoods, provide access to decent housing for low income residents, and to create opportunities for employment and self sufficiency. Additionally, SHRA is the local housing authority and maintains a housing stock of over of units and is involved in many public works projects throughout the county. All this activity creates many contracting opportunities for area businesses.

SHRA is committed to offering contracting opportunities to area firms. And as a major recipient of federal funds, the Agency further makes these opportunities available to businesses owned by low-income residents and minority or women owned businesses.

This guide is designed to help bidders and others conduct outreach to minority/women's business enterprises (M/WBE) as required by federal regulations. The Agency's commitment to this process also means that we are always available to help bidders and community members realize contracting opportunities. We may be contacted at the numbers above to answer questions and provide assistance.

I. M/WBE PROGRAM REQUIREMENTS

This project is subject to the Minority Business Enterprise ("MBE") and Women's Business Enterprise ("WBE") requirements under the U.S Department of Housing and Urban Development. Depending on the type of project and funding source, the specific federal requirements are found at 24 CFR 85.36(e) or at 24 CFR 84.44(b).

Bidders are advised to obtain the most recent project requirements from the Agency prior to submitting their bid. The Agency's M/WBE program is designed to help bidders meet M/WBE requirements and is modified periodically to increase usefulness in response to local and national objectives.

II. CERTIFICATION

A MBE or WBE designated in the bid must, upon request, certify that the firm is owned and controlled by a woman or women or a member of a minority group or groups. The Agency can provide a declaration statement that meets our certification requirements. A firm may also complete a Bidder's Application to certify.

III. DEMONSTRATING GOOD FAITH EFFORTS

All items, unless noted otherwise, included in the following Section VI must be submitted with the bid. The bidder has the responsibility of demonstrating that its efforts were reasonably designed to maximize the use of minority and women's businesses.

These Guidelines include forms to be used by each bidder to demonstrate program compliance. Bidders must demonstrate their efforts to comply with M/WBE requirements by submitting all supporting documentation with the bid, or the bid will be considered non-responsive.

The following activities and submittals demonstrate Good Faith Efforts:

- A. **Pre-Bid Meeting.** Attend pre-bid/proposal conference if one is held for the project.
- B. **List of Subcontractors and Suppliers.** Provide a list of subcontractors and suppliers for this project indicating which firms are M/WBEs and their approximate contract amounts. Utilize form named "List of Designated Subcontractors" (Section 00430) and submit it with your bid. If no subcontracting opportunities exist, mark the "no subcontracting" box and submit the form with your bid.
- C. **SHRA Outreach List.** The Agency will provide a project specific list of vendors, contractors and suppliers that include M/WBE firms. This outreach list includes areas to record your good faith results. Printed mailing labels are also available. Further outreach undertaken by the bidder may be recorded in the spaces provided.

Any firm interested in participating in the SHRA Outreach List may do so by completing a Bidder's Application available from Procurement Services.

Bidders may utilize their own list/sources to demonstrate their efforts to satisfy M/WBE requirements. Bidders may use Section 00840-1, Contact Log, to record their results.

Submit the completed list or contact sheet with the bid.

- D. **Outreach Questionnaire.** Provide the completed M/WBE Outreach Questionnaire (Section 00840-2) with the bid.

IV. **HELPFUL RESOURCES**

M/WBE Coordinator

Sacramento Housing and Redevelopment Agency (SHRA)
Compliance Services
320 Commerce Circle
Sacramento, CA 95815
Telephone: 916/566-1200 Fax: 916/927-6963
www.shra.org

City of Sacramento Administrative Services Dept.

Office of Small Business Development (OSBD)
921 10th Street, Room 402
Sacramento, CA 95814-2714
Telephone: 916/264-6747 Fax: 916/264-6765
www.cityofsacramento.org/esbd

V. **M/WBE REQUIREMENTS OF SUCCESSFUL BIDDER**

- A. **M/WBE Records.** The selected contractor shall maintain records of all subcontracts and materials purchases with M/WBE subcontractors and suppliers. Such records shall show the name and business address of every M/WBE subcontractor or vendor/supplier and the total dollar amount actually paid to each M/WBE firm.

Upon completion of the contract, a summary of these records shall be prepared, certified correct by the contractor or authorized representative and, upon request, furnished to the Agency

- B. **Reporting Requirements and Sanctions.** Failure to provide specific information, records, reports, certifications, or any other documents required for compliance with these specifications shall be considered noncompliance with the contract.
- C. **Subcontracting.** No substitution of subcontractor, whether M/WBE or otherwise, shall be made at any time without the written consent of the Agency. If a subcontractor is unable to perform successfully and is to be replaced, the contractor will be required to make good faith efforts to replace the original subcontractor.
- D. The "Subletting and Subcontracting Fair Practices Act" (Public Contracts Code Section 4100-4113, inclusive), with regard to public works requires subcontractors, if used for such work, to be listed in the prime contractor's proposal prohibits the substitution of subcontractors, except as therein authorized; and provides for penalties for violations of the Act. Bidders are cautioned that this listing requirement is in addition to the requirement to provide a list with the proposals.

