

CITY OF SANTA ANA

EXHIBIT 2

PROPOSAL**ADDENDUM NO. ONE**

PROJECT NO.: 20-6963

KENNEDY ELEMENTARY AND VILLA FUNDAMENTAL INTERMEDIATE SRTS

BID PROPOSAL

TO: CITY COUNCIL OF THE CITY OF SANTA ANA

FROM: Diamond Construction & Design**REQUIREMENT:**

The undersigned bidder declares that they have carefully examined the location of the proposed work, that they have examined the Contract Documents in its entirety and hereby proposes to furnish all material and do all the work required to complete the said work in accordance with said plans (if any) and the specifications for the unit price(s) or lump sum(s) set forth in the following schedule:

Item	Description	Qty	Unit	Unit Price	Amount
1	Unclassified Excavation*	620	CY	\$ 120	\$ 74,400
2	AC Pavement*	1,260	TN	\$ 108.28	\$ 136,432.80
3	Cold Mill 2”*	62,000	SF	\$ 0.38	\$ 23,560.00
4	Rubberized Emulsion Aggregate Slurry (REAS), Type II*	160	TN	\$ 400	\$ 64,000
5	Crack Seal	1	LS	\$ 16450	\$ 16,450
6	PCC Sidewalk (T=4”)*	10,100	SF	\$ 16	\$ 161,600
7	PCC Driveway/Alley Approach (T = 8”)*	860	SF	\$ 28	\$ 24,080
8	PCC Curb Ramp*	1,100	SF	\$ 35	\$ 38,500
9	PCC Curb and Gutter (Type A-2-8)*	1,800	LF	\$ 52	\$ 93,600
10	PCC Curb (Type B-1)*	260	LF	\$ 40	\$ 10,400
11	PCC Cross-Gutter (T=9”)*	2,700	SF	\$ 27	\$ 72,900
12	PCC Grinding*	500	LF	\$ 5	\$ 2,500
13	PCC Gutter Depression at Catch Basin, include dowels spaced 18”	30	LF	\$ 24	\$ 720
14	Parkway Box Culvert	1	EA	\$ 14000	\$ 14,000
15	Truncated Dome	2	EA	\$ 1500	\$ 3,000

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Item	Description	Qty	Unit	Unit Price	Amount
16	Stamped Concrete*	1,400	SF	\$ 25	\$ 35,000
17	Aggregate Base *	45	CY	\$ 115	\$ 5,175
18	Root Shave*	40	EA	\$ 600	\$ 24,000
19	Remove Tree	1	EA	\$ 800	\$ 800
20	Furnish and Plant tree (Crape Myrtle, 24" box)	1	EA	\$ 1350	\$ 1350
21	Furnish and Install Water Valve Frame and Cover to Finished Grade	10	EA	\$ 750	\$ 7,500
22	Adjust Manhole Frame and Cover to Finished Grade	4	EA	\$ 1350	\$ 5,400
23	Signing and Striping	1	LS	\$ 116,245	\$ 116,245
24	Furnish and Install Speed Feedback Sign and Pole	2	EA	\$ 33,680	\$ 67,360
25	Traffic Signal Modification at Grand Ave and Chestnut Ave	1	LS	\$ 181,457	\$ 181,457
26	Install APS System at Grand Ave and Chestnut Ave	1	LS	\$ 19,595	\$ 19,595
27	Install Video Detection System at Grand Ave and Chestnut Ave	1	LS	\$ 41,195	\$ 41,195
28	Install 2" PVC Conduit per plan*	20	LF	\$ 67	\$ 1,340
29	Install 3" PVC Conduit per plan*	60	LF	\$ 67	\$ 4,020
30	Install 4" PVC Conduit per plan*	410	LF	\$ 67	\$ 27,470
31	Install No. 6 Pull Box	7	EA	\$ 1200	\$ 8,400
32	Install No. 6E Pull Box	2	EA	\$ 1200	\$ 2,400
33	Install Traffic Signal Loop Detector Type D (Circular)*	56	EA	\$ 350	\$ 19,600
34	Install Traffic Signal Loop Detector Type E*	104	EA	\$ 325	\$ 33,800
35	Install Traffic Signal Loop Detector Type Q*	4	EA	\$ 350	\$ 1,400
36	Pothole Traffic Signal Pole Location for Utility Conflicts*	4	EA	\$ 2,100	\$ 8,400
37	Temporary Overhead Wiring at Grand Ave and Chestnut Ave	1	LS	\$ 7,500	\$ 7,500

