

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:

**DEL PASO BLVD STREET LIGHTING REPLACEMENT
 (PN: S151)**

FILED

FEB - 8 2006

in the City and County of Sacramento, California.

By The
 Office of The City Clerk

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 | Ornamental Street Lighting | 1 | LS | \$ <u>75,810⁻</u> | \$ <u>75,810⁰⁰</u> |
| 2 | Street Lighting Between Globe Ave. and Arden Way | 1 | LS | \$ <u>278,059⁻</u> | \$ <u>278,059⁰⁰</u> |
| 3 | Street Lighting Between Arden Way and El Camino Ave. | 1 | LS | \$ <u>338,313⁵⁰</u> | \$ <u>338,313⁵⁰</u> |
| 4 | Communication Conduit System | 1 | LS | \$ <u>58,051⁻</u> | \$ <u>58,051⁻</u> |
| 5 | Landscape Lighting System | 1 | LS | \$ <u>55,870⁵⁰</u> | \$ <u>55,870⁵⁰</u> |

TOTAL \$ 806,104⁰⁰

A Schedule of Values (cost break-down) for lump sum electrical items must be included with the bid. Otherwise, the bid will be deemed non-responsive. See Items of the Proposal.

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

It is understood that this Bid Proposal is based upon completion of the Work within a period of **FORTY-FIVE (45)** working days, commencing on the date set forth in the written Notice to Proceed issued by the City to the Contractor.

In determining the amount bid by each bidder, City shall disregard mathematical errors in addition, subtraction, multiplication and division that appear obvious on the face of the Proposal. When such a mathematical error appears on the face of the Proposal, the City shall have the right to correct such error and to compute the total amount bid by said bidder on the basis of the corrected figure or figures.

M & M ELECTRIC

When an item price is required to be set forth in the Proposal, and the total for the item set forth separately does not agree with a figure which is derived by multiplying the item price times the Engineer's estimate of the quantity of work to be performed for said item, the item price shall prevail over the sum set forth as the total for the item unless, in the sole discretion of the City, such a procedure would be inconsistent with the policy of the bidding procedure. The total paid for each such item of work shall be based upon the item price and not the total price. Should the Proposal contain only total price for the item and the item price is omitted, the City shall determine the item price by dividing the total price for the item by Engineer's estimate of the estimated quantities of work to be performed as items of work.

If the Proposal contains neither the item price nor the total price for the item, then it shall be deemed incomplete and the Proposal shall be disregarded.

The undersigned has examined the location of the proposed Work, the local conditions at the place where the Work is to be done, is familiar with the Contract Documents and is familiar and expressly agrees to the liquidated damages provision of the Contract Documents.

The undersigned has checked carefully all of the foregoing figures and understands that the City of Sacramento will not be responsible for any errors or omissions on the part of the undersigned in making up this Bid Proposal.

Enclosed is Bid Proposal Guarantee, as required, consisting of a bidder's bond or other acceptable security for not less than ten percent (10%) of the amount Bid Proposal.

MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC

Del Paso Blvd. Street Lighting Replacement PN: S151

Bid Item #1 Ornamental Street Lighting

| Description | Qty. | Unit Price | Per | Extended Price |
|-------------------------------|------|------------|-----|----------------|
| 2" Conduit | 570 | 4.5 | LF | 2565 |
| # 12 Wire | 5700 | 0.6 | LF | 3420 |
| # 5 Pullbox | 57 | 425 | EA | 24225 |
| Ornamental Light w/Foundation | 57 | 800 | EA | 45600 |
| | | | | TOTAL = 75810 |

MAY-HAN-ELECTRIC INC.
 DBA M & M ELECTRIC

Del Paso Blvd. Street Lighting Replacement PN:S151

Bid Item #2 Street Lighting, Globe and Arden

| Description | Qty. | Unit Price | Per | Extended Price |
|----------------------------------|-------|------------|-----|----------------|
| 2" Conduit | 5480 | 3 | LF | 16440 |
| 3" Conduit | 100 | 4 | LF | 400 |
| 4" Conduit | 190 | 5 | LF | 950 |
| # 6 Wire | 19735 | 0.8 | LF | 15788 |
| # 10 Wire | 6580 | 0.7 | LF | 4606 |
| Underground Conduit Installation | 5770 | 24 | LF | 138480 |
| Det Hand Holes | 4 | 175 | EA | 700 |
| Detector Loops | 13 | 325 | EA | 4225 |
| # 5 Pull Box | 36 | 400 | EA | 14400 |
| # 6 Pull Box | 2 | 435 | EA | 870 |
| Type A Street Lights/Foundation | 25 | 2750 | EA | 68750 |
| 200w/HPS | 25 | 230 | EA | 5750 |
| Service Cabinet (Metered) | 1 | 3400 | EA | 3400 |
| Service Cabinet (Un-Metered) | 1 | 3300 | EA | 3300 |
| | | | | TOTAL = 278059 |