VI. ATTACHMENTS Section 00430, 00840-1, and 00840-2

- ◆ Attachment Section 00430 List of Designated Subcontractors (Submit with bid)
- ◆ Attachment Section 00840-1 Outreach Contact Log (Submit with the bid)
- ◆ Attachment 0840-2 Questionnaire (Submit with the bid)

SECTION 00430 - LIST OF DESIGNATED SUBCONTRACTORS (INCLUDING SUPPLIERS)

Contract No: TW 71 Project Name: Meadowview Rd fence & Signal Date: 8/31/05 Total Bid Amount: \$186,046.92
 Prime Contractor: Tim Paxin's Pacific Excavation Address: 9796 Kent Street Elk Grove, Ca 95624
 Phone No.: (916) 686-2800 Fax Number: (916) 686-2806 E-mail Address: Vjgreen@fronternet.net MBE/WBE: NO
 Fed. I.D. No.: 95-4398585 Contractor License No.: 694400 License Type: C10-A

Subcontractor Name/Address Telephone Number	Description of Work by Subcontractor	Subcontract Amount	Subcontractor's State Contractor's License Number	M/WBE Category/
<u>Centerville Shipyards 686-8860 9517 Dino Dr. E. Grove Ca</u>	<u>Bid item 8 + 9</u>	<u>\$ 4475.00</u>	<u>4993415</u>	
<u>Bayshore Fence 383-3433 8374 Ravenna Circle 87c 95808</u>	<u>Bid item 7</u>	<u>\$ 56,000.00</u>	<u>828512</u>	

FILED
 AUG 31 2005
 By The
 Office of The City Clerk

No subcontracting. All work to be completed by bidder.

The undersigned bidder hereby gives assurance that if contract is awarded to bidder, subcontractor participation will be in the approximate amounts stated above. Bidder further assures that no subcontractor and/or supplier may be deleted, or changed without the express written approval of the Agency.

In accordance with Section 4101 to Section 4107, inclusive, of the Government Code of the State of California, as amended, the above information is submitted concerning subcontractors.

Guillermo Sotolongo Corporate Sec.

THIS FORM MUST BE SUBMITTED WITH BID

Signature of Contractor/Title

Attach additional sheets if necessary.

M/WBE'S Contacted (Include Name of Business, Address, Phone, Name of Contact Person)	Date Notified	How Notified*		Bid			If Rejected Give Reason	Efforts to Remedy Deficiency in Sub-Bid (Assistance in referring for bonding or insurance for increasing work force, etc.)
		(Direct mail, phone, etc)	Yes	No	Amount	Accepted		
Martin Brothers 3474 Luyung Dr. #3 Rancho Cordova Ca. Phil 852-1411	8/26/05	phone + fax		X		No bid	No bid	
Martin General 133 Canyon Rim Dr. Folsom, Ca. Ron 989-8187	8/25/05	phone + fax		X		No bid	No bid	
Centerline Striping 9847 Duna Dr. Elk Grove, Ca. 95624 Cory 686-8860	8/25/05	phone + fax	X			yes		

FILED

AUG 31 2005

By The
Office of The City Clerk

FILED

AUG 31 2005

By The
Office of The City Clerk

BIDDER'S SIGNATURE: *Shirley J. Saterlum*

* Attach copies of solicitation sent and responses received. (Submit with the bid.)

Outreach Report

Vendor Name and Contact	Address	Phone	Fax	Ethnicity*	Notes
Alternative Structural Technologies	3291 Monier Cir Ste 3	(916)852-9483	(916)852-9485	MH	
Glenn Evans Or Grant Wells	Rancho Cordova CA 95742				
B Zap B Corporation	PO Box 386	(209)728-2073	(209)728-1690	MH	
Eugene Banavidez	Murphys CA 95247-0386				
BRC Construction Inc	109 W Delano St	(916)992-0957	(916)992-0960	WO	
Roger Patrick	Elverta CA 95628-9216				
Cal Inc	2040 Peabody Rd	(707)446-7996	(707)446-4906	MH	
David Esparza	Vacaville CA 95687				
Dual Cal Builders Inc	PO Box 1160	(916)974-2853	(916)974-2856	WC	
Bill Komar	Carmichael CA 95608				
DynaBam Construction Corporation	4 Wayne Ct Bldg 1	(916)383-7890	(916)383-7016	MH	
Felipe Ramirez, Jr.	Sacramento CA 95829				
EDD Construction	PO Box 41164	(916)730-4210	(916)344-0167	MNN	
Donald J Edd	Sacramento CA 95841				
High Mountain Construction Inc	PO Box 7844	(530)885-5003	(530)885-5057	MH	
Robert Rojas	Auburn CA 95604				
Hoi Wong & Associates	2015 Q St	(916)447-8585	(916)447-8586	MA	
Hoi Wong, Owner	Sacramento CA 95814				
ICMS Inc	PO Box 5174	(707)449-3109	(707)449-0458	MH	
Mike Sagura	Vacaville CA 95696				
JTS Engineering Inc	1808 J St	(916)441-6708	(916)441-5336	MA	
Javed Siddiqui	Sacramento CA 95814-3010				
L M Combs Construction Inc	4630 Holly Dr	(916)933-6255	(916)677-7883	WO	
Linda Combs	SHINGLE SPRINGS CA 95682-8389				
M & S Pipelines	7133 Lawnwood Dr	(916)386-0950	(916)386-0958	MH	
Martin Flores	Fair Oaks CA 95828				
Martin Brothers Construction Inc	3174 Luyung Dr Ste 3	(916)852-1911	(916)852-1611	MH	
Felipe Martin	Rancho Cordova CA 95742				
Martin General Engineering Inc	133 Canyon Rim Dr	(916)989-8187	(916)989-8191	MH	
Tranquillino Martin	Folsom CA 95630				
Moreno Trenching LTD	2415 Front St	(916)376-8555	(916)378-8556	MH	
Lee Novara	WEST SACRAMENTO 95691-3507				
Navarrete Landscaping	7044 Gardner Ave	(916)451-0257	(916)381-1460	MH	
John Navarrete or Lisa Azevedo	Sacramento CA 95828				
North West Surfacing	PO Box 1162	(916)686-6136	(916)685-7829	MH	
Monty R. Stanley	Elk Grove CA 95759				
Ramcon Engineering & Environmental	Contracting, PO Box 1026	(916)372-7535	(916)372-4209	MH	
Michael S Ramos	West Sacramento 95691-1026				