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Item	Description	Qty	Unit	Unit Price	Amount
38	Pothole for Utilities Not Shown on the Plans*	2	EA	\$ 1000	\$ 2,000
39	Project Advertisement Sign	2	EA	\$ 800	\$ 1,600
40	Construction Permit	1	LS	\$15,000	\$ 15,000
TOTAL BASE BID (Items 1 to 40)				\$ 1,374,149.80	

ADD ALTERNATE BID

Item	Description	Qty	Unit	Unit Price	Amount
41	Install APS System at Chestnut Ave and Lyon St	1	EA	\$ 17,500	\$ 17,500
42	Install Video Detection System at Chestnut Ave and Lyon St	1	EA	\$ 40,250	\$ 40,250
43	Install GTT Opticom GPS EVP at Grand Ave and Chestnut Ave	1	EA	\$ 13,050	\$ 13,050

The lowest responsible bidder shall be selected based on the total base bid. The City reserves the right to award the Base Bid, and any, all, or none of the add-alternate bid items (if any).

* The quantity for this bid item is shown for bid comparison only. This bid item shall not be subject to the "25%" limit as stated in Section 3-2 of the Standard Specifications. The actual amount for this item will be dictated by the actual quantity used, and the Agency reserves the right to increase or decrease the quantity of this item accordingly.

† This bid item is considered a Specialty Item per Section 3-2 of the Standard Specifications.

TIME FOR COMPLETION OF IMPROVEMENTS AND LIQUIDATED DAMAGES

The undersigned bidder hereby proposes to complete the Work for the total base bid amount shown above, within one hundred (100) working days after the commencement date stated in the Notice to Proceed. Furthermore, all non-traffic signal related work, including but not limited to sidewalk, curb and gutter, stamped concrete, coldmill, AC pavement, slurry seal, and signing and striping shall be completed within the first 50 working days.

The liquidated damages amount, in lieu of the amount specified in Subsection 6-9 of the Standard Specifications, shall be \$2,500 per calendar.

Name of Firm Diamond Construction & Design

Signature of BIDDER



Title general partner

(If an individual, so state. If a firm or co-partnership, state the firm name and give the names of all individual co-partners composing the firm. If a corporation, state legal name of corporation, and names of President, Secretary, Treasurer and Manager, thereof.)

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BIDDER'S STATEMENT

BIDDER understands and agrees that this Bid Proposal, Contract Documents and subsequent Construction Contract Agreement shall constitute the entire agreement between BIDDER and the AGENCY only after it has been accepted by the City Council, endorsed by the Clerk of the Council with her signature and official seal noting hereon the action of approval of the Council, signed by the Public Works Agency Executive Director or his/her duly authorized agent, and signed by the City Attorney, denoting his approval of the form of this document, and its execution, and when it or an exact copy of it has been either delivered to BIDDER or deposited with the United States Postal Service properly addressed to the BIDDER with the correct postage affixed thereto.

BIDDER further agrees that upon delivery (as defined above) of the accepted agreement he/she will furnish AGENCY all required bonds and certificate of liability insurance within ten (10) business days or the funds, check, draft, or BIDDERS bond substituted in lieu thereof accompanying this proposal shall become the property of the AGENCY and shall be considered as payment of damages due to the delay and other causes suffered by AGENCY because of the failure to furnish the necessary bonds and because it is distinctly agreed that the proof of damages actually suffered is difficult to ascertain; otherwise said funds, check, drafts, or BIDDER'S bond substituted in lieu thereof shall be returned to the undersigned.