MAY-HAN-ELECTRIC INC.
 DBA M & M ELECTRIC

Del Paso Blvd. Street Lighting Replacement PN: S151

Bid Item #3 Street Lighting, Arden to El Camino

| Description | Qty. | Unit Price | Per | Extended Price |
|----------------------------------|-------|------------|-----|------------------|
| 2" Conduit | 6800 | 3 | LF | 20400 |
| 3" Conduit | | | LF | 0 |
| 4" Conduit | | | LF | 0 |
| # 6 Wire | 24485 | 0.8 | LF | 19588 |
| # 10 Wire | 8165 | 0.7 | LF | 5715.5 |
| Underground Conduit Installation | 6800 | 24 | LF | 163200 |
| Det Hand Holes | 4 | 175 | EA | 700 |
| Detector Loops | 10 | 325 | EA | 3250 |
| # 5 Pull Box | 40 | 400 | EA | 16000 |
| # 6 Pull Box | 8 | 435 | EA | 3480 |
| Type A Street Lights/Foundation | 31 | 2750 | EA | 85250 |
| 200w/HPS | 31 | 230 | EA | 7130 |
| Service Cabinet (Metered) | 4 | 3400 | EA | 13600 |
| Service Cabinet (Un-Metered) | | | EA | 0 |
| | | | | TOTAL = 338313.5 |

MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC

Del Paso Blvd. Street Lighting Replacement PN:S151

Bid Item #4 Communication Conduit

| Description | Qty. | Unit Price | Per | Extended Price |
|----------------------------------|------|------------|-----|----------------|
| 2" Conduit | 6400 | 3 | LF | 19200 |
| # 10 Wire | 7680 | 0.7 | LF | 5376 |
| Underground Conduit Installation | 3200 | 9 | LF | 28800 |
| # 6 Pull Boxes | 11 | 425 | EA | 4675 |
| | | | | TOTAL = 58051 |

MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC

Del Paso Blvd. Street Lighting Replacement PN:S151

Bid Item #5 Landscape Lighting

| Description | Qty. | Unit Price | Per | Extended Price |
|----------------------------------|------|------------|-----|-----------------|
| 2" Conduit | 2880 | 3 | LF | 8640 |
| # 6 Wire | 6915 | 0.8 | LF | 5532 |
| # 10 Wire | 3455 | 0.7 | LF | 2418.5 |
| # 5 Pull Boxes | 20 | 400 | EA | 8000 |
| Underground Conduit Installation | 2880 | 8.5 | LF | 24480 |
| Service Cabinet (metered) | 2 | 3400 | EA | 6800 |
| | | | | TOTAL = 55870.5 |



DEPARTMENT OF
TRANSPORTATION

CITY OF SACRAMENTO
CALIFORNIA

915 I STREET
ROOM 2000
SACRAMENTO CA
95814-2702

ENGINEERING SERVICES
DIVISION

PH 916-808-8300
FAX 916-808-8281

**DEL PASO BLVD STREET LIGHTING REPLACEMENT
(PN: SI51)
(Addendum #1)**

January 19, 2005

To all Potential Bidders:

Attached hereto are addenda items, which shall be incorporated into the bid proposal for above noted project. These changes shall be considered as part of the original documents, as if they were originally provided therein, and as such shall be used as contractual documents. All other terms, conditions, and specifications of the bid remain unchanged. Bidders must acknowledge receipt of this addendum prior to the hour and date specified in the bid request, or as amended, by one of the following methods:

- (a) By acknowledging receipt, on the proposal form submitted; or
- (b) By separate letter or telegram which includes a reference to the bid request and addendum number

Failure to acknowledge receipt of this addendum in one of the above methods and cause acknowledgment to be received prior to the hour and date specified for receipt of proposals, **may result in rejection of your offer.** If by virtue of this addendum you decide to change an offer already submitted, such change may be made by telegram or letter, provided such telegram or letter makes reference to the bid request number and this addendum, and is received prior to the opening hour and date specified.

For any questions related to this Addendum, contact the Project Manager, John Matoba at (916) 808-7891.

Very truly yours,

Jose Ledesma
Administrative Technician
Contract Services

Enclosure

c: Distribution List
Planholders

ADDENDUM #1 DATE: 01/19/05

**DEL PASO BLVD STREET LIGHTING REPLACEMENT
(PN: SI51)
(Addendum #1)**

Item #1 -

Page seven was missing in the Minority and Women's Business Enterprise Guidelines in the specifications book. A complete version of the M/WBE guidelines is attached.

DRUG-FREE WORKPLACE POLICY AND AFFIDAVIT

BID PROPOSAL MAY BE DECLARED NONRESPONSIVE IF THIS FORM (COMPLETED) IS NOT ATTACHED.
Pursuant to City Council Resolution CC90-498 dated 6/26/90 the following is required.

