

BID BOOK

ELKHORN RECHARGE FACILITY

500 E. ELKHORN AVE.
CARUTHERS, CA 93609

BUDGET / ACCOUNT: 8870 / 8400 / 91761



Department of Public Works and Planning

CONTRACT NUMBER 24-03-C

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INSTRUCTIONS FOR COMPLETING THE BID BOOK FOR NON-FEDERAL AID PROJECTS

General

Complete forms in the Bid book.

Submit an electronic bid online at <http://www.BidExpress.com> or submit a hardcopy bid:

1. Under sealed cover addressed to the Department and labeled with the name of the bidder, contract number, the name of the project and the statement 'Do Not Open Until The Time Of Bid Opening.'
2. Marked as a bid
3. Identifying the contract number and the bid opening date

Certain bid forms must be submitted with the bid and properly executed.

Certain other forms and information must be submitted either with the bid or within the prescribed period after bid opening as specified elsewhere in these special provisions.

Failure to submit the forms and information as specified results in a nonresponsive bid.

If an agent other than the authorized corporation officer or a partnership member signs the bid, file a Power of Attorney with the Department either before opening bids or with the bid. Otherwise, the bid may be nonresponsive.

Bid Item List and Bid Comparison

Submit a bid based on the bid item quantities the Department shows on the Bid Item List. Bids will be evaluated and the low bidder determined as indicated in the *Notice to Bidders*.

Bid Document Completion

Proposal items are identified by title and by the word "Proposal" followed by the number assigned to the proposal item in question. Proposal items are included in the *Bid Book*.

Proposal to the Board of Supervisors of Fresno County – Proposal 1

Provided for information.

Bid Item List – Proposal 2

One or more sheet(s) or list(s) upon which the bidder completes the bid.

Fill out completely including a unit price and total for each unit price-based item and a total for each lump sum item.

Do not make any additions such as "plus tax", "plus freight", or conditions such as "less 2% if paid by 15th".

Use ink or typewriter for paper bids.

Evaluation of Bid Item List – Proposal 3

Describes how inconsistencies and irregularities are evaluated and corrected when Design Services reviews the Bid Item List.

Bid Security and Signature – Proposal 4

Submit one of the following forms of bidder's security equal to at least 10 percent of the bid:

- Cash
- Cashier's check
- Certified check
- Signed bidder's bond by an admitted surety insurer

Indicate type of bid security provided.

- Cash – Acceptable but not recommended. Cash is deposited in a clearing account and is returned to bidders by County warrant. This process may take several weeks.
- Cashier's or Certified Checks. This type of security is held until the bid is no longer under consideration. If submitted by a potential awardee, they will be returned when the contract is fully executed by the bidder and bonds and insurance have been approved.
- Bid Bonds - Must be signed by the bidder and by the attorney-in-fact for the bonding company. Provide notarized signature of attorney-in-fact accompanied by bonding company's affidavit authorizing attorney-in-fact to execute bonds. An unsigned bid bond will be cause for rejection.

Bonding companies may provide their own bid bond forms. The Bid Security and Signature sections must be completed by the bidder and submitted with their bid.

Acknowledge Addenda

Provide contractor's license information.

State business name and if business is a:

- Corporation - list officers
- Partnership - list partners
- Joint Venture - list members; if members are corporations or partnerships, list their officers or partners.
- Individual - list Owner's name and firm name style

Signature of Bidder - the following lists types of companies and corresponding authorized signers.

- Corporation - by an officer
- Partnership - by a partner
- Joint Venture - by a member
- Individual - by the Owner

If signature is by a Branch Manager, Estimator, Agent, etc., the bid must be accompanied by a power of attorney authorizing the individual to sign the bid in question or to sign bids more generally, otherwise the bid may be rejected.

- Business Address - Firm's Street Address
- Mailing Address - P.O. Box or Street Address
- Complete, sign, and return with bid.

Noncollusion Declaration – Proposal 5

Must be completed, signed, and returned with bid.

Public Contract Code Section 10285.1 Statement – Proposal 6

Select "has" or "has not" in accordance with instructions on form, return completed form with bid. Note that signing the bid constitutes signing this statement.

