

PLAN HOLDER NO. _____

PLEASE USE BLACK INK WHEN YOU
PREPARE THESE FORMS

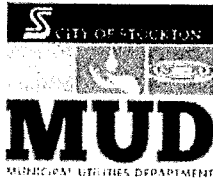
BID FORMS

****SUBMIT ONE ORIGINAL SET OF ALL BID DOCUMENTS****

DO NOT DETACH ANY OF THIS MATERIAL
THIS CONSTITUTES YOUR BID PROPOSAL

CITY OF STOCKTON
MUNICIPAL UTILITIES DEPARTMENT

RWCF DIGESTER GAS PIPELINE EXPANSION JOINTS REPLACEMENT PROJECT NUMBER UW21013



**BID OPENING: Thursday, June 30, 2022 -- 2:00 p.m.,
City Hall, Clerk's Office**

BIDDER'S NAME: Power Engineering Construction Co.

BIDDER'S CHECKLIST
CITY OF STOCKTON
MUNICIPAL UTILITIES DEPARTMENT

Did You:

- Complete and properly sign the "Bid for Public Work", pages MUD-BF-2 through MUD-BF-6.
- Attend Non-Mandatory Pre-Bid Job-Walk on **Thursday, June 16, 2022 at 10:00 a.m.**, City of Stockton, Department of Municipal Utilities, 2500 Navy Drive, Stockton, CA 95206.
- Complete and properly sign the proposed "Subcontractor List", page MUD-BF-7.
- Sign the "Non-Collusion Declaration" form, page MUD-BF-8. An "All-Purpose Acknowledgment" form will not be sufficient.
- Advise all subcontractors of prevailing wage rate, apprenticeship, and all other contract compliance requirements.
- Register with the Department of Industrial Relations (California Labor Code Section 1725.5). Submit proof of registration (registration number, contractor name, license type/number) from Department of Industrial Relations for all Contractors/Subcontractors (regardless of tier). Proof of registration is due with bid submittal. Subcontractor proof of registration is due no later than four (4) business days after bid opening. Bids will not be accepted from unregistered contractors.
- Sign the Department of Industrial Relations, Labor Compliance, Self-certification Form, page MUD BF 9
- Review the Local Employment requirements adopted by City Council per Specification Section 00800 – Supplementary Condition.
- Sign the "Local Employment Ordinance" adopted by City Council, page MUD BF 10
- Advise all subcontractors of the CWTA requirements per Specification Section 00800 – Supplementary Conditions.
- Sign the "Addendum A" of the Community Workforce and Training Agreement (CWTA) adopted by City Council, page MUD BF 11
- Include your 10% bidder's security, bond or check.
- Include self-addressed, unstamped envelope with bidder's security. Please **DO NOT SEAL** your security, bidder's bond, certified or cashier's check in this envelope. It is for returning the security to the proponent **AFTER** project award.
- Review all clarifications/questions/answers on the City's website at <http://www.stocktongov.com/services/business/bidflash/default.html>
- Include with bid, bidder's name and e-mail address.
- Sign and include with bid all Addenda.
- Sign and include with bid all Letters of Clarification.
- Submit one (1) ORIGINAL of all bid documents.

- Deliver sealed bid to City Hall, City Clerk's Office (1st floor), 425 N. El Dorado Street, Stockton, CA 95202 before **Thursday, June 30, 2022, 2:00 p.m.** Sealed bid shall be marked "BID" and indicate project name, number, and bid opening date. **Please note that some overnight delivery services do not deliver to the City Clerk's Office. This could result in the bid arriving in the City Clerk's Office after the bid opening deadline and therefore not being accepted.**

BID FOR PUBLIC WORK

CITY OF STOCKTON

Stockton, CA _____, 2020

TO THE HONORABLE CITY COUNCIL OF THE CITY OF STOCKTON:

Pursuant to your Notice Inviting Sealed Bids, I, We, or either of us

Power Engineering Construction Co. (Corporation)

(State name and whether individual, firm, corporation, association, or co-partnership)

hereby offer (and hereby promise and agree in case this bid is accepted) to furnish all labor, material, equipment and supplies necessary to complete the work mentioned in said Notice Inviting Sealed Bids in strict accordance with the plans and specifications for said work to be done and labor, materials, and equipment and supplies to be furnished, which plans and specifications are on file in the office of the City Clerk of the City of Stockton and made part hereof by reference, the same as if herein fully set out, at the following rates and prices, to-wit:

Power Engineering Construction Co.

EXHIBIT A

CITY OF STOCKTON
MUNICIPAL UTILITIES DEPARTMENT

RWCF DIGESTER GAS PIPELINE EXPANSION JOINTS REPLACEMENT
Project No. UW21013

Each bidder shall bid each item. Failure to bid an item shall cause the bid to be considered non-responsive, and it will be rejected.