The undersigned contractor certifies that it and all subcontractors performing under this Agreement will provide a drug-free workplace by:

1. Publishing a "Drug-Free Workplace" statement notifying employees that the unlawful manufacture, distribution, dispensing, possession or use of a controlled substance is prohibited in the contractor's workplace and specifying the actions that will be taken against employees for violations of such prohibition
2. Establishing a Drug-Free Awareness Program to inform employees about:
 - a. The dangers of drug abuse in the workplace.
 - b. The contractor's policy of maintaining a drug-free workplace.
 - c. Any available drug counseling, rehabilitation, and employee assistance program.
 - d. The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace.
3. Notify employees that as a condition of employment under this Agreement, employees will be expected to:
 - a. Abide by the terms of the statement
 - b. Notify the employer of any criminal drug statute conviction for a violation occurring in the workplace.
4. Making it a requirement that each employee to be engaged in the performance of the Agreement be given a copy on the "Drug-Free Workplace" statement
5. Taking one of the following appropriate actions, within thirty (30) days of receiving notice from an employee or otherwise receiving such notice, that said employee has received a drug conviction for a violation occurring in the workplace:
 - a. Taking appropriate disciplinary action against such an employee, up to and including termination; or
 - b. Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a federal, state, or local health, law enforcement or other appropriate agency

* I certify that any person employed by this company, corporation, or business has not been convicted of any criminal drug statute violation on any job site or project within three years of the date of my signature below

EXCEPTION: _____ Yes _____ No _____
 Date Violation Type Place of Occurrence Was Employed By this Firm

If additional space is required use back of this form.

* The above statement will also be incorporated as a part of each subcontract agreement for any and all subcontractors selected for performance on this project.

IN THE EVENT THIS COMPANY, CORPORATION, OR BUSINESS IS AWARDED THIS CONSTRUCTION AGREEMENT, AS A RESULT OF THIS BID; THE CONTRACTOR WITH HIS/HER SIGNATURE REPRESENTS TO THE CITY THAT THE INFORMATION DISCLOSED IN THIS DOCUMENT IS COMPLETE AND ACCURATE. IT IS UNDERSTOOD AND AGREED THAT FALSE CERTIFICATION IS SUBJECT TO IMMEDIATE TERMINATION BY THE CITY.

The Representations Made Herein On This Document Are Made Under Penalty Of Perjury.

CONTRACTOR'S NAME: MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC

BY:  ATTORNEY IN FACT Date: 2-8-06
 Signature Title

Effects of violations: a. Suspension of payments under the Agreement. b. Suspension or termination of the Agreement. c. Suspension or debarment of the contractor from receiving any Agreement from the City of Sacramento for a period not to exceed five years.



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.: PJ: S151 Project Name: DEL PASO LIBRARY REPLACEMENT Date: 2-8-06 Total Bid Amount: 806,104⁰⁰

Prime Contractor: MAY-HAN-ELECTRIC INC. DBA M & M ELECTRIC Address: 1600 AUBURN BLVD. SACRAMENTO CA. 95815

Phone No.: (916) 929-0150 Fax Number: (916) 929-1168 E-mail Address: PT516V@SACRAM.ELECTRIC.COM MBE/WBE: —

Fed. I.D. No.: 94-171147 Contractor License No.: 260864 License Type: A, C-10


| Subcontractor Name/Address Telephone Number | Description of Work by Subcontractor | Subcontract Amount | Subcontractor's State Contractor's License Number | M/WBE Category/ |
|---|---|--------------------------------|--|----------------------|
| <u>MARTIN BROTHERS CONST 20 GLEAS SKY CR. SACRAMENTO CA. 95828 916-381-0911</u> | <u>T-GRIND & PAVE</u> | <u>\$ 110,250⁰⁰</u> | <u>726454 - 'A'</u> | <u>DBE SMBE.</u> |
| <u>ROSE SUPPLY COMPANY 197 WOODLAND PKWY #104110 SKU MARCOS, CA. 92069 760-747-2728</u> | <u>SUPPLY POCES, LUMS, ECT</u> | <u>\$ 68,850</u> | | <u>SBE</u> |

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

THIS FORM MUST BE SUBMITTED WITH BID


ATTORNEY IN FACT
Signature of Contractor/Title

Attach additional sheets if necessary.