*See ethnicity key at end of report for definitions of codes

Vendor Name and Contact	Address	Phone	Fax	Ethnicity*	Notes
Ramirez Construction	18900 Possum Ln Woodland CA 95695-9307	(530)662-0447		MH	
Louis Ramirez	2420 K St Ste 250 Sacramento CA 95816-5002	(916)492-2450	(916)492-2460	MA	
Sky Engineering Inc	Tim Sullivan				
Spinella Heer Construction Inc	10241 Corfu Dr Elk Grove CA 95624	(916)682-4640	(916)689-3919	WO	
Tommie Jean Spinella Heer	PO Box 276315 Sacramento CA 95827	(916)996-0404	(916)687-8944	MN	
Timothy W Franklin Construction	Tim Franklin				
TNT Industrial Contractors Inc	3600 51st Ave Sacramento CA 95823-1020	(916)395-8400	(916)395-8429	MN	
Randy Twist	6151 Garfield Ave Ste B Sacramento CA 95841	(916)331-0264	(916)331-0594	WO	
Western Pipeline Inc	Tammy Morgan				
Excell Concrete	926 Parry St Roseville CA 95678	(916)773-2989	(916)773-0213	WO	
Amber McCracken	8716 Los Banos Way Elk Grove CA 95624	(916)686-2265		MH	
Fuerte Concrete	715 Glide Ave Ste 35 West Sacramento CA 95691	(916)444-5436	(916)374-8300	MH	
Rodolfo Fuerte	John Ibarra Jr., Owner				
J & G Concrete & Carriers	715 Glide Ave Space 35 West Sacramento CA 95691	(916)444-5436	(916)374-8300	MH	
John Ibarra Jr.	John Ibarra Jr.				
JG Concrete & Carriers	4005 Deebie St Sacramento CA 95820-1008	(916)451-6876	(916)451-8739	MH	
Jim Silva	Jim Silva				
L M Combs Construction Inc	4630 Holly Dr SHINGLE SPRINGS CA 95682-8389	(916)933-6255	(916)677-7883	WO	
Linda Combs	PO Box 510 Wilton CA 95693	(916)984-9777	(916)984-4452	WO	
Webbco Concrete Repair Inc	Steve Webb, Owner				
B Zap B Corporation	PO Box 386 Murphys CA 95247-0386	(209)728-2073	(209)728-1690	MH	
Eugene Benavidez	PO Box 427 Elverta CA 95626	(916)991-3112		WO	
C R Boston	2040 Peabody Rd Vacaville CA 95687	(707)446-7996	(707)446-4906	MH	
Chuck Boston	David Esparza				
Cal Inc	2828 Clark Ave Carmichael CA 95608	(916)481-4450	(916)481-4439	MN	
A1 Fencing & Playgrounds	Rary Davies				
Rary Davies	3081 Iowa Hill Rd Colfax 95713-9302	(916)383-4301	(916)383-3737	WO	
All Counties Fence Company Inc	Keith Parker				

*See ethnicity key at end of report for definitions of codes



9796 KENT STREET
 ELK GROVE, CALIFORNIA 95624
 (916) 686-2800 (916) 686-2598 FAX

Fax

FILED

AUG 31 2005

by the
Office of The City Clerk

To: MARTIN GENERAL **From:** VICKI
Attn: JILL / RON **Pages:** 2
Sub: REQUEST FOR QUOTE **Date:** 8/26/05
Re: MEADOWVIEW FENCE & SIGNAL

Urgent For Review Please Comment Please Reply Please Recycle

• **Comments:**

WE ARE BIDDING THE ABOVE CITY OF SACRAMENTO JOB AS A GENERAL CONTRACTOR WE ARE LOOKING FOR SUBS TO PROVIDE QUOTES TO US. I HAVE ATTACHED THE BID QUANTITIES FOR YOUR INFORMATION. PLEASE PROVIDE QUOTE FOR ITEMS 1 THRU 6 & 10

PLANS ARE AVAILABLE AT CENTURY GRAPHICS

PLEASE CALL ME & LET ME KNOW IF YOU WILL BE ABLE TO QUOTE ON THIS PROJECT

THANK YOU

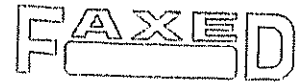
Job bids on 8/31/05 @ 2pm

ATTN: VICKY GREEN,

I REGRET TO INFORM YOU THAT WE WERE NOT ABLE TO PROVIDE YOU WITH A QUOTE FOR REFERENCED PROJECT FOR ITEMS 1, 2, 3, 4, 5, 6. WE APOLOGIZE FOR ANY INCONVENIENCE THIS MAY HAVE CAUSED.