Public Contract Code Section 10162 Questionnaire And Public Contract Code 10232 Statement – Proposal 7

Select "yes" or "no" accordance with instructions on form, include explanation if "yes" is selected. Return completed form with bid. Note that signing the bid constitutes signing this questionnaire and statement.

Subcontractors – Proposal 8

Sheet(s) or spaces where bidders list subcontractors. List each subcontractor to perform work in an amount in excess of 1/2 of 1 percent of the total bid (Pub. Contract Code § 4100 et seq.).

The *Subcontractor List* submitted with the bid must show the name, location of business, work portions to be performed, Department of Industrial Relations registration number, and the contractor's license number for each subcontractor listed.

- Use subcontractor's business name style as registered with the License Board.
- Specify the city in which the subcontractor's business is located and the state if other than California.
- Description of the work to be performed by the subcontractor. Indicate with bid item numbers from the bid item list and/or work descriptions similar to those on bid item list.
- List Department of Industrial Relations number and license number for each subcontractor.

Upon request from Design Services, provide the following additional information within 24 hours of bid opening if not included on the *Subcontractor List* submitted with the bid:

- Complete physical address for each subcontractor listed.
- Percentage of the total bid or dollar amount associated with each subcontractor listed.

Title 13, California Code of Regulations § 2449(i) General Requirements for In-Use Off-Road Diesel-Fueled Fleets – Proposal 9

Contractors, if applicable, must submit valid Certificates of Reported Compliance with their bid. Subcontractor certificates will be due no later than 4:00 PM on the fifth (5th) calendar day after the bid opening if not submitted with the bid.

Proposal 10 - Proposal 18 – Not Used

Guaranty – Proposal 19

Does not need to be signed with the bid. Part of the contract which must be signed by the contractor when contract is executed.

PROPOSAL TO THE COUNTY OF FRESNO

hereinafter called the Owner

ELKHORN RECHARGE FACILITY

**500 E. ELKHORN AVE.
CARUTHERS, CA 93609**

The work embraced herein shall be done in accordance with the 2023 Standard Specifications and with the 2023 Standard Plans, of the State of California, Department of Transportation insofar as the same may apply and in accordance with these special provisions.

Except to the extent that they may conflict with these special provisions, revised Standard Specifications apply to the extent included in the section entitled "Project Details" of the book entitled "Specifications."

The work to be done is shown on a set of Plans, Department File No. 11330, entitled: "Elkhorn Recharge Facility".

The undersigned, as bidder, declares that the only persons, or parties interested in this proposal as principals are those named herein, that this proposal is made without collusion with any other person, firm or corporation; that they have carefully examined the location of the proposed work, the annexed proposed form of contract, and the plans therein referred to; and they propose and agrees if this proposal is accepted, that they will contract with the Owner to provide all necessary machinery, tools, apparatus and other means of construction, and to do all the work and furnish all the materials specified in the contract in the manner and time therein prescribed, and according to the requirements of the Engineer as therein set forth, and that they will take in full payment therefor the following unit prices, to-wit:

Fresno County Department of Public Works and Planning

Bid Item List - Proposal 2

Contract #

24-03-C

Contract Name

Elkhorn Recharge Facility

Base Items

| Item ID | Quantity | Unit | Unit Price | Total |
|--|----------|------|------------|------------|
| Description | | | | |
| 1 | 1 | LS | \$ 188,650 | \$ 188,650 |
| Mobilization/Demobilization, Bonds, Insurance & Permits | | | | |
| 2 | 1 | LS | \$ 334,000 | \$ 334,000 |
| Job Site Management | | | | |
| 3 | 1 | LS | \$ 5,500 | \$ 5,500 |
| Traffic Control | | | | |
| 4 | 1 | LS | \$ 76,582 | \$ 76,582 |
| Storm Water Pollution Prevention Plan (SWPPP) - Preparation and Implementation | | | | |
| 5 | 1,500 | \$ | \$1 | \$1,500 |
| State Water Resources Control Board - Notice of Intent | | | | |
| 6 | 1 | LS | \$ 2,167 | \$ 2,167 |
| Dust Control Plan (DCP) - Preparation and Implementation | | | | |
| 7 | 25,000 | \$ | \$1 | \$25,000 |
| Supplemental Work Allowance | | | | |
| 8 | 1 | LS | \$ 17,600 | \$ 17,600 |
| Site Demolition at Well Sites | | | | |
| 9 | 800 | LF | \$ 16.50 | \$ 13,200 |
| Remove and Dispose of Existing PVC Irrigation Pipe Sections | | | | |
| 10 | 150 | LF | \$ 27.50 | \$ 4,125 |
| Remove and Dispose of Existing Asbestos Cement Pipe Section | | | | |