BIDDER understands that a bid is required for the entire work, the estimated quantities set forth in the bid schedule are solely for the purpose of comparing bids, and that final compensation under the contract will be based upon the actual quantities of work satisfactorily completed. The BIDDER also certifies that the bid is a balanced bid.

In accordance with Section 7028.15 of the California Business and Professions Code, the undersigned certifies under penalty of perjury that the foregoing is true and correct.

Name of Firm Diamond Construction & Design

Signature of BIDDER 

Title General Partner

(If an individual, so state. If a firm or co-partnership, state the firm name and give the names of all individual co-partners composing the firm. If a corporation, state legal name of corporation, and names of President, Secretary, Treasurer and Manager, thereof.)

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CONTRACTOR'S LICENSING AND REGISTRATION STATEMENT

The undersigned contractor, or corporate officer, declares under penalty of perjury that he/she and all his/her subcontractors are registered with the State of California Department of Industrial Relations (DIR), and that the following is true and correct.

Contractor's Name: Diamond Construction & Design

Business Address: 921 N Harbor Blvd #622, La Habra Ca 90631

Business E-Mail Address: stely907@yahoo.com

Telephone: 714-240-3698

State Contractor's License No. and Class: 521295

License Expiration Date: 02/28/25

State Dept. of Industrial Relations (DIR)
Registration No.: 1000024690

State Dept. of Industrial Relations (DIR)
Registration Expiration Date: 06/30/23

Signed: 

Title: General Partner

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PREVAILING WAGE COMPLIANCE AND MONITORING STATEMENT

Contractor is aware of the requirements of California Labor Code Section 1720, et seq., as well as California Code of Regulations, Title 8, Section 16,000, et seq., ("Prevailing Wage Laws"), which require the payment of prevailing wage rates and the performance of other requirements on "public works" and "maintenance" projects. Since the services are being performed as part of an applicable "public works" or "maintenance" project, as defined by the Prevailing Wage Laws, and since the total compensation is \$1,000 or more, Contractor agrees to fully comply with such Prevailing Wage Laws.

City shall provide Contractor with a copy of the prevailing rates of per diem wages in effect at the commencement of this Agreement. Contractor shall make copies of the prevailing rates of per diem wages for each craft, classification or type of worker needed to execute the services available to interested parties upon request, and shall post copies at the Contractor's principal place of business and at the project site.

Contractor shall defend, indemnify and hold the City, its elected officials, officers, employees and agents free and harmless from any claim or liability arising out of any failure or alleged failure to comply with the Prevailing Wage Laws.

The undersigned certifies that the foregoing is true and correct.

Name of Firm Diamond Construction & Design

Signature of BIDDER 

Title General Partner
(if an individual, so state)

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LIST OF SUB-CONTRACTORS

Section 4100 et. seq. of the Public Contract Code requires listing of all subcontractors with the bid for all subcontract work exceeding the following amount:

- Streets, highways including bridge projects: ½% of the bid or \$10,000, whichever is greater
- Buildings, parks, or other projects: ½% of the bid

Section 1725.5 of the Public Contract Code requires all Subcontractors be registered with the State Department of Industrial Relations (DIR).