*SINCERELY,
 RON KAM, PM/ESTIMATOR
 MARTIN GENERAL ENGR.*

8-31-05



9796 KENT STREET
ELK GROVE, CALIFORNIA 95624
(916) 686-2800 (916) 686-2598 FAX

Fax

To: CENTERLINE STRIPING **From:** VICKI

Attn: CORY **Pages:** 2

Sub: REQUEST FOR QUOTE **Date:** 8/26/05

Re: MEADOWVIEW FENCE & SIGNAL

Urgent **For Review** **Please Comment** **Please Reply** **Please Recycle**

● **Comments:**

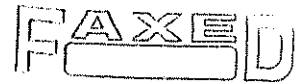
WE ARE BIDDING THE ABOVE CITY OF SACRAMENTO JOB AS A GENERAL CONTRACTOR WE ARE LOOKING FOR SUBS TO PROVIDE QUOTES TO US I HAVE ATTACHED THE BID QUANTITIES FOR YOUR INFORMATION PLEASE PROVIDE QUOTE FOR ITEMS 1 THRU 6 & 10

PLANS ARE AVAILABLE AT CENTURY GRAPHICS

PLEASE CALL ME & LET ME KNOW IF YOU WILL BE ABLE TO QUOTE ON THIS PROJECT

JOB BIDS ON AUGUST 31, 2005 @ 2PM

THANK YOU



9796 KENT STREET
ELK GROVE, CALIFORNIA 95624
(916) 686-2800 (916) 686-2598 FAX

Fax

To: MARTIN GENERAL **From:** VICKI
Attn: JILL / RON **Pages:** 2
Sub: REQUEST FOR QUOTE **Date:** 8/26/05
Re: MEADOWVIEW FENCE & SIGNAL

Urgent For Review Please Comment Please Reply Please Recycle

● **Comments:**

WE ARE BIDDING THE ABOVE CITY OF SACRAMENTO JOB AS A GENERAL CONTRACTOR WE ARE LOOKING FOR SUBS TO PROVIDE QUOTES TO US. I HAVE ATTACHED THE BID QUANTITIES FOR YOUR INFORMATION. PLEASE PROVIDE QUOTE FOR ITEMS 1 THRU 6 & 10

PLANS ARE AVAILABLE AT CENTURY GRAPHICS

PLEASE CALL ME & LET ME KNOW IF YOU WILL BE ABLE TO QUOTE ON THIS PROJECT

THANK YOU

Job bids in 8/31/05 @ 2pm

QUESTIONNAIRE

SECTION 00840-2

Page 1 of 2

(Submit with the bid.)

FILED

AUG 31 2005

By the
Office of The City Clerk

1. List Trades involved in this Contract:

LABORERS
Operators
Electricians
Cement Masons

2. List work to be done in house:

Entire work less sub work

3. State how the work was divided into economically feasible units to facilitate using MBE's and WBE's:

By bid items

A. Was the work divided into all the individual subtrades? / If not, then why?

yes

B. Was the work divided into separate material and services? / If so, then list them:

yes

4. What information about the work items was provided to M/WBEs? e.g. copies of plans, specifications, subcontracting requirements, etc. (Provide copies of correspondence or description of information sent to MBEs/WBEs.)

plans + Specs

QUESTIONNAIRE

SECTION 00840-2

Page 2 of 2

5. What assistance was requested and received from M/WBE referral agencies? e.g. community organizations, M/WBE contractor groups, public agencies, etc. (Provide the names and dates of all referral agencies contacted.)

8/24/05 M/WBE Coordinator for Outreach report summary

6. What assistance was offered or provided to M/WBEs? e.g. meeting insurance and bonding requirements, obtaining lines of credit, becoming recognized as an M/WBE, opportunity to review plans and specifications, etc.

Plans + Specs

7. State anything else that you would like to add in support of your demonstration of good faith efforts.

N/A

FILED

AUG 31 2005

By The Office of The City Clerk

AFFIDAVIT

The undersigned hereby declares under penalty of perjury under the Laws of the State of California that the foregoing statements on this questionnaire are true and correct.

I acknowledge that any misrepresentation of a material fact in said statements may be grounds for initiating action under Federal or State laws and for rejecting the bid.

Bidder's Signature: [Signature]

Date: 8/29/05

County where signed: Sacramento

SECTION 00841-1

Compliance with: Executive Order 11246 and Section 3 of the HUD Act of 1968.

This contract is subject to Executive Order 11246, as amended, related to affirmative action in construction for all contracts exceeding \$10,000; and, is subject to Section 3 of the HUD Act of 1968, as amended, related to economic development, including employment. Both requirements are discussed elsewhere in these specifications.

The Compliance Services unit from Procurement Services utilizes a simple reporting system that enables the Agency to quickly classify and track all newly hired people. This allows the Agency to prepare reports that satisfy federal and local reporting requirements.

The following satisfy the Section 3 and Executive Order requirements:

1. Section 00841-2 - New Hire Questionnaire. All new hires will be required to complete a New Hire Questionnaire. The questionnaire will provide the Agency the information necessary to track results. The questionnaire is due from the employer one week following the hire date.

All new hires must complete the questionnaire regardless of whether they were referred by the Agency or other sources or as a result of direct contractor recruitment. The questionnaire is attached. Feel free to make sufficient copies for every new hire.