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DEPARTMENT OF TRANSPORTATION
Business Enterprise Program

PO BOX 942874 - MS 79
SACRAMENTO, CA 94274-0001
(916) 227-9599

CALTRANS

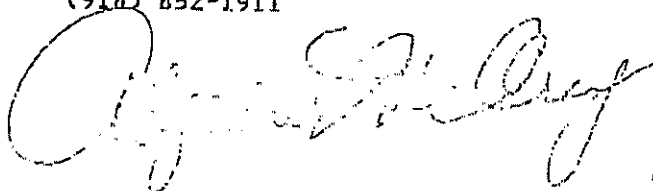
Certification Number: CT-028607
Certifying Agency: CALTRANS
Expiration Date: 05-01-2006
Contact Person: FELIPE MARTIN

HISPANIC
MALE
CORPORATION

--- * CERTIFIED PROGRAMS ---
DBE SMBE

(916) 852-1911

Attention: FELIPE MARTIN
MARTIN BROTHERS CONSTRUCTION
3174 LUYUNG DRIVE, SUITE # 3
RANCHO CORDOVA, CA 95742



APR 10 2006

CERTIFICATION MANAGER, BUSINESS ENTERPRISE PROGRAM

-----Post in Public View-----

CERTIFICATION MUST BE RENEWED 120 DAYS PRIOR TO EXPIRATION DATE.---

It is your responsibility to:

- Apply for Recertification on a Timely Basis.
- Review this notification for accuracy and notify Caltrans in writing of any necessary changes.

SW STATE WIDE

-----Preferred WORK LOCATIONS-----

-----Preferred WORK CATEGORIES and BUSINESS Types-----

| | | | |
|---------------------------------|---|---------------------------------|---|
| C1522 RESET, ADJUST ROADWAY ITE | S | C1531 PLANE ASPHALT CONCRETE | S |
| C3910 PAVING ASPHALT (ASPHALT C | S | C3930 PAVEMENT REINFORCING FABR | S |
| C3940 PLACE ASPHALT CONCRETE DI | S | C5111 CONCRETE OVERLAY - DRILL | S |
| C5135 CONCRETE BLOCK & MASONRY | S | C5620 ROADSIDE SIGN | S |
| C6101 RAILROAD WORK | S | C6200 ALTERNATIVE PIPE CULVERT | S |
| C6301 CAST-IN-PLACE CONCRETE PI | S | C6800 SUBSURFACE DRAIN | S |
| C6811 EDGE DRAIN | S | C7200 ROCK SLOPE PROTECTION | S |
| C7301 CONCRETE CURB & SIDEWALK | S | C8501 PAVEMENT MARKING | S |

- * Only certified DBE's may be utilized to meet Federally funded contract goals.
- Only certified SMBE or SWBE's may be utilized to meet State funded contract goals.
- Only certified CFMBE or CFWBE's may be utilized to meet Century Freeway contract goals.

RECEIVED APR 12 2006



DEPARTMENT OF
FINANCE

CITY OF SACRAMENTO
CALIFORNIA

921 TENTH STREET
ROOM 402
SACRAMENTO, CA
95814-2714

OFFICE OF SMALL
BUSINESS DEVELOPMENT

PH 916-264-6747
FAX 916-264-6765

August 15, 2003

ROSE SUPPLY COMPANY
197 WOODLAND PKWY #104-110
SAN MARCOS CA 92069

Subject: Emerging and Small Business Enterprise Certification - Provisional

Congratulations! Based on your certification as a Small Business Enterprise (SBE) with the State of California, Department of General Services (DGS), the City of Sacramento, Office of Small Business Development (OSBD) has granted your firm a provisional certification under our Emerging and Small Business Development (ESBD) Program. A provisionally certified firm is entitled to all benefits accorded a City certified firm in our ESBD Program.

Your certification is valid through April 30, 2006.

Your firm has been assigned Certification Number ROS6100E30P which can be used when working with any City of Sacramento procurement or contracting project. Keep this letter as proof of certification.

It is your responsibility to notify this office within thirty (30) days of any change of ownership, business name, or address. If you have any questions about your certification, please call our new number (916) 808-6747.

Sincerely,

Ralph E. Clouse
Program Analyst

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DEPARTMENT OF TRANSPORTATION
Business Enterprise Program

PO BOX 942874 - MS 79
SACRAMENTO, CA 94274-0001
(916) 227-9599

CALTRANS

Certification Number: CT-007421
Certifying Agency: CLA
Expiration Date: 01-01-2005
Contact Person: CHERYL ROSE

NATIVE AMERICAN
FEMALE
SOLE PROPRIETOR

--- * CERTIFIED PROGRAMS ---
DBE SMBE SWBE

(760) 747-2728

Attention: CHERYL ROSE
ROSE SUPPLY COMPANY
197 WOODLAND PARKWAY #104-110
SAN MARCOS, CA 92069

DEC 03 2002

CERTIFICATION MANAGER, BUSINESS ENTERPRISE PROGRAM

-----Fast in Public View-----

--- CERTIFICATION MUST BE RENEWED 120 DAYS PRIOR TO EXPIRATION DATE. ---

It is your responsibility to:

- Apply for Recertification on a Timely Basis.
- Review this notification for accuracy and notify Caltrans in writing of any necessary changes.