BIDDER proposes to subcontract certain portions of the work to the firms listed below:

Name	Hardy & Harper
License #/Exp.	215952 exp12/31/23
DIR Reg. #/Exp.	1000000076 exp 06/30/23
Location	32 rancho circle, lake forest
Phone	714-444-1851
Type Of Work	asphalt
Amount \$	160,000


Name	V&E tree
License #/Exp.	654506 exp 09/23/24
DIR Reg. #/Exp.	1000001936 exp 06/30/25
Location	Po Box 3280, Orange ca
Phone	714-997-0903
Type Of Work	root shave, tree cutting
Amount \$	\$24,800

Name	MD rubberized
License #/Exp.	986686 exp 09/30/23
DIR Reg. #/Exp.	1000006438 exp 06/30/23
License #	
Location	32 rancho circle, lake forest
Phone	949-273-6130
Type Of Work	crack seal
Amount \$	\$16,450

Name	CROSTOWN ELECTRICAL
License #/Exp.	756309 EXP 11/30/24
DIR Reg. #/Exp.	1000000155 EXP 06/30/23
License #	
Location	5454 DIAZ ST, IRWINDALE
Phone	626-813-6693
Type Of Work	TRAFFIC SIGNA
Amount \$	380,307

Name	
License #/Exp.	
DIR Reg. #/Exp.	
License #	
Location	
Phone	
Type Of Work	
Amount \$	

Name	
License #/Exp.	
DIR Reg. #/Exp.	
License #	
Location	
Phone	
Type Of Work	
Amount \$	



Signature of Bidder

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REFERENCES

The following are the names, addresses, and telephone numbers for **THREE** public agencies for which the BIDDER has performed similar work within the past three years.

1. California State Parks - 35 Crystal Cove, Newport Beach Ca 92657

Name and Address of Owner.
Randall Gamache - 949-599-6516

Name and Telephone Number of person familiar with project.
\$274,900

rv park repairs, drainage, surface repairs

DEC 2022

Contract Amount

Type of Work

Date Completed
2. Carpinteria State Beach - 5361 6th St, Carpinteria Ca 93013

Name and Address of owner.
Caesar Romo - 805-651-0569

Name and Telephone Number of person familiar with project.
\$274,900

repairs surfaces

NOV 2022

Contract Amount

Type of Work

Date Completed
3. Calle Real Waterline - 3917 Calle Real San Clemente, Ca 92673

Name and Address of owner.
Gregg Diest - 949-337-3139

Name and Telephone Number of person familiar with project.
\$846,974

waterline upgrade

MAR 2023

Contract Amount

Type of Work

Date Completed

The following are the names, addresses, and telephone numbers of all brokers and sureties from whom BIDDER intends to procure insurance and bonds.

William Syrkin - Millenium Corp Services

ph: 818-203-0408 fax 949-679-7244 5530 Trabucco Rd, Irvine Ca 92620 Lic#0M93299 bonds

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ADDITIONAL REFERENCES

The following are the names, addresses, and telephone numbers for **THREE** public agencies for which the **BIDDER** or Subcontractor has performed similar work in the past five years.

1. Bicycle Casino - 888 Bicycle Casino Dr, Bell Gardena Ca 90201

Name and Address of Owner.
Luis Sanchez - 310-743-5123

Name and Telephone Number of person familiar with project.
\$1,473,000 street improvements

JUN 2021

Contract Amount

Type of Work

Date Completed

2. Residential Street - Santa Ana - multiple locations

Name and Address of owner.
Jose Castillo - 714-647-4700

Name and Telephone Number of person familiar with project.
\$738,611 street improvements

JAN 2023

Contract Amount

Type of Work

Date Completed

3. Rosecrans & Valley View Intersection - Santa Fe Springs

Name and Address of owner.
Francisco Villasenor - 323-806-7067

Name and Telephone Number of person familiar with project.
\$916,653 intersection improvemets

DEC 2022

Contract Amount

Type of Work

Date Completed

The following are the names, addresses, and telephone numbers of all brokers and sureties from whom BIDDER intends to procure insurance and bonds.