2. Posting requirements. Both the Order and Section 3 require a posting at the job site. See Section 00841-4 - Equal Employment Opportunity is the Law poster and Section 00841-3 - Section 3 notice-poster. The first poster must be placed in an area that workers are likely to see. The Section 3 poster must be placed so that the public may reasonably view it.

The SHRA is always available to help you meet your employment obligations; however, cooperating with the reporting requirements is not by itself an indicator of satisfying the Executive Order and Section 3 regulations. The results of your efforts (and subcontractors) are the better measure.

For more information please contact:

Sacramento Housing and Redevelopment Agency

Procurement Services

Compliance Services Unit

320 Commerce Circle

Sacramento CA 95815

(916) 566-1263

Fax: (916) 927-6963

Catherine Trice, Compliance Analyst

E-Mail: ctrice@shra.org

Web: shra.org



NOTICE

(SECTION 00841-3CS – NOTICE-POSTER)

The contractor and subcontractor(s), if any, are committed to making employment and business opportunities available to residents and businesses in this community. This service project may provide such opportunities.

If you have the skills and are interested in a service-related job or are in a business in which the contractor may be interested in, please contact:

contractor (business card/label)

or,

the Sacramento Housing and Redevelopment Agency,
Catherine Trice at (916) 566-1263.

The contractor is an equal opportunity employer.

The above statement is a solicitation for interest in employment and contracting opportunities. It is not intended as a job or contracting offer.

This notice complies with the SHRA Section 3 Policy and 24 CFR 135.38 (c)

Sacramento Housing and Redevelopment Agency, Compliance Services, 320 Commerce Circle, Sacramento, CA 95815

**NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS
ORDINANCE**

**DECLARATION OF COMPLIANCE
Equal Benefits Ordinance**

Jim Paxin's Pacific Excavation Inc.
Name of Contractor

9796 Kent Street Oak Grove, Ca. 95624
Address

The above named contractor ("Contractor") hereby declares and agrees as follows:

1. I have read and understand the Non-Discrimination In Employee Benefits By City Contractors Ordinance ("Ordinance") provided to me by the City of Sacramento ("City") in connection with the City's request for proposals or other solicitations for the performance of services, or for the provision of commodities, under a City contract or agreement ("Contract").
2. As a condition of receiving the City Contract, I agree to fully comply with the requirements of the Ordinance, codified as Chapter 3. 54 of the Sacramento City Code.
3. If the face amount of this City Contract is less than \$25,000, as a condition of receiving this Contract, I agree to notify the City in writing if the aggregate value of the City Contract referenced herein, after changes, modifications, or similar actions, equals or exceeds \$25,000 in total value.
4. I understand, to the extent that such benefits are not preempted or prohibited by federal or state law, employee benefits covered by the Ordinance, are any of the following:
 - a. Bereavement Leave
 - b. Disability, life, and other types of insurance
 - c. Family medical leave
 - d. Health benefits
 - e. Membership or membership discounts
 - f. Moving expenses
 - g. Pension and retirement benefits
 - h. Vacation
 - i. Travel benefits
 - j. Any other benefit offered to employees

I agree that should I offer any of the above listed employee benefits, that I will offer those benefits, without discrimination between employees with spouses and employees with domestic partners, and without discrimination between the spouses and domestic partners of such employees.

5. I understand that I will not be considered to be discriminating in the provision or application of employee benefits under the following conditions or circumstances:

NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE

- a. In the event that the actual cost of providing a benefit to a domestic partner or spouse, exceeds the cost of providing the same benefit to a spouse or domestic partner of an employee, I will not be required to provide the benefit, nor shall it be deemed discriminatory, if I require the employee to pay the monetary difference in order to provide the benefit to the domestic partner or to the spouse.
- b. In the event I am unable to provide a certain benefit, despite taking reasonable measures to do so, if I provide the employee with a cash equivalent, I will not be deemed to be discriminating in the application of that benefit.
- c. If I provide employee benefits neither to employee's spouses nor to employee's domestic partners.
- d. If I provide employee benefits to employees on a basis unrelated to marital or domestic partner status.
- e. If I submit, to the Program Coordinator, written evidence of making reasonable efforts to end discrimination in employee benefits by implementing policies which are to be enacted before the first effective date after the first open enrollment process following the date the Contract is executed with the City.

I understand that any delay in the implementation of such policies may not exceed one (1) year from the date the Contract is executed with the City, and applies only to those employee benefits for which an open enrollment process is applicable.

- f. Until administrative steps can be taken to incorporate, in the infrastructure, nondiscrimination in employee benefits

The time allotted for these administrative steps will apply only to those employee benefits for which administrative steps are necessary and may not exceed three (3) months from the date the Contract is executed with the City.

- g. Until the expiration of a current collective bargaining agreement(s) where, in fact, employee benefits are governed by a collective bargaining agreement(s).
- h. I take all reasonable measures to end discrimination in employee benefits by either requesting the union(s) involved agree to reopen the agreement(s) in order for me to take whatever steps are necessary to end discrimination in employee benefits or by my ending discrimination in employee benefits without reopening the collective bargaining agreement(s)

NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE

- i. In the event I cannot end discrimination in employee benefits despite taking all reasonable measures to do so, I provide a cash equivalent to eligible employees for whom employee benefits (as listed previously), are not available.