SW STATE WIDE

-----Preferred WORK LOCATIONS-----

-----Preferred WORK CATEGORIES and BUSINESS Types-----

17380 MISC BUSINESS SERVICES 5

- * Only certified DBE's may be utilized to meet Federally funded contract goals.
- Only certified SMBE or SWBE's may be utilized to meet State funded contract goals.
- Only certified CFMBE or CFWBE's may be utilized to meet Century Freeway contract goals.



State of California * Department of General Services * Gray Davis, Governor

PROCUREMENT DIVISION

Office of Small Business and DVBE Certification

707 Third Street, 1st Floor, Room 400 * PO Box 989062

West Sacramento, California 95798-9052 * (800) 558-5529

SB APP 20030624

June 24, 2003

REF# 0010874
 ROSE SUPPLY COMPANY
 197 WOODLAND PKWY #104-110
 SAN MARCOS CA 92069

Dear Business Person:

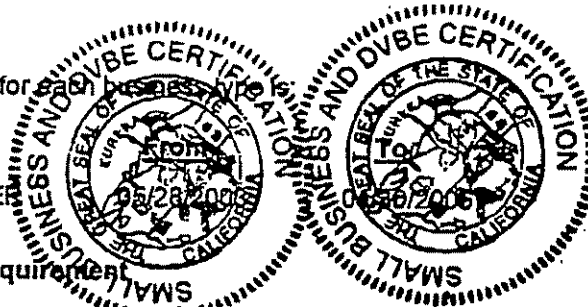
Congratulations on your certified small business status with the State of California. Your certification entitles you to benefits under the state's Small Business Participation Program within state contracting, including a five percent bidding preference and special provisions under the Prompt Payment Act.

Certification period

Your certification period for each business year

Industry

NON-MANUFACTURE

**Annual Submission Requirement**

To maintain your certified status, you must annually submit to the Office of Small Business and DVBE Certification (OSDC), proof of annual receipts and proof of employees for your firm and each of your affiliates (if any).

Proof of Annual Receipts

Submit to OSDC, a copy of your firm's and any affiliate firm's ENTIRE federal tax return each year following your certification. Include ALL accompanying schedules, forms, statements, and any other support documents filed with that specific tax return.

If you request a tax filing extension with the Internal Revenue Service, submit to our office a copy of the extension form. When your tax returns are filed, submit a copy of the entire federal tax return to our office.

Proof of Employees

If you have employees whose taxable wages are reported to the California Employment Development Department (EDD) on a quarterly basis, you must annually submit to our office along with your proof of annual receipts, proof of employees for your firm and any affiliates.

We will accept a copy of the EDD's "Quarterly Wage and Withholding Report" (Form DE6) or other format accepted by the EDD. Your employee documents must cover the same four quarters as the tax return you submit for your proof of annual receipts.

If you have out-of-state employees, submit the employee documentation comparable to EDD's "Quarterly Wage and Withholding Report" for the same four-quarter period.

Self-Maintained Online Profile

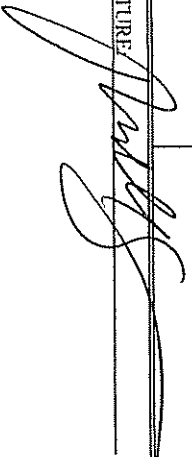
M/WBE OUTREACH CONTACT LOG

SECTION 00840-1

| 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 | Rejected | | |
| SEE ATTACHED SUB-LIST | | | | | | | | | |

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

BIDDERS SIGNATURE



QUESTIONNAIRE

(Submit with the bid.)

1. List Trades involved in this Contract.

ELECTRICAL, PAVING, CONCRETE

2. List work to be done in house:

ELECTRICAL INSTALLATION

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

PAVING TO BE SUBED TO MARTIN BROTHERS

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.

SUPPLY STREET LIGHTS ETC.

ROSE SUPPLY

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.)

NONE

QUESTIONNAIRE

SECTION 00840-2

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)

_____ NO

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.

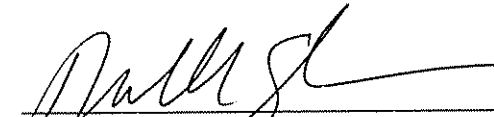
_____ NONE

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

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.  ATTORNEY IN FACT

Date: 2-8-06

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

Equal Employment Opportunity is

THE LAW

Employers Holding Federal Contracts or Subcontracts

Applicants to and employees of companies with a Federal government contract or subcontract are protected under the following Federal authorities:

RACE, COLOR, RELIGION, SEX, NATIONAL ORIGIN

Executive Order 11246, as amended, prohibits job discrimination on the basis of race, color, religion, sex or national origin, and requires affirmative action to ensure equality of opportunity in all aspects of employment.

INDIVIDUALS WITH DISABILITIES

Section 503 of the Rehabilitation Act of 1973, as amended, prohibits job discrimination because of disability and requires affirmative action to employ and advance in employment qualified individuals with disabilities who, with reasonable accommodation, can perform the essential functions of a job.