All applicable sales taxes, state and/or federal taxes, and any other special taxes, patent rights, or royalties are included in the prices quoted in this proposal. All bid items listed below are an estimated quantity. This shall be the responsibility of the Contractor to make their own estimate based on what are shown and called for in the contract Plans and Specifications.

Item #	Description	Est. Quantity	Unit	Unit Price	Total Price
1	Mobilization/Demobilization	1	LS	21,175.00	21,175.00
2	Access Equipment (Lifts, scaffolding, etc.)	1	LS	8,750.00	8,750.00
3	Replace 10" Rubber Expansion Joints	2	EA	3,950.00	7,900.00
4	Replace 16" Rubber Expansion Joints	4	EA	6,560.00	26,240.00
5	Replace 20" Rubber Expansion Joints	10	EA	7,060.00	70,600.00
6	Contingency	1	LS	\$10,000.00	\$10,000.00
TOTAL BID: The sum of Items 1 through 6					\$144,665.00

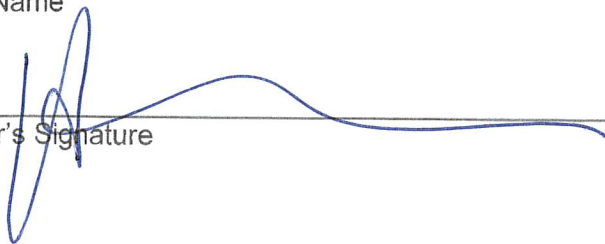
One Hundred Forty-Four Thousand Six Hundred Sixty-Five Dollars

Total Bid - Words

Power Engineering Construction Co.

Firm Name

Bidder's Signature



BIDDER CERTIFICATION

The undersigned agrees that if this bid is accepted, he/she will contract with the City of Stockton in the form of contract attached hereto to perform all of the work in accordance with the contract and the drawings, specifications, and other documents incorporated therein; that he/she will accept as payment in full therefore, and for all other obligations assumed under the contract, the prices set forth in the following bid schedule except as otherwise provided in the specifications; and that he/she will execute such contract and furnish the required contract bonds in the manner and within the time provided in the bidding requirements and conditions. The undersigned further agrees that he/she has carefully examined the site of the work and the bid documents and any addenda thereto, and is fully informed of the nature and location of the work, the quantities of the work, and the conditions to be encountered in performing the work; that the only parties interested in this bid as principals are those named herein and that this bid is made without collusion with any other party; and that this bid is submitted in all respects in accordance with the bidding requirements and conditions and all other requirements of the bid documents.

A bid guaranty accompanies this bid in the form of (check one of the following):

- Cash, or
- Cashier's check, or
- Certified check payable to City Auditor, or
- Bidder's bond in favor of the City (see Note 3 below)

For any amount, not less than ten percent (10%) of the aggregate of the bid.

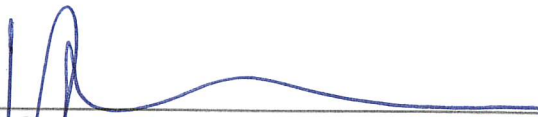
Also accompanying this bid are the following attachments, properly executed and signed:

1. List of Subcontractors to be used in the Work
2. Non-Collusion Affidavit
3. Letters of Clarification numbered _____ thru _____ (if issued)
4. Addenda numbered _____ thru _____ (if issued)
5. Addendum "A" of the Community Workforce and Training Agreement (CWTA) adopted by City Council, page MUD BF #

The City reserves the right to reject any and all bids.


Power Engineering Construction Co.	510-337-3800	77-0107625
(Name of Firm)	(Phone)	(Tax I.D. No.)
1501 Viking Street, Suite 200	Alameda	California
(Address)	(City)	(State)
94501		
(ZIP)		
Power Engineering Construction Co.	A/B/HAZ 488215	1000007181
(Contractor)	(License No. & Classification)	(DIR Registration No.)
		6/30/24
		(Expiration Date)

THE REPRESENTATIONS MADE HEREIN ARE MADE UNDER PENALTY OF PERJURY



 SIGNATURE

BIDDER SIGN
 ← HERE



 TITLE

NOTE 1 - URGENT NOTICE TO CONTRACTOR AND SUBCONTRACTORS: State law requires bidders on public agency contracts to include on their bid: (1) their State contractor's license number, (2) the license expiration date, and (3) a statement that the representations made therein are made under penalty of perjury. The law further states that "Any bid not containing this information, or bid containing information which is substantially proven false shall be considered non-responsive and shall be rejected by the public agency."