Unless otherwise authorized in writing by the City Manager, I understand this cash equivalent must begin at the time the union(s) refuse to allow the collective bargaining agreement(s) to be reopened or no longer than three (3) months from the date the Contract is executed with the City.

6. I understand that failure to comply with the provisions of Section 5. (a) through 4. (i), above, will subject me to possible suspension and/or termination of this Contract for cause; repayment of any or all of the Contract amount disbursed by the City; debarment for future contracts until all penalties and restitution have been paid in full; deemed ineligible for future contracts for up to two (2) years; the imposition of a penalty, payable to the City, in the sum of \$50.00 for each employee, for each calendar day during which the employee was discriminated against in violation of the provisions of the Ordinance.
7. I understand and do hereby agree to provide each current employee and, within ten (10) days of hire, each new employee, of their rights under the Ordinance. I further agree to maintain a copy of each such letter provided, in an appropriate file for possible inspection by an authorized representative of the City. I also agree to prominently display a poster informing each employee of these rights.
8. I understand that I have the right to request an exemption to the benefit provisions of the Ordinance when such a request is submitted to the Procurement Services Division, in writing with sufficient justification for resolution, prior to contract award.

I further understand that the City may request a waiver or exemption to the provisions or requirements of the Ordinance, when only one contractor is available to enter into a contract or agreement to occupy and use City property on terms and conditions established by the City, when sole source conditions exist for goods, services, public project or improvements and related construction services; when there are no responsive bidders to the EBO requirements and the contract is for essential goods or services, when emergency conditions with public health and safety implications exist; or when the contract is for specialized legal services if in the best interest of the City.

9. In consideration of the foregoing, I shall defend, indemnify and hold harmless, the City, its officers and employees, against any claims, actions, damages, costs (including reasonable attorney fees), or other liabilities of any kind arising from any violation of the City's Equal Benefits Requirements or of the Ordinance by me.

**NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS
ORDINANCE**

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct, and that I am authorized to bind the Contractor to the provisions of this Declaration.

Prescilla Gastelum
Signature of Authorized Representative

August 29, 2005
Date

Prescilla Gastelum
Print Name
Corporate Secretary
Title

FILED
AUG 31 2005
By The
Office of The City Clerk

NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE



YOUR RIGHTS UNDER THE CITY OF SACRAMENTO'S NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE

On (date), your employer (the "Employer") entered into a contract with the City of Sacramento (the "City") for (contract details), and as a condition of that contract, agreed to abide by the requirements of the City's Non-Discrimination In Employee Benefits By City Contractors Ordinance (Sacramento City Code Section 3.54).

The Ordinance does not require the Employer to provide employee benefits. The Ordinance does require that if certain employee benefits are provided by the Employer, that those benefits be provided without discrimination between employees with spouses and employees with domestic partners, and without discrimination between the spouse or domestic partner of employees.

The Ordinance covers any employee working on the specific contract referenced above, but only for the period of time while those employees are actually working on this specific contract.

The included employee benefits are:

- Bereavement leave
- Disability, life and other types of insurance
- Family medical leave
- Health benefits
- Membership or membership discounts
- Moving expenses
- Pension and retirement benefits
- Vacation
- Travel benefits
- Any other benefits given to employees

(Employee Benefits does not include benefits that may be preempted by federal or state law.)

If you feel you have been discriminated or retaliated against by your employer in the terms and conditions of your application for employment, or in your employment, or in the application of these employee benefits, because of your status as an applicant or as an employee protected by the Ordinance, or because you reported a violation of the Ordinance, and after having exhausted all remedies with your employer,

NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE

You May . . .

- Submit a written complaint to the City of Sacramento, Contract Services Unit, containing the details of the alleged violation. The address is:

City of Sacramento
Contract Services Unit
921 10th St., Room 402
Sacramento, CA 95814-2714

- Bring an action in the appropriate division of the Superior Court of the State of California against the Employer and obtain the following remedies:
 - Reinstatement, injunctive relief, compensatory damages and punitive damages
 - Reasonable attorney's fees and costs

NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE



YOUR RIGHTS UNDER THE CITY OF SACRAMENTO'S NON-DISCRIMINATION IN EMPLOYEE BENEFITS BY CITY CONTRACTORS ORDINANCE

If your employer provides employee benefits, they must be provided to those employees working on a City of Sacramento contract without discriminating between employees with spouses and employees with domestic partners.

The included employee benefits are.

- Bereavement leave
- Disability, life and other types of insurance
- Family medical leave
- Health benefits
- Membership or membership discounts
- Moving expenses
- Pension and retirement benefits
- Vacation
- Travel benefits
- Any other benefits given to employees

If you feel you have been discriminated against by your employer . . .

You May . . .

- o Submit a written complaint to the City of Sacramento, Contract Services Unit, containing the details of the alleged violation. The address is:

City of Sacramento
Contract Services Unit
921 10th St., Room 402
Sacramento, CA 95814-2714
- o Bring an action in the appropriate division of the Superior Court of the State of California against the employer and obtain reinstatement, injunctive relief, compensatory damages, punitive damages and reasonable attorney's fees and costs.

Discrimination and Retaliation Prohibited.

If you feel you have been discriminated or retaliated against by your employer in the terms and conditions of your application for employment, or in your employment, because of your status as an applicant or as an employee protected by the Ordinance, or because you reported a violation of this Ordinance . . .

You May Also . . .