VIETNAM ERA AND SPECIAL DISABLED VETERANS

38 U.S.C. 4212 of the Vietnam Era Veterans Readjustment Assistance Act of 1974 prohibits job discrimination and requires affirmative action to employ and advance in employment qualified Vietnam era veterans and qualified special disabled veterans.

Any person who believes a contractor has violated its nondiscrimination or affirmative action obligations under the authorities above should contact immediately:

The Office of Federal Contract Compliance Programs (OFCCP), Employment Standards Administration, U.S. Department of Labor, 200 Constitution Avenue, N.W., Washington, D.C. 20210 or call (202) 219-9430, or an OFCCP regional or district office, listed in most telephone directories under U.S. Government, Department of Labor.

Private Employment, State and Local Government, Educational Institutions

Applicants to and employees of most private employers, state and local governments, educational institutions, employment agencies and labor organizations are protected under the following Federal laws:

RACE, COLOR, RELIGION, SEX, NATIONAL ORIGIN

Title VII of the Civil Rights Act of 1964, as amended, prohibits discrimination in hiring, promotion, discharge, pay, fringe benefits, job training, classification, referral, and other aspects of employment, on the basis of race, color, religion, sex or national origin.

DISABILITY

The Americans with Disabilities Act of 1990, as amended, protects qualified applications and employees with disabilities from discrimination in hiring, promotion, discharge, pay, job training, fringe benefits, classification, referral, and other aspects of employment on the basis of disability. The law also requires that covered entities provide qualified applicants and employees with disabilities with reasonable accommodations that do not impose undue hardship.

AGE

The Age Discrimination in Employment Act of 1967, as amended, protects applicants and employees 40 years of age or older from discrimination on the basis of age in hiring, promotion, discharge, compensation, terms, conditions or privileges of employment.

SEX (WAGES)

In addition to sex discrimination prohibited by Title VII of the Civil Rights Act (see above), the Equal Pay Act of 1963, as amended, prohibits sex discrimination in payment of wages to women and men performing substantially equal work in the same establishment.

Retaliation against a person who files a charge of discrimination, participates in an investigation, or opposes an unlawful employment practice is prohibited by all these Federal laws.

If you believe that you have been discriminated against under any laws, you immediately should contact:

The U.S. Equal Employment Opportunity Commission (EEOC), 1801 L. Street, N.W., Washington, D.C. 20507 or an EEOC field office by calling toll free (800) 669-4000. For individuals with hearing impairments, EEOC's toll free TDD number is (800) 800-3302.

Programs or Activities Receiving Federal Financial Assistance

RACE, COLOR, NATIONAL ORIGIN, SEX

In addition to the protection of Title VII of the Civil Rights Act of 1964, Title VI of the Civil Rights Act prohibits discrimination on the basis of race, color or national origin in programs or activities receiving Federal financial assistance. Employment discrimination is covered by Title VI if the primary objective of the financial assistance is provision of employment, or where employment discrimination causes; or may cause discrimination in providing services under such programs. Title IX of the Education Amendments of 1972 prohibits employment discrimination on the basis of sex in educational programs or activities which receive Federal assistance.

INDIVIDUALS WITH DISABILITIES

Section 504 of the Rehabilitation Act of 1973, as amended, prohibits employment discrimination on the basis of disabilities in any program or activity which receives Federal financial assistance. Discrimination is prohibited in all aspects of employment against disabled persons who, with reasonable accommodation, can perform the essential functions of a job.

If you believe you have been discriminated against in a program of any institution which receives Federal assistance, you should contact immediately the Federal agency providing such assistance.

New Hire Questionnaire (2005)

MAY-HAN-ELECTRIC INC.

Contractor/firm: DBA M & M ELECTRIC Project Name: DEL PASO Number: PN: 5151

Note to employer: Use this form as part of your new hire process. You may send this form to Compliance Services by mail or fax. It is due one week after hire.

Questionnaire

Your employer is required to furnish the following information in complying with the terms of the contract for this project. All information you provide will be **confidential** and will be used to prepare statistical reports. Your responses will not affect your employment situation. Please complete all requested information and return this form to your employer.