NOTE 2 - All bids shall be clearly and distinctly written and if any erasure or interlineation occurs therein, before the bid is filed with the City Clerk, said erasure or interlineation must be initialed by the person authorized to prepare and execute the bid.

NOTE 3 - If bidder elects to submit a bidder's bond as a bid guaranty, the bid bond must be signed by both the bidder and the surety.

LIST OF SUBCONTRACTORS

GENERAL CONTRACTOR: We will not be using subcontractors for this project.

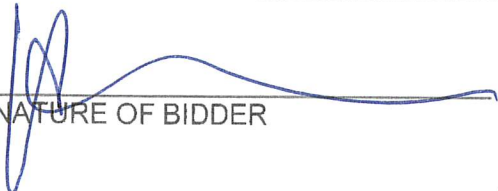
PROJECT: _____

PLEASE LIST BELOW ALL SUBCONTRACTORS CONTRIBUTING TO THIS WORK

Each bidder shall give the name, business address, description of the work, and the dollar amount to be PAID the subcontractor, for each subcontractor that will be used on the project, if the Bidder is awarded the contract. Only subcontractors with work in excess of one-half of one percent of the Bidder's total bid need to be listed. Minority and women business enterprise subcontractors listed on the Affirmative Action forms must also be listed on this form for work in excess of one-half of one percent of the Bidder's total bid. All work in excess of one-half of one percent of the Bidder's total bid, for which a subcontractor is not listed on this form, shall be performed by the Bidder's own organization. Additional numbered pages listing proposed subcontractors may be attached to this page. Each page shall be headed "Proposed Subcontractors" and shall be signed by the Bidder.

(MUST PRINT LEGIBLY OR TYPE)

BUSINESS NAME/ADDRESS	LICENSE NUMBER & LICENSE CLASSIFICATION	DEPT. OF INDUSTRIAL RELATIONS REGISTRATION NUMBER	TYPE OF WORK	AMOUNT


SIGNATURE OF BIDDER ←

BIDDER SIGN HERE

NONCOLLUSION DECLARATION

(Title 23 United States Code Section 112 and Public Contract Code Section 7106)

To the CITY of STOCKTON *DEPARTMENT OF MUNICIPAL UTILITIES*

The undersigned declares:

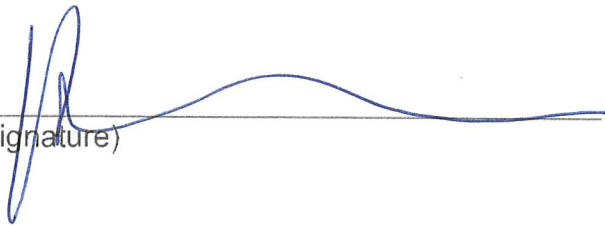
I am the Vice President, of Power Engineering Construction Co., the party making the foregoing bid.

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 to 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, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such 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

California at Alameda (City), _____
(State).



(Signature)

**DEPARTMENT OF INDUSTRIAL RELATIONS
LABOR COMPLIANCE
SELF-CERTIFICATION**

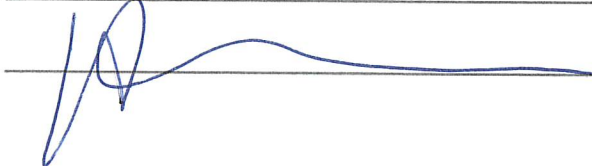
We, the undersigned, self-certify that we will comply with all California Department of Industrial Relations (DIR) laws, rules and regulations that apply to Public Work as defined in Labor Code Section 1720(a)(1), as well as Senate Bill 854 (2014), and all other related statutes.

In addition, we acknowledge that to be eligible to bid on City of Stockton Public Works projects, we and all subcontractors under us are registered, and will remain registered with the DIR until project completion; otherwise, we will be disqualified from consideration as a bidder for the subject project.

CONTRACTOR: Power Engineering Construction Co.

BY: Hilary Tighe

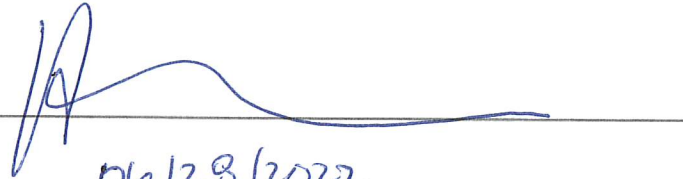
TITLE: Vice President

DATE: 

LOCAL EMPLOYMENT ORDINANCE

This contract is subject to the requirements of the City of Stockton's Local Employment Ordinance. By my signature below, I certify that I have read and understood the Local Employment Ordinance of the City of Stockton, and agree to abide by its provisions. If selected to perform this contract, I specifically agree to report data on the actual number of Stockton residents employed, and understand that data will be subject to verification by an independent auditor.