Submit a written complaint to the City of Sacramento, Contract Services Unit, at the same address, containing the details of the alleged violation.

MINIMUM QUALIFICATIONS QUESTIONNAIRE

Sacramento City Code section 3.60.020 authorizes the Sacramento City Council to adopt standard minimum qualifications for bidders on competitively bid public works construction projects, and requires, among other provisions, that a bidder meet such minimum qualifications at the time of bid opening to be considered responsible. On June 8, 2004, the City Council adopted Resolution No. 2004-433 establishing these standard minimum qualifications. Pursuant to City Code section 3.60.020, a bidder failing to meet these minimum qualifications at the time of bid opening shall not be considered a responsible bidder.

All bidders must demonstrate compliance with the minimum qualifications established by Resolution No. 2004-433 by completing all of the questions contained in this questionnaire. If a bidder answers "yes" to any single question, fails to submit a fully completed questionnaire, or submits false information, this will result in a determination that the minimum qualifications are not met, and the bidder shall not be considered a responsible bidder for purposes of bidding on this contract. If two or more entities submit a bid on a contract as a Joint Venture, each entity within the Joint Venture must separately meet these minimum qualifications for the Joint Venture to be considered a responsible bidder.

The City of Sacramento ("City") shall make its determination on the basis of the submitted questionnaire, as well as any relevant information that is obtained from others or as a result of investigation by the City. While it is the intent of this questionnaire to assist the City in determining whether bidders possess the minimum qualifications necessary to submit bids on the City's competitively bid public works construction contracts, the fact that a bidder submits a questionnaire demonstrating that it meets these minimum qualifications shall not in any way limit or affect the City's ability to: (1) review other information contained in the bid submitted by the bidder, and additional relevant information, and determine whether the contractor is a responsive and/or responsible bidder; or (2) establish pre-qualification requirements for a specific contract or contracts.

By submitting this questionnaire, the bidder consents to the disclosure of its questionnaire answers: (i) to third parties for purposes of verification and investigation; (ii) in connection with any protest, challenge or appeal of any action taken by the City; and (iii) as required by any law or regulation, including without limitation the California Public Records Act (Calif. Gov't Code sections 6250 et seq.). Each questionnaire must be signed under penalty of perjury in the manner designated at the end of the form, by an individual who has the legal authority to bind the bidder submitting the questionnaire. If any information provided by a bidder becomes inaccurate, the bidder shall immediately notify the City and provide updated accurate information in writing, under penalty of perjury.

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

QUESTIONNAIRE

NOTICE: All of the following questions regarding "your firm" refer to the firm (corporation, partnership or sole proprietor) submitting this questionnaire, as well as any firm(s) with which any of your firm's owners, officers, or partners are or have been associated as an owner, officer, partner or similar position within the last five years.

The firm submitting this questionnaire shall not be considered a responsible bidder if the answer to any of these questions is "yes", or if the firm submits a questionnaire that is not fully completed or contains false information.

1. Classification & Expiration Date(s) of California Contractor's License Number(s) held by firm:

694400 8/31/06

2. Has a contractor's license held by your firm and/or any owner, officer or partner of your firm been revoked at anytime in the last five years?

Yes

No

3. Within the last five years, has a surety firm completed a contract on your firm's behalf, or paid for completion of a contract to which your firm was a party, because your firm was considered to be in default or was terminated for cause by the project owner?

Yes

No

4. At the time of submitting this minimum qualifications questionnaire, is your firm ineligible to bid on or be awarded a public works contract, or perform as a subcontractor on a public works contract, pursuant to either California Labor Code section 1777.1 (prevailing wage violations) or Labor Code section 1777.7 (apprenticeship violations)?

Yes

No

5. At any time during the last five years, has your firm, or any of its owners, officers or partners been convicted of a crime involving the awarding of a contract for a government construction project, or the bidding or performance of a government contract?

Yes

No

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

6. Answer either subsection A or B, as applicable:

A. Your firm has completed three or more **government** construction contracts **in Sacramento County** within the last five years: Within those five years, has your firm **been assessed** liquidated damages on three or more **government construction** contracts **in Sacramento County** for failure to complete contract work on time?

NOTE: If there is a pending administrative or court action challenging the assessment of liquidated damages on a government contract within the last five years, you need not include that contract in responding to this question.

Yes

No

Not applicable

OR

B. Your firm has not completed at least three **government** construction contracts **in Sacramento County** within the last five years: Within the last three years, has your firm been assessed liquidated damages on three or more government construction contracts for failure to complete contract work on time?

NOTE: If there is a pending administrative or court action challenging an assessment of liquidated damages on a government contract within the last three years, you need not include that contract in responding to this question.

Yes

No

Not applicable

7. In the last three years has your firm been debarred from bidding on, or completing, any government agency or public works construction contract for any reason?

NOTE: If there is a pending administrative or court action challenging a debarment, you need not include that debarment in responding to this question.

Yes

No

8. Has CAL OSHA assessed a total of three or more penalties against your firm for any "serious" or "willful" violation **occurring on construction projects performed in Sacramento County** at any time within the last three years?

NOTE: If there is a pending administrative or court action appealing a penalty assessment, you need not include that penalty assessment in responding to this question.

Yes

No

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

9. Answer either subsection A or B, as preferred:

A. In the last three years has your firm had a three year average Workers' Compensation experience modification rate exceeding 1.1?