1. New Hire

First Name: _____ Middle Initial: _____ Last Name: _____

Street Address: _____ City: _____ Phone: _____

State: _____ Zip Code: _____ Job Title: _____

Ethnic Code: _____ (1=White, Caucasian; 2=Black, African American; 3= Native American; 4= Hispanic; 5= Asian, Pacific Islander; 0=Other) Sex: _____ Male _____ Female

2. Income before taking this job. We need to know the economic impact this job has on the community. Please review the chart below, match your household size (include yourself) with the **maximum** household income; then, place a checkmark next to the category type (A, B or C) that applies to your household.

| Category A | | | | | | | | |
|----------------|----------|----------|----------|----------|----------|----------|----------|----------|
| Household Size | | | | | | | | |
| Maximum income | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| | \$22,450 | \$25,650 | \$28,850 | \$32,050 | \$34,600 | \$37,200 | \$39,750 | \$42,300 |

| Category B | | | | | | | | |
|------------------|----------|----------|----------|----------|----------|----------|----------|----------|
| Household Size | | | | | | | | |
| At least | 1 | 2 | 3 | 4 | 5 | 6 | 7 | 8 |
| | \$22,450 | \$25,650 | \$28,850 | \$32,050 | \$34,600 | \$37,200 | \$39,750 | \$42,300 |
| But no more than | \$35,900 | \$41,000 | \$46,150 | \$51,300 | \$55,400 | \$59,500 | \$63,600 | \$67,700 |

Category C = exceeds the maximum of Category B

For example, suppose your household size is 3 and the total annual household income was \$29,000. From the charts above, the income was above the maximum for type A for a family of 3 (\$28,850) but less than maximum for B (\$46,150) for a family of 3. You would checkmark B.

Mark one category: A _____; B _____; C _____

3. Job Source: how did you find about this job? referred by: _____; recruited by: _____; other: _____

4. Statement

I declare that the above is true and correct to the best of my knowledge.

Your signature: *[Signature]* Date: 2-8-06

Feel free to contact us should you have any questions. Thank you

Compliance Services
 Sacramento Housing and Redevelopment Agency
 320 Commerce Circle
 Sacramento CA 95815
 (916) 566-1200; (916) 927-6963



REQUIREMENTS OF THE NON-DISCRIMINATION IN EMPLOYEE BENEFITS CODE

INTRODUCTION

The Sacramento Non-Discrimination In Employee Benefits Code (the "Ordinance"), codified as Sacramento City Code Chapter 3.54, prohibits City contractors from discriminating in the provision of employee benefits between employees with spouses and employees with domestic partners, and between the spouses and domestic partners of employees.

APPLICATION

The provisions of the Ordinance apply to any contract or agreement (as defined below), between a Contractor and the City of Sacramento, in an amount exceeding \$25,000.00. The Ordinance applies to that portion of a contractor's operations that occur: (i) within the City of Sacramento; (ii) on real property outside the City of Sacramento if the property is owned by the City or if the City has a right to occupy the property; or (iii) at any location where a significant amount of work related to a City contract is being performed.

The Ordinance does not apply: to subcontractors or subcontracts of any Contractor or contractors; to transactions entered into pursuant to cooperative purchasing agreements approved by the Sacramento City Council; to legal contracts of other governmental jurisdictions or public agencies without separate competitive bidding by the City; where the requirements of the ordinance will violate or are inconsistent with the terms or conditions of a grant, subvention or agreement with a public agency or the instructions of an authorized representative of any such agency with respect to any such grant, subvention or agreement; to permits for excavation or street construction; or to agreements for the use of City right-of-way where a contracting utility has the power of eminent domain.

DEFINITIONS

As set forth in the Ordinance, the following definitions apply:

"Contract" means an agreement for public works or improvements to be performed, or for goods or services to be purchased or grants to be provided, at the expense of the City or to be paid out of moneys deposited in the treasury or out of the trust money under the control or collected by the City. "Contract" also means a written agreement for the exclusive use ("exclusive use" means the right to use or occupy real property to the exclusion of others, other than the right reserved by the fee owner) or occupancy of real property for a term exceeding 29 days in any calendar year, whether by singular or cumulative instrument, (i) for the operation or use by others of real property owned or controlled by the City for the operation of a business, social, or other establishment or organization, including leases, concessions, franchises and easements, or (ii) for the City's use or occupancy of real property owned by others, including leases, concessions, franchises and easements.

"Contract" shall not include: a revocable at-will use or encroachment permit for the use of or encroachment on City property regardless of the ultimate duration of such permit; excavation, street construction or street use permits; agreements for the use of City right-of-way where a contracting utility has the power of eminent domain; or agreements governing the use of City property that constitute a public forum for activities that are primarily for the purpose of espousing or advocating causes or ideas and that are generally protected by the First Amendment to the United States Constitution or that are primarily recreational in nature.

"Contractor" means any person or persons, firm partnership or corporation, company, or combination thereof, that enters into a Contract with the City. "Contractor" does not include a public entity

"Domestic Partner" means any person who has a currently registered domestic partnership with a governmental entity pursuant to state or local law authorizing the registration.

"Employee Benefits" means 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; and any other benefit given to employees. "Employee benefits" shall not include benefits to the extent that the application of the requirements of this chapter to such benefits may be preempted by federal or state.