William Syrkin - Millenium Corp Services

ph: 818-203-0408 fax 949-679-7244 5530 Trabucco Rd, Irvine Ca 92620 Lic#0M93299 bonds

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NON-DISCRIMINATION CERTIFICATE

The undersigned contractor or corporate officer, during the performance of this contract, certifies as follows:

1. The Contractor shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The Contractor shall take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin. Such action shall include, but not be limited to, the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The Contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination clause.
2. The Contractor shall, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, state that all qualified applicants will receive consideration for employment without regard to race, color, religion, sex, or national origin.
3. The Contractor shall send to each labor union or representative of workers with which he/she has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or workers' representatives of the Contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.
4. The Contractor shall comply with all provisions of Executive Order 11246 of September 24, 1965, and of the rules, regulations, and relevant orders of the Secretary of Labor.
5. The Contractor shall furnish all information and reports required by Executive Order 11246 of September 24, 1965, and by rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to his/her books, records, and accounts by the administering agency and the Secretary of Labor for purposes of investigation, to ascertain compliance with such rules, regulations, and orders.
6. In the event of the Contractor's non-compliance with the nondiscrimination clauses of this contract or with any of the said rules, regulations, or orders, the contract may be canceled, terminated, or suspended in whole or in part and the Contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in Executive Order 11246 of September 24, 1965, and such other sanctions may be imposed and remedies invoked as provided in Executive Order 11246 of September 24, 1965, or by rule, regulations, or order of the Secretary of Labor, or as otherwise provided by law.

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7. The Contractor shall include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by rules, regulations, or orders of the Secretary of Labor issued pursuant to Section 204 of Executive Order 11246 of September 24, 1965, so that such provisions will be binding upon each subcontract or purchase order as the administering agency may direct as means of enforcing such provisions, including sanctions for noncompliance; provided, however, that in the event the Contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the administering agency, the Contractor may request that the United States enter into such litigation to protect the interests of the United States.
8. Pursuant to California Labor Code Section 1735, as added by Chapter 643 Stats. 1939, and as amended, no discrimination shall be made in the employment of persons upon public works because of race, religious creed, color, national origin, ancestry, physical handicaps, mental condition, marital status, or sex of such persons, except as provided in Section 1420, and any contractor of public works violating this Section is subject to all the penalties imposed for a violation of the Chapter.

Signed: 

Title: General Partner

Firm: Diamond Construction & Design

Date: 03/02/23

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STATEMENT REGARDING APPRENTICESHIP REQUIREMENTS

The undersigned BIDDER is familiar with the requirements of Section 1777.5 of the State Labor Code regarding employment of apprentices, and understands that contractors on contracts exceeding \$30,000 or 20 working days shall:

1. Apply to the joint apprenticeship committee administering the apprenticeship standards of the craft or trade in the area of the site of the public work for a certificate approving the contractor under the apprenticeship standards for the employment and training of apprentices in the area or industry affected.
2. Employ the number of apprentices or the ratio of apprentices to journeymen stipulated in the apprenticeship standards.
3. Contribute to the fund or funds in each craft or trade in which he/she employs journeymen or apprentices on the public work, in the same amount or upon the same basis and in the same manner as the other contractors, except contractors not signatory to the trust agreement shall pay a like amount to the California Apprenticeship Council.

Signed:



Title:

General Partner

Firm:

Diamond Construction & Design

Date:

03/02/23


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STATEMENT REGARDING “ANTI-KICKBACK” REQUIREMENTS

The undersigned is submitting this proposal for performing by contract the work required by these bid documents, agrees to comply with the Copeland “Anti-Kickback” Act (18 USC 74) as supplemented in the Department of Labor regulations (29 CFR, Part 3). This act provides that each contractor or subcontractor shall be prohibited from inducing, by any means, any person employed in the construction or repair of public work, to give up any part of the compensation to which he/she is otherwise entitled.

Signed: 

Title: General Partner

Firm: Diamond Construction & Design

Date: 03/02/23

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PUBLIC CONTRACT CODE SECTION 10162 QUESTIONNAIRE

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

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

Yes _____ No ^x _____

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