| Item ID | Quantity | Unit | Unit Price | Total |
|--|----------|------|------------|-----------------|
| 11 | 1 | LS | \$ 601,700 | \$ 601,700 |
| Clearing and Grubbing of Vegetation | | | | |
| 12 | 93,160 | CY | \$ 4.38 | \$ 408,040.80 |
| Removal of Top Soil in Basin Area and Compacted Placement in Stockpile Areas | | | | |
| 13 | 1 | LS | \$ 156,750 | \$ 156,750 |
| Crush Demolished Soil Cement and Compacted Placement in Stockpile Areas | | | | |
| 14 | 17,270 | CY | \$ 9.94 | \$ 171,663.80 |
| Conveyance Channel Excavation and Compacted Placement in Stockpile Areas | | | | |
| 15 | 11,440 | CY | \$ 5.43 | \$ 62,119.20 |
| Basin Excavation and Compacted Placement on Basin Levee | | | | |
| 16 | 519,810 | CY | \$ 3.93 | \$ 2,037,655.70 |
| Basin Excavation and Compacted Placement in Stockpile Areas | | | | |
| 17 | 1 | LS | \$ 734,000 | \$ 734,000 |
| Construct Liberty Canal Turnout / Conveyance Channel Inlet Structure | | | | |
| 18 | 1 | LS | \$ 520,000 | \$ 520,000 |
| Construct Conveyance Channel Outlet / Basin Inlet Structure | | | | |
| 19 | 8,207 | LF | \$ 25.85 | \$ 212,150.95 |
| Furnish & Install Chain Link Fence | | | | |
| 20 | 1 | EA | \$ 2,750 | \$ 2,750 |
| Furnish & Install Chain Link 24-foot Double Drive Gate | | | | |
| 21 | 1 | EA | \$ 23,000 | \$ 23,000 |
| Convert Existing Central Well Site to a Monitoring Well | | | | |
| 22 | 1 | EA | \$ 23,000 | \$ 23,000 |
| Convert Existing Northwest Well Site to a Monitoring Well | | | | |

Base Bid Items Total (Items 1 through 22):

\$ 5,621,253.95

Additive 1

| Item ID | Quantity | Unit | Unit Price | Total |
|---------|----------|------|------------|-------|
|---------|----------|------|------------|-------|

| | | | | |
|-----|---|----|-----------|-----------|
| A11 | 1 | LS | \$ 18,700 | \$ 18,700 |
|-----|---|----|-----------|-----------|

Additional Mobilization/Demobilization, Bonds, Insurance & Permits

| | | | | |
|-----|--------|----|---------|---------------|
| A12 | 99,690 | CY | \$ 5.34 | \$ 532,344.60 |
|-----|--------|----|---------|---------------|

Basin Excavation and Compacted Placement in Stockpile Area D1 (N-S)

Additive Bid Items Total (Items A11-A12):

\$ 551,044.60

Additive 2

| Item ID | Quantity | Unit | Unit Price | Total |
|---------|----------|------|------------|-------|
|---------|----------|------|------------|-------|

| | | | | |
|-----|---|----|-----------|-----------|
| A21 | 1 | LS | \$ 20,900 | \$ 20,900 |
|-----|---|----|-----------|-----------|

Additional Mobilization/Demobilization, Bonds, Insurance & Permits

| | | | | |
|-----|--------|----|---------|---------------|
| A22 | 93,750 | CY | \$ 8.07 | \$ 756,562.50 |
|-----|--------|----|---------|---------------|

Basin Excavation and Compacted Placement in Stockpile Area D2 (E-W)

Additive Bid Items Total (Items A21-A22):

