

FILED

CITY OF SACRAMENTO
Department of Parks and Recreation
Park Planning, Design and Development

MAY 09 2007

By The
Office of The City Clerk

CONTRACTOR NAME: MARTIN GENERAL ENGINEERING INC

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:

**North Laguna Wildlife Bike Trail
(HC46)**

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 | Site Clearing and Grubbing | 1 | LS | \$ Lump Sum | \$ 12000- |
| 2 | Temporary Construction Fence to Install | 1 | LS | \$ Lump Sum | \$ 1300- |
| 3 | Erosion and Sediment Control Measures | 1 | LS | \$ Lump Sum | \$ 12000- |
| 4 | Site Grading and Construction Staking | 1 | LS | \$ Lump Sum | \$ 45000- |
| 5 | Export Cut Dirt | 1 | LS | \$ Lump Sum | \$ 3200- |
| 6 | Aggregate Base to Place | 1 | LS | \$ Lump Sum | \$ 23,200- |
| 7 | Asphalt Pavement to Construct | 17,250 | SF | \$ 1.80 | \$ 31,050- |
| 8 | Place Thermoplastic Traffic Stripe | 2054 | LF | \$ 1- | \$ 2054- |
| 9 | 4" Aggregate Shoulder to Place | 47 | CY | \$ 92- | \$ 4324- |
| 10 | Fold Down Bollard to Install | 2 | EA | \$ 450- | \$ 900- |
| 11 | Bench to Install | 2 | EA | \$ 1500- | \$ 3000- |

| | | | | | |
|-----------------------|--|------|----|---------------------|-------------------------------|
| 12 | Wetlands Sign to Install | 2 | EA | \$ 270 [—] | \$ 556 [—] |
| 13 | Interpretive Sign to Install | 1 | EA | \$ 667 [—] | \$ 667 [—] |
| 14 | Post & Cable Fencing to Install | 3280 | LF | \$ 8.50 | \$ 27,880 [—] |
| 15 | Irrigation System to Install | 1 | LS | \$ Lump Sum | \$ 27,000 [—] |
| 16 | Trees to Plant | 9 | EA | \$ 300 [—] | \$ 2,700 [—] |
| 17 | Hydroseeding | 1 | LS | \$ Lump Sum | \$ 4,000 [—] |
| 18 | Landscape Maintenance (30 calendar days) | 1 | LS | \$ Lump Sum | \$ 800 [—] |
| Total Base Bid | | | | | \$ 201,631[—] |

ADDITIVE ALTERNATE BID ITEMS

| Item No. | Item | Estimate d Quantity | Unit | Unit Price | Total |
|---|---|---------------------|------|-------------|-------------------------------|
| A1 | Sidewalk Connection | 1 | LS | \$ Lump Sum | \$ 15,000 [—] |
| A2 | Additional 6" Aggregate Base under bike trail paving to place & Export Cut Dirt | 1 | LS | \$ Lump Sum | \$ 21,500 [—] |
| ADDITIVE ALTERNATE SUBTOTAL | | | | | \$ 36,500[—] |
| BASE BID PLUS ADDITIVE ALTERNATE TOTAL | | | | | \$ 238,131[—] |

(F) – denotes final pay quantity

CONTRACTOR NAME: MARTIN GEN. ENG. INC TOTAL \$ 238,131[—]

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.

It is understood that this Bid Proposal is based upon completion of the Work within a period of **45 CALENDER DAYS FOR CONSTRUCTION, PLUS 30 CALENDER DAYS FOR LANDSCAPE MAINTENANCE PERIOD**. The undersigned agrees that all underground work for this project will be completed before the rainy season begins. The Contractor shall refer to Section 1.2 Completion Time of the Special Provisions for calculation of the completion date.

The Landscape Architect's order of preference will be as follows: base bid first, followed by additive alternates in chronological order, based on funds available.

In determining the amount bid by each bidder, the 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.

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 the 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.

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 5/2/07

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.