CONTRACTOR'S OBLIGATION TO PROVIDE THE CITY WITH DOCUMENTATION AND INFORMATION

Contractor shall provide the City with documentation and information verifying its compliance with the requirements of the Ordinance within ten (10) days of receipt of a request from the City. Contractors shall keep accurate payroll records, showing, for each City Contract, the employee's name, address, Social Security number, work classification, straight time pay rate, overtime pay rate, overtime hours worked, status and exemptions, and benefits for each day and pay period that the employee works on the City Contract. Each request for payroll records shall be accompanied by an affidavit to be completed and returned by the Contractor, as stated, attesting that the information contained in the payroll records is true and correct, and that the Contractor has complied with the requirements of the Ordinance. A violation of the Ordinance or noncompliance with the requirements of the Ordinance shall constitute a breach of contract.

EMPLOYER COMPLIANCE CERTIFICATE AND NOTICE REQUIREMENTS

(a) All contractors seeking a Contract subject to the Ordinance shall submit a completed Declaration of Compliance Form (attachment "A"), signed by an authorized representative, with each proposal, bid or application. The Declaration of Compliance shall be made a part of the executed contract, and will be made available for public inspection and copying during regular business hours.

(b) The Contractor shall give each existing employee working directly on a City contract, and (at the time of hire), each new employee, a copy of the notification provided as attachment "B."

(c) Contractor shall post, in a place visible to all employees, a copy of the notice provided as attachment "C."

**DECLARATION OF COMPLIANCE
Equal Benefits Ordinance**

**MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC**

Name of Contractor

1600 AUBURN BLVD. SACRAMENTO CA. 95815

Address

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

1. I have read and understand the Requirements of the Non-Discrimination In Employee Benefits Code (the "Requirements") 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, as well as any additional requirements that may be specified in the City's Non-Discrimination in Employee Benefits Code codified at Chapter 3.54 of the Sacramento City Code (the "Ordinance").

3. 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.

4. 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:

**DECLARATION OF COMPLIANCE
Equal Benefits 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).

DECLARATION OF COMPLIANCE
Equal Benefits 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.

5. I understand that failure to comply with the provisions of Section 4. (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.

6. 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.

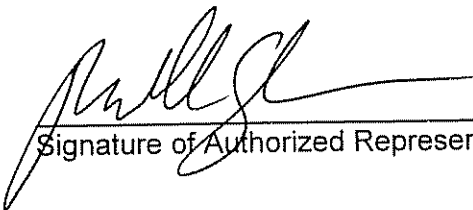
7. I understand that I have the right to request an exemption to the benefit provisions of the Ordinance when such a request is submitted to the Procurement Services Division, in writing with sufficient justification for resolution, prior to contract award.

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 Ordinance 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.

8. 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 Requirements or of the Ordinance by me.

**DECLARATION OF COMPLIANCE
Equal Benefits 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.



Signature of Authorized Representative

2-8-06

Date

RANDALL THOMAS

Print Name

ATTORNEY IN FACT

Title



**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,

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
915 I St., 2nd Floor
Sacramento, CA 95814

- o 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



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
915 I St., 2nd Floor
Sacramento, CA 95814
- 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:**

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

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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

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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

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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 1600 AUBURN BLVD. SACRAMENTO CA; on 2-8-06
(Location) (Date)

Signature: 

Print name: RANDALL THOMAS

Title: ATTORNEY IN FACT

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.

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The undersigned agrees that all addenda received and acknowledged herein shall become a part of and be included in this Bid Proposal. This Bid Proposal includes the following addenda:

Add. # 1 DATE JAN 19, 2005
Add. # _____ DATE _____
Add. # _____ DATE _____

NOTE: State whether your concern is a corporation a co-partnership, private individual, or individuals doing business under a firm name.

MAY-HAN-ELECTRIC INC.
DBA M & M ELECTRIC

If the Bidder is a corporation, the Bid Proposal must be executed in the name of the corporation and must be signed by a duly authorized officer of the corporation.

If the Bidder is a partnership, the Bid Proposal must be executed in the name of the partnership and one of the partners must subscribe their signature thereto as the authorized representative of the partnership.

AMOUNT OF BID PROPOSAL GUARANTEE ENCLOSED:

(\$ BIDDERS BOND) not less than ten percent (10%) of amount Bid Proposal

XX _____

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

CONTRACTOR: **MAY-HAN-ELECTRIC INC.**
DBA M & M ELECTRIC

By [Signature]
(Signature)

RANDALL THOMAS
(Print or Type)

Title **ATTORNEY IN FACT**

Address 1600 AUBURN BLVD
SACRAMENTO CA. 95815

Telephone No. 916-929-0150

Fax No. 916-929-1168

Date FEBRUARY 8, 2006

Contractor's License No. 260864 Type "A", C-10 ELECTRICAL

Expiration Date 8-31-06

Tax I.D. Nos.- Fed. 94-1711147 State 188-4152-8

City of Sacramento Business Operation Tax Certificate No. 80054
(City will not award contract if Certificate Number is missing)