\$ 777,462.50

Additive 3

| Item ID | Quantity | Unit | Unit Price | Total |
|---------|----------|------|------------|-------|
|---------|----------|------|------------|-------|

| | | | | |
|-----|---|----|-----------|-----------|
| A31 | 1 | LS | \$ 29,150 | \$ 29,150 |
|-----|---|----|-----------|-----------|

Additional Mobilization/Demobilization, Bonds, Insurance & Permits

| | | | | |
|-----|---------|----|---------|-----------------|
| A32 | 201,720 | CY | \$ 5.91 | \$ 1,192,165.20 |
|-----|---------|----|---------|-----------------|

Basin Excavation to ultimate depth and Placement of Excess Basin Material

Additive Bid Items Total (Items A31-A32):

\$ 1,221,315.20

Total Bid (Base Bid Items + Additive Items) Items 1 through A32:

\$ 8,171,076.25

EVALUATION OF BID PROPOSAL ITEM LIST

Abbreviations used in the bid proposal sheet are identified in Section 1-1.06, "Abbreviations," of these special provisions.

Bids are required for the entire work. Bids will be compared on the basis indicated in the Notice to Bidders. The bidder shall set forth for each unit basis item of work a unit price and a total for the item, and for each lump sum item a total for the item, all in clearly legible figures in the respective spaces provided for that purpose. In the case of unit basis items, the amount set forth under the "Item Total" column shall be the product of the unit price bid and the estimated quantity for the item.

In case of discrepancy between the unit price and the total set forth for a unit basis item, the unit price shall prevail, except as provided in (a) or (b), as follows:

- (a) If the amount set forth as a unit price is unreadable or otherwise unclear, or is omitted, or is the same as the amount as the entry in the item total column, then the amount set forth in the item total column for the item shall prevail and shall be divided by the estimated quantity for the item and the price thus obtained shall be the unit price;
- (b) (Decimal Errors) If the product of the entered unit price and the estimated quantity is exactly off by a factor of ten, one hundred, etc., or one-tenth, or one-hundredth, etc. from the entered total, the discrepancy will be resolved by using the entered unit price or item total, whichever most closely approximates percentage-wise the unit price or item total in the Owner's Final Estimate of cost.

If both the unit price and the item total are unreadable or otherwise unclear, or are omitted, the bid may be deemed irregular. Likewise, if the item total for a lump sum item is unreadable or otherwise unclear, or is omitted, the bid may be deemed irregular unless the project being bid has only a single item and a clear, readable total bid is provided.

Symbols such as commas and dollar signs will be ignored and have no mathematical significance in establishing any unit price or item total or lump sums. Written unit prices, item totals and lump sums will be interpreted according to the number of digits and, if applicable, decimal placement. Cents symbols also have no significance in establishing any unit price or item total since all figures are assumed to be expressed in dollars and/or decimal fractions of a dollar. Bids on lump sum items shall be item totals only; if any unit price for a lump sum item is included in a bid and it differs from the item total, the items total shall prevail.

The foregoing provisions for the resolution of specific irregularities cannot be so comprehensive as to cover every omission, inconsistency, error or other irregularity which may occur in a bid. Any situation not specifically provided for will be determined in the discretion of the Owner, and that discretion will be exercised in the manner deemed by the Owner to best protect the public interest in the prompt and economical completion of the work. The decision of the Owner respecting the amount of a bid, or the existence or treatment of an irregularity in a bid, shall be final.

If this proposal shall be accepted and the undersigned shall fail to contract, as aforesaid, and to give the two bonds in the sums to be determined as aforesaid, with surety satisfactory to the Owner, within eight (8) days not including Saturdays, Sundays and legal holidays, after the bidder has received notice of award of the contract, the Owner, at its option, may determine that the bidder has abandoned the contract, and thereupon this proposal and the acceptance thereof shall be null and void, and the forfeiture of such security accompanying this proposal shall operate and the same shall be the property of the Owner.

To the County of Fresno:

NONCOLLUSION DECLARATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID*

The undersigned declares:

I am the PRESIDENT of
(Owner, Partner, Corporate Officer (list title), Co-Venturer)

JT2 INC DBA TODD COMPANIES, the party making the foregoing bid.