Signature of Bidder _____



Date Signed _____

06/28/2022

Addendum A

CITY OF STOCKTON COMMUNITY WORKFORCE AND TRAINING AGREEMENT

AGREEMENT TO BE BOUND

The undersigned, as a Contractor or Subcontractor, including construction material trucking company/entity, (CONTRACTOR) on the City of Stockton Project, (hereinafter PROJECT), for and in consideration of the award to it of a contract to perform work on said PROJECT, and in further consideration of the mutual promises made in this Community Workforce and Training Agreement (hereinafter AGREEMENT), a copy of which was received and is acknowledged, hereby:

(1) Accepts and agrees to be bound by the terms and conditions of the AGREEMENT for this Project, together with any and all amendments and supplements now existing or which are later made thereto:

(2) The CONTRACTOR agrees to be bound by the legally established local trust agreements designated in the applicable Schedule A as set forth in Article IV of this AGREEMENT.

(3) The CONTRACTOR authorizes the parties to such local trust agreements to appoint trustees and successor trustees to administer the trust funds and hereby ratifies and accepts the trustees so appointed as if made by the CONTRACTOR;

(4) Certifies that it has no commitments or agreements which would preclude its full and complete compliance with the terms and conditions of said AGREEMENT.

(5) Agrees to secure from any CONTRACTOR(S) (as defined in said AGREEMENT) which is or becomes a subcontractor (of any tier) to it, a duly executed Agreement to be Bound in form identical to this document.

(6) This Agreement to be Bound constitutes a subscription agreement to the extent of its terms. However, the undersigned agrees to execute a separate Subscription Agreement(s) or contributing employer agreement for Trust Funds when such Trust Fund(s) requires such document(s).

Date: 06/28/2022

Power Engineering Construction Co.
Name of Contractor

Hilary Tigie
(Name of Contractor Representative)

Vice President
(Authorized Officer & Title)

0070142
CSLB # of Motor Carrier Permit



Liberty Mutual Surety
Attention: LMS Claims
P.O. Box 34526
Seattle, WA 98124
Phone: 206-473-6210
Fax: 866-548-6837
Email: HOSCL@libertymutual.com
www.LibertyMutualSuretyClaims.com

Liberty Mutual Insurance Company
BID OR PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, That we, Power Engineering Construction Company

of Alameda, CA

(hereinafter called the Principal) as Principal, and Liberty Mutual Insurance Company, with its principal office in the City of Boston, Massachusetts (hereinafter called the Surety), as Surety, are held and firmly bound unto City of Stockton

of Stockton, CA

(hereinafter called the Obligee) in the penal sum of Ten Percent (10%) of the Total Amount of Bid Dollars lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns.

THE CONDITION OF THIS OBLIGATION IS SUCH, that whereas, the Principal has submitted the accompanying bid dated for RWCF Digester Gas Pipeline Expansion Joints Replacement / UW21013

NOW, THEREFORE, if the Obligee shall make any award according to the terms of said bid and the Principal shall enter into a contract with said Obligee in accordance with the terms of said bid and give bond for the faithful performance thereof within the time specified; or if no time is specified within thirty days after the date of said award; or if the Principal shall, in the case of failure so to do, indemnify the Obligee against any loss the Obligee may suffer directly arising by reason of such failure, not exceeding the penalty of this bond, then this obligation shall be null and void; otherwise to remain in full force and virtue.

Signed, sealed and dated: June 23, 2022

Power Engineering Construction Company
Principal

By: [Signature]

Liberty Mutual Insurance Company

By: [Signature] Yvonne Roncagliolo, (Attorney-in-fact)



CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

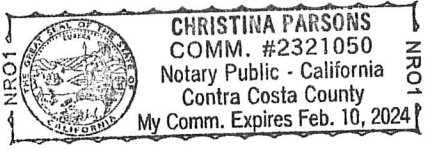
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of Contra Costa }

On 6-23-2022 before me, Christina Parsons, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Yvonne Roncagliolo
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/her/their authorized capacity(ies), and that by his/her/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 CParsons
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: _____
Document Date: _____ Number of Pages: _____
Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: Yvonne Roncagliolo
 Corporate Officer – Title(s): _____
 Partner – Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer is Representing: _____

~~Signer's Name: _____
 Corporate Officer – Title(s): _____
 Partner – Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer is Representing: _____~~



This Power of Attorney limits the acts of those named herein, and they have no authority to bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8207861- 024079

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Alicia Dass; Andrew S. Holloway; Charles R. Shoemaker; Christina Parsons; Joan DeLuca; Karen Rhodes; Kelly Holtemann; Mark M. Munkawa; Nerissa S. Bartolome; Patrick R. Diebel; Peter Tam; Thomas E. Hughes; Valerie