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:

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

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

CONTRACTOR:

By _____
(Signature)

TRANQUILINO MARTIN
(Print or Type)

Title PRESIDENT / CEO

Address 12485 QUICKSILVER DR
RANCHO CORDOVA CA 95742

Telephone No. 916-355-8101

Fax No. 916-355-8108

EMAIL ADDRESS dunnymmg@sbeglobal.net

Date 5/2/07

Contractor's License No. 844279 Type A

Expiration Date 8/31/08

Tax I.D. Nos.- Fed. 20-1270784 State CA

City of Sacramento Business Operation Tax Certificate No. 136888
(City will not award contract if Certificate Number is missing.)

KNOW ALL MEN BY THESE PRESENTS,

That we, _____

as Principal, and _____

a corporation duly organized under the laws of the State of _____ and duly licensed to become sole surety on bonds required or authorized by the State of California, as Surety, are held and firmly bound unto the City of Sacramento, hereinafter called the City, in the penal sum of ten percent (10%) of the (BASE OR LUMP SUM) Proposal of the Principal above named, or other amount as set forth in the Invitation to Bidders, submitted by said Principal to the City for the Work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH

That whereas the Principal has submitted the above-mentioned Proposal to the City, for which Proposals are to be opened on the 2nd floor of Historic City Hall, 915 I Street, Sacramento, California, on MAY 9, 2007 for the Work specifically described as follows:

NORTH LAGUNA WILDLIFE BIKE TRAIL (HC46)

NOW, THEREFORE, if the aforesaid Principal is awarded the Contract and within the time and manner required under the Contract Documents, enters into a written Contract, in the prescribed form, in accordance with the Proposal, and files two (2) bonds with the City, one to guarantee faithful performance and the other to guarantee payment for labor and materials, and files the required insurance policies with the City, all as required by the Contract Documents or by law, then the obligation shall be null and void; otherwise it shall be and remain in full force and effect.

In the event suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court, which sums shall be additional to the principal amount of this bond.

IN WITNESS THEREOF We have hereunto set our hands and seal this _____ day of _____ 20_____.

PRINCIPAL

Address

NOTARY

SURETY

Address

NOTARY

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:

CLASS A #844279 Exp 8/31/08

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 12485 Quicksilver Dr Rancho Cordova, on 5/9/07
(Location) (Date)

Signature: *Tranquino Martin*

Print name: TRANQUINO MARTIN

Title: Pres / CEO

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.

| |
|--|
| DATE BID OPENED <u>5-9-07</u> |
| EMPLOYEE INITIALS <u>V.M.</u> |
| MARK ONE BOX FOR EACH ITEM ONLY |
| BID SECURITY |
| <input type="checkbox"/> NONE REQUIRED |
| <input checked="" type="checkbox"/> PROPERLY SIGNED |
| BID DEPOSIT TYPE |
| <input checked="" type="checkbox"/> BID BOND |
| <input type="checkbox"/> CALIF. BANK CASHIER'S CHECK |
| <input type="checkbox"/> CERTIFIED CHECK |
| <input type="checkbox"/> CASH |
| <input type="checkbox"/> CALIF. BANK MONEY ORDER |
| AFTER AWARD OF BID |
| <input type="checkbox"/> SECURITY RETURNED |
| <input type="checkbox"/> SECURITY ACCEPTED |
| EMPLOYEE INITIALS _____ |
| DATE _____ |

FOR CITY CLERK USE ONLY

RESOLUTION NO.: 2004-433

DATE ADOPTED: June 8, 2004

CITY OF SACRAMENTO

THIS FORM MUST BE SUBMITTED WITH THE SEALED BID PROPOSAL

CITY OF SACRAMENTO SUBCONTRACTOR and ESBE PARTICIPATION VERIFICATION

To be eligible for award of this contract, the bidder shall list any business entity used to attain the ESBE goal. Additionally, all other subcontractors who perform work, labor, or render service in an amount in excess of one-half of 1 percent of the total bid amount shall be listed. In the case of bids for the construction of streets and highways, including bridges, subcontractors whose subcontract value exceeds one-half (0.5) of one percent of the total bid or ten thousand dollars (\$10,000), whichever is greater, shall be listed. Estimated dollar values shall be provided for all work / services listed. The inclusion of false information or the omission of required information will render the bid non-responsive. **READ THE ABOVE REQUIREMENT CAREFULLY**