Yes

No

OR

B. In the last three years has your firm had a three-year average incident rate for total lost workday cases exceeding 10?

NOTE: Incident rates represent the number of lost workday cases per 100 full-time workers and is to be calculated as: $(N/EH) \times 200,000$, where

N = number of lost workday cases (as defined by the U.S. Dept. of Labor, Bureau of Labor Statistics)
EH = total hours worked by all employees during the calendar year
200,000 = base for 100 equivalent full-time working (working 40 hours per week, 50 weeks per year)

Yes

No

10. In the past three years, has the federal EPA, Region IX or a California Air Quality Management District or Regional Water Quality Control Board assessed penalties three or more times, either against your firm, or against an owner for a violation resulting in whole or in part from any action or omission by your firm on a project on which your firm was a contractor?

NOTE: If there is a pending administrative or court action appealing a penalty assessment, you need not include that penalty assessment in responding to this question.

Yes

No

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

11. In the past three years, has the federal EPA, Region IX or a California Air Quality Management District or Regional Water Quality Control Board assessed a single penalty of \$100,000 or more, either against your firm, or against an owner for a violation resulting in whole or in part from any action or omission by your firm on a project on which your firm was the contractor?

NOTE: If there is a pending administrative or court action appealing a penalty assessment, you need not include that penalty assessment in responding to this question.

Yes

No

12. In the past three years, have civil penalties been assessed against your firm pursuant to California Labor Code 1777.7 for violation of California public works apprenticeship requirements, three or more times?

NOTE: If there is a pending administrative or court action appealing a penalty assessment, you need not include that penalty assessment in responding to this question.

Yes

No

13. In the past three years, has a public agency in California withheld contract payments or assessed penalties against your firm for violation of public works prevailing wage requirements, three or more times?

NOTE: If there is a pending administrative or court action appealing a withholding or penalty assessment, you need not include that withholding or penalty assessment in responding to this question.

Yes

No

14. Has your firm been assessed penalties for violation of public works prevailing wage requirements in California, in an aggregate amount for the past three years of \$50,000 or more?

NOTE: If there is a pending administrative or court action appealing a penalty assessment, you need not include that penalty assessment in responding to this question.

Yes

No

FOR CITY CLERK USE ONLY


RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

VERIFICATION AND SIGNATURE

I, the undersigned, certify and declare that I have read all the foregoing answers to this Minimum Qualifications Questionnaire, and know their contents. The matters stated in these Questionnaire answers are true of my own knowledge and belief, except as to those matters stated on information and belief, and as to those matters I believe them to be true. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Signed at Elk Grove, Ca. on 8/29/05
(Location) (Date)

Signature: 
Print name: Prescilla Castellum
Title: Corporate Secretary

NOTE: If two or more entities submit a bid on a contract as a Joint Venture, each entity within the Joint Venture must submit a separate Minimum Qualifications Questionnaire.

FILED
AUG 31 2005
by the
Office of The City Clerk

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

SCHEDULE OF VALUES

JOB NAME: MEADOWVIEW ROAD FENCE AND SIGNAL IMPROVEMENT PROJECT (PN: TW71)

ITEM:

ITEM DESCRIPTION	QTY	UNIT PRICE	PER	EXT
SIGNAL				
FOUNDATION 19-3-80 CITY FURNISHED	2	\$1,800.00	EA	\$3,600.00
INSTALL CITY FURNISHED TYPE 19-3-80	2	\$1,400.00	EA	\$2,800.00
FOUNDATION SERVICE III-AF	1	\$1,000.00	EA	\$1,000.00
INSTALL TYPE III-AF SERVICE	1	\$2,900.00	EA	\$2,900.00
FOUNDATION CONTROLLER CITY FURNISHED	1	\$1,250.00	EA	\$1,250.00
INSTALL CONTROLLER CITY FURNISHED	1	\$1,882.42	EA	\$1,882.42
TRENCH CONDUITS	120	\$43.00	LF	\$5,160.00
PVC 2"	120	\$4.00	LF	\$480.00
#5 PULLBOX	1	\$400.00	EA	\$400.00
#6 PULLBOX	2	\$500.00	EA	\$1,000.00
#14 THW SIGNAL WIRE	1500	\$350.00	M	\$525.00
#10 THW SIGNAL WIRE	250	\$450.00	M	\$112.50
#6 THW SIGNAL WIRE	500	\$700.00	M	\$350.00
OPTICAL DETECTION SYSTEM	1	\$12,800.00	LS	\$12,800.00
TRAFFIC SIGNAL & PEDESTRIAN DISPLAY	8	\$800.00	EA	\$6,400.00
PED PUSH BUTTONS	2	\$250.00	EA	\$500.00

BI #11 CONTRACT AMOUNT \$41,159.92

SIGNAL INTERCONNECT SYSTEM				
TRENCH CONDUITS	120	\$43.00	LF	\$5,160.00
PVC 2"	120	\$4.00	LF	\$480.00
#6 PULLBOX	1	\$500.00	EA	\$500.00
6PR #19 SIC CABLE	1750	\$3.25	LF	\$5,687.50
REPULL EXISTING SIC CABLE	2000	\$2.75	LF	\$5,500.00
TEST & TERMINATE SIC SYSTEM	1	\$1,546.50	LS	\$1,546.50

BI #12 CONTRACT AMOUNT \$18,874.00

TOTAL BI #11 & #12 CONTRACT AMOUNT \$60,033.92