The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, and has not paid, and will not pay, any person or entity for that purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on OCT 8, 2024,

at VISALIA, CA”
[city] [state]

JT2 INC DBA TODD COMPANIES BY-


(Signature)

(See Title 23 United States Code Section 112; Calif Public Contract Code Section 7106)

*NOTE: Completing, signing, and returning the Non-Collusion Declaration is a required part of the Proposal. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

PUBLIC CONTRACT CODE

Public Contract Code Section 10285.1 Statement

In conformance with Public Contract Code Section 10285.1 (Chapter 376, Stats. 1985), the bidder hereby declares under penalty of perjury under the laws of the State of California that the bidder has , has not X been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or Federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Public Contract Code Section 1101, with any public entity, as defined in Public Contract Code Section 1100, including the Regents of the University of California or the Trustees of the California State University. The term "bidder" is understood to include any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

Note: The bidder must place a check mark after "has" or "has not" in one of the blank spaces provided. The above Statement is part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Statement. Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

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 _____

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

Public Contract Code 10232 Statement

In conformance with Public Contract Code Section 10232, the Contractor, hereby states under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the Contractor within the immediately preceding two-year period because of the Contractor's failure to comply with an order of a federal court which orders the Contractor to comply with an order of the National Labor Relations Board.

Note: The above Statement and Questionnaire are part of the Bid. Signing this Bid on the signature portion thereof shall also constitute signature of this Statement and Questionnaire.

Bidders are cautioned that making a false certification may subject the certifier to criminal prosecution.

Proposal 7
Contract Number 24-03-C

BIDDER: JT2 INC DBA TODD COMPANIES

SUBCONTRACTORS:

The following named subcontractor(s) will perform with labor, or otherwise render services to the general contractor in or about the construction of the work or improvement in an amount in excess of one-half of one percent of the total bid presented herewith. Each listed subcontractor's name, location of business and description of work, and both their contractor's license number and public works contractor registration number, issued pursuant to Section 1725.5 of the Labor Code, are REQUIRED, by Section 4104 of the California Public Contract Code, to be submitted prior to bid opening. (The "location of business" must specify the city in which the subcontractor's business is located, and the state if other than California.) All other requested information shall be submitted, either with the bid or within 24 hours after bid opening.

Please fill out as completely as possible when submitting your bid. Use subcontractor's business name style as registered with the License Board.

FAILURE TO LIST SUBCONTRACTORS AS DIRECTED MAY RENDER THE BID NON-RESPONSIVE, OR MAY RESULT IN ASSESSMENT OF A PENALTY AGAINST THE BIDDER IN ACCORDANCE WITH SECTION 4110 OF THE CALIFORNIA PUBLIC CONTRACT CODE.

| |
|---|
| SUBCONTRACTOR: GOLDEN BAY FENCE PLUS IRON WORKS INC |
| Business Address: 4104 S B STREET STOCKTON CA 95206 |
| Class * License No. 664905 DIR Registration No. 100000720 |
| Item No. or Description of Work: FENCING |
| Dollar Amount \$195,364.50 OR Percentage of Total Bid |
| Email Address: myoung@goldenbayfence.com |
| *A/C13/B/C10/C23 |
| SUBCONTRACTOR: HYDRO GROW INC |
| Business Address: 4055 E. WALNUT AVE VISALIA, CA 93292 |
| Class C17 License No. 892375 DIR Registration No 1000027555 |
| Item No. or Description of Work: EROSION CONTROL |
| Dollar Amount 160,000. ⁰⁰ OR Percentage of Total Bid |
| Email Address: MATT@HYDRO-GROW.ORG. |

Proposal 8(a)
Contract Number 24-03-C

| |
|--|
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |

| |
|---|
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No. _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No. _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |
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| <p>SUBCONTRACTOR: _____</p> <p>Business Address: _____</p> <p>Class ____ License No. _____ DIR Registration No. _____</p> <p>Item No. or Description of Work: _____</p> <p>Dollar Amount _____ OR Percentage of Total Bid _____</p> <p>Email Address: _____</p> |

SUBCONTRACTOR: _____
Business Address: _____
Class ____ License No. _____ DIR Registration No _____
Item No. or Description of Work: _____
Dollar Amount _____ **OR** Percentage of Total Bid _____
Email Address: _____

SUBCONTRACTOR: _____
Business Address: _____
Class ____ License No. _____ DIR Registration No _____
Item No. or Description of Work: _____
Dollar Amount _____ **OR** Percentage of Total Bid _____
Email Address: _____

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Item No. or Description of Work: _____
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| SUBCONTRACTOR: _____ Business Address: _____ Class ____ License No. _____ DIR Registration No. _____ Item No. or Description of Work: _____ Dollar Amount _____ OR Percentage of Total Bid _____ Email Address: _____ |
| SUBCONTRACTOR: _____ Business Address: _____ Class ____ License No. _____ DIR Registration No. _____ Item No. or Description of Work: _____ Dollar Amount _____ OR Percentage of Total Bid _____ Email Address: _____ |
| SUBCONTRACTOR: _____ Business Address: _____ Class ____ License No. _____ DIR Registration No. _____ Item No. or Description of Work: _____ Dollar Amount _____ OR Percentage of Total Bid _____ Email Address: _____ |

TITLE 13, CALIFORNIA CODE OF REGULATIONS § 2449(I) GENERAL REQUIREMENTS FOR IN-USE OFF-ROAD DIESEL-FUELED FLEETS

In conformance with Title 13 § 2449(i), bidders will be required to attach copies of valid Certificates of Reported Compliance for the fleet selected for the contract and their listed subcontractors.

Before May 15th of each year, the prime contractor must collect a new valid Certificate of Reported Compliance for the current compliance year, as defined in section 2449(n), from all fleets that have an ongoing contract with the prime contractor as of March 1 of that year. Prime contractors must not write contracts to evade this requirement. Annual renewals must be provided to the Resident Engineer at least one week prior to the expiration date of the current certificate.

<https://ww2.arb.ca.gov/resources/fact-sheets/fact-sheet-contracting-requirements>

Choose all that apply:

- Bidder's Certificate of Reported Compliance has been attached to the bid.
- Bidder does not have a fleet subject to this regulation as outlined in Section 2449(i)(1)-(4).
- Listed subcontractors' certificates have been attached or will be submitted within five (5) calendar days of the bid opening.
- The following subcontractors do not have a fleet subject to this regulation as outlined in Section 2449(i)(1)-(4):

| | |
|-------|-------|
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |
| _____ | _____ |

FAILURE TO PROVIDE THE CERTIFICATES OF REPORTED COMPLIANCE AS DIRECTED MAY RENDER THE BID NON-RESPONSIVE.

California Environmental Protection Agency
Air Resources Board

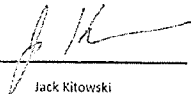
January 1, 2024

**CERTIFICATE OF REPORTED COMPLIANCE
OFF-ROAD DIESEL VEHICLE REGULATION**

is issued to

TODD COMPANIES

This certificate indicates that the fleet listed above has reported off-road diesel vehicles to the California Air Resources Board and has certified they are in compliance with title 13 CCR, section 2449. All applicable vehicles owned by the individual, company, or agency must be reported and labeled, as specified in Section 2449, with all possible completeness, else this certificate is null and void. **Certificate expires 2/28/2025**



Jack Kitowski
Chief, Mobile Source Control Division
California Air Resources Board

Off-road Diesel Fleet Identification

113002

To verify the authenticity of this certificate, enter this number at
http://www.arb.ca.gov/doors/compliance_cert1.html

(This guaranty shall be executed by the successful bidder in accordance with instructions in the special provisions. The bidder may execute the guaranty on this page at the time of submitting his bid.)

G U A R A N T Y

To the Owner: County of Fresno


CONTRACT NUMBER 24-03-C

The undersigned guarantees the construction and installation of the following work included in this project:

ALL WORK

Should any of the materials or equipment prove defective or should the work as a whole prove defective, due to faulty workmanship, material furnished or methods of installation, or should the work or any part thereof fail to operate properly as originally intended and in accordance with the plans and specifications, due to any of the above causes, all within twelve (12) months after date on which this contract is accepted by the Owner, the undersigned agrees to reimburse the Owner, upon demand, for its expenses incurred in restoring said work to the condition contemplated in said project, including the cost of any such equipment or materials replaced and the cost of removing and replacing any other work necessary to make such replacement or repairs, or, upon demand by the Owner, to replace any such material and to repair said work completely without cost to the Owner so that said work will function successfully as originally contemplated.

The Owner shall have the unqualified option to make any needed replacement or repairs itself or to have such replacements or repairs done by the undersigned. In the event the Owner elects to have said work performed by the undersigned, the undersigned agrees that the repairs shall be made and such materials as are necessary shall be furnished and installed within a reasonable time after the receipt of demand from the Owner.

Name (Printed): JIM TODD
JT2 INC DBA TODD COMPANIES BY: _____
Signature:  _____
Title: PRESIDENT _____
Contractor: JT2 INC DBA TODD COMPANIES _____

Date: 10/08/24 _____

AIA Document 310 - 2010 Bid Bond

CONTRACTOR (Name, legal status and address):

JT2 Inc. DBA Todd Companies

P O Box 6820

Visalia, CA 93290

SURETY (Name, legal status and principal place of business):

Fidelity and Deposit Company of Maryland

1299 ZURICH WAY, 5TH FLOOR

SCHAUMBURG, IL 60196 - 1056

OWNER (Name, legal status and address):

County of Fresno

2220 Tulare Street

Fresno, CA. 93721

Online Bid

Bond Amount: 10% of Bid

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

Elkhorn Recharge Facility

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

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

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

Signed and sealed this 7th day of October 2024

JT2 Inc. dba Todd Companies by:

(Witness)

(Seal)

(Principal)

(Seal)

President

(Title)

Fidelity and Deposit Company of Maryland

(Surety)

(Witness)

(Seal)

Lori L. Endsley, Attorney-in-Fact

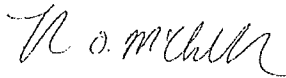
**ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND
POWER OF ATTORNEY**

KNOW ALL MEN BY THESE PRESENTS: That the ZURICH AMERICAN INSURANCE COMPANY, a corporation of the State of New York, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, a corporation of the State of Illinois, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND a corporation of the State of Illinois (herein collectively called the "Companies"), by Robert D. Murray, Vice President, in pursuance of authority granted by Article V, Section 8, of the By-Laws of said Companies, which are set forth on the reverse side hereof and are hereby certified to be in full force and effect on the date hereof, do hereby nominate, constitute, and appoint Jennifer WHEELER, Ronald D. OSBORN, Lori L. ENDSLEY, Verity RACHT, Carol BURNS of Fresno, California, its true and lawful agent and Attorney-in-Fact, to make, execute, seal and deliver, for, and on its behalf as surety, and as its act and deed: **any and all bonds and undertakings**, and the execution of such bonds or undertakings in pursuance of these presents, shall be as binding upon said Companies, as fully and amply, to all intents and purposes, as if they had been duly executed and acknowledged by the regularly elected officers of the ZURICH AMERICAN INSURANCE COMPANY at its office in New York, New York., the regularly elected officers of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at its office in Owings Mills, Maryland., and the regularly elected officers of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at its office in Owings Mills, Maryland., in their own proper persons.

The said Vice President does hereby certify that the extract set forth on the reverse side hereof is a true copy of Article V, Section 8, of the By-Laws of said Companies, and is now in force.

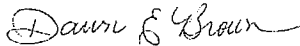
IN WITNESS WHEREOF, the said Vice-President has hereunto subscribed his/her names and affixed the Corporate Seals of the said ZURICH AMERICAN INSURANCE COMPANY, COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and FIDELITY AND DEPOSIT COMPANY OF MARYLAND, this 2nd day of August, A.D. 2024.

**ATTEST:
ZURICH AMERICAN INSURANCE COMPANY
COLONIAL AMERICAN CASUALTY AND SURETY COMPANY
FIDELITY AND DEPOSIT COMPANY OF MARYLAND**



By: *Thomas O. McClellan*
Vice President





By: *Dawn E. Brown*
Secretary

**State of Maryland
County of Baltimore**

On this 2nd day of August, A.D. 2024, before the subscriber, a Notary Public of the State of Maryland, duly commissioned and qualified, **Thomas O. McClellan, Vice President and Dawn E. Brown, Secretary** of the Companies, to me personally known to be the individuals and officers described in and who executed the preceding instrument, and acknowledged the execution of same, and being by me duly sworn, depose and saith, that he/she is the said officer of the Company aforesaid, and that the seals affixed to the preceding instrument are the Corporate Seals of said Companies, and that the said Corporate Seals and the signature as such officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Corporations.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my Official Seal the day and year first above written.

Genevieve M. Maison

GENEVIEVE M. MAISON
NOTARY PUBLIC
BALTIMORE COUNTY, MD
My Commission Expires JANUARY 27, 2025



EXTRACT FROM BY-LAWS OF THE COMPANIES

"Article V, Section 8, Attorneys-in-Fact. The Chief Executive Officer, the President, or any Executive Vice President or Vice President may, by written instrument under the attested corporate seal, appoint attorneys-in-fact with authority to execute bonds, policies, recognizances, stipulations, undertakings, or other like instruments on behalf of the Company, and may authorize any officer or any such attorney-in-fact to affix the corporate seal thereto; and may with or without cause modify or revoke any such appointment or authority at any time."

CERTIFICATE

I, the undersigned, Vice President of the ZURICH AMERICAN INSURANCE COMPANY, the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY, and the FIDELITY AND DEPOSIT COMPANY OF MARYLAND, do hereby certify that the foregoing Power of Attorney is still in full force and effect on the date of this certificate; and I do further certify that Article V, Section 8, of the By-Laws of the Companies is still in force.

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the ZURICH AMERICAN INSURANCE COMPANY at a meeting duly called and held on the 15th day of December 1998.

RESOLVED: "That the signature of the President or a Vice President and the attesting signature of a Secretary or an Assistant Secretary and the Seal of the Company may be affixed by facsimile on any Power of Attorney...Any such Power or any certificate thereof bearing such facsimile signature and seal shall be valid and binding on the Company."

This Power of Attorney and Certificate may be signed by facsimile under and by authority of the following resolution of the Board of Directors of the COLONIAL AMERICAN CASUALTY AND SURETY COMPANY at a meeting duly called and held on the 5th day of May, 1994, and the following resolution of the Board of Directors of the FIDELITY AND DEPOSIT COMPANY OF MARYLAND at a meeting duly called and held on the 10th day of May, 1990.

RESOLVED: "That the facsimile or mechanically reproduced seal of the company and facsimile or mechanically reproduced signature of any Vice-President, Secretary, or Assistant Secretary of the Company, whether made heretofore or hereafter, wherever appearing upon a certified copy of any power of attorney issued by the Company, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the corporate seals of the said Companies, this 7th day of October, 2024.



Mary Jean Pethick
Vice President

TO REPORT A CLAIM WITH REGARD TO A SURETY BOND, PLEASE SUBMIT A COMPLETE DESCRIPTION OF THE CLAIM INCLUDING THE PRINCIPAL ON THE BOND, THE BOND NUMBER, AND YOUR CONTACT INFORMATION TO:

Zurich Surety Claims
1299 Zurich Way
Schaumburg, IL 60196-1056
reportsfclaims@zurichna.com
800-626-4577

Authenticity of this bond can be confirmed at bondvalidator.zurichna.com or 410-559-8790

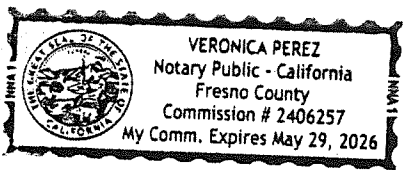
CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of Fresno }
On October 7, 2024 before me, Veronica Perez, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Loni L. Endsley
Name(s) of Signer(s)

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



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

WITNESS my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document
Title or Type of Document: Bid Bond
Document Date: October 7, 2024 Number of Pages: 2
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)
Signer's Name: Loni L. Endsley Signer's Name: _____
 Corporate Officer – Title(s): _____ Corporate Officer – Title(s): _____
 Partner – Limited General Partner – Limited General
 Individual Attorney in Fact Individual Attorney in Fact
 Trustee Guardian or Conservator Trustee Guardian or Conservator
 Other: _____ Other: _____
Signer is Representing: _____ Signer is Representing: _____