| Name of Prime Contractor: <u>Markin Gen Eng Inc</u> Business Entity or Subcontractor Name and Location | Indicate EBE or SBE (subject to verification) | Bid Amount: Items of Work and/or Description of Work or Service Subcontracted or Materials to be provided to complete contract | Date: <u>5/9/07</u> Estimated Dollar Value of Work / Services Provided |
|---|---|---|---|
| <u>Markin General Engineering Inc</u> | <u>SBE</u> | <u>Paints, Grading, Concrete</u> | <u>\$150,000</u> |
| <u>Centerline Striping Co. Inc</u> | <u>SBE</u> | <u>Striping & Signage</u> | <u>\$4000</u> |
| <u>Nitta Erosion Control</u> | <u>SBE</u> | <u>Hydroseed</u> | <u>4000</u> |
| <u>Pisor Fence</u> | | <u>Post & Cable Fence</u> | <u>26,000</u> |
| <u>Watson Engineering</u> | | <u>Survey</u> | <u>5000</u> |
| <u>Green Vista Landscape</u> | | <u>Landscaping</u> | <u>30,000</u> |
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DEPARTMENT OF FINANCE
PROCUREMENT SERVICES DIVISION

CITY OF SACRAMENTO
CALIFORNIA

915 I STREET
2ND FLOOR
SACRAMENTO, CA 95814

CENTRAL SERVICES
CONTRACT SERVICES
OFFICE OF SMALL BUSINESS DEVELOPMENT
PURCHASING

PHONE: 916-808-6240
FAX: 916-808-5747

November 14, 2005

MARTIN GENERAL ENGINEERING, INC
133 CANYON RIM DR
FOLSOM, CA 95630

Subject: Emerging and Small Business Enterprise Certification

Congratulations! The City of Sacramento Office of Small Business Development (OSBD) has determined that your firm meets the criteria for certification under the **Emerging and Small Business Development (ESBD) Program**.

Effective this day, your firm has been certified as an **Emerging Business Enterprise**. This certificate will expire **July 31, 2007**. It is your responsibility to notify this office, within thirty (30) days, of any change in certification status of your firm. Failure to do so will result in revocation of this certification issued by this office. The City's Office of Small Business Development reserves the right to review the certification at any time for purposes of certification compliance.

Your vendor code number is **MAG5100000P**, which may be used when working with any City of Sacramento procurement or contracting project. You must notify this office within (30) days if there is a change of ownership, business name, or address. It will also be your responsibility to contact our office prior to your expiration date for a recertification application.

Keep this letter as proof of ESBD certification. Thank you for joining the City of Sacramento ESBD Program family. If you have any questions about your certification please call our new phone number **(916) 808-6747**.

Sincerely,

Trevor Walton
Program Specialist

3/3



DEPARTMENT OF
FINANCE

OFFICE OF SMALL
BUSINESS DEVELOPMENT

CITY OF SACRAMENTO
CALIFORNIA

921 TENTH STREET
ROOM 402
SACRAMENTO, CA
95811-2714

PH 916-808-6747
FAX 916-808-6765

August 27, 2004

CENTERLINE STRIPING CO. INC
9847 DINO DR
ELK GROVE CA 95624

Subject: Emerging and Small Business Enterprise Certification

Congratulations! The City of Sacramento Office of Small Business Development (OSBD) has determined that your firm meets the criteria for certification under the **Emerging and Small Business Development Program (ESBD)**.

Effective this day, your firm has been certified as a **Small Business Enterprise**. This certificate will expire **August 31, 2007**. It is your responsibility to notify this office, within thirty (30) days, of any change in certification status of your firm. Failure to do so will result in revocation of this certification issued by this office. The City's Office of Small Business Development reserves the right to review the certification at any time for purposes of certification compliance.

Your vendor code number is **CES5150020A**. It may be used when working with any City of Sacramento procurement or contracting project. You must notify this office within (30) days if there is a change of ownership, business name, or address. It will also be your responsibility to contact our office prior to your expiration date for a recertification application.

Keep this letter as proof of ESBD certification. Thank you for joining the City of Sacramento ESBD Program family. If you have any questions about your certification, please call our new number (916) 808-6747.

Sincerely,

A handwritten signature in cursive script, reading "Charlotte A. Broussard", is written over the typed name.

Charlotte A. Broussard
Program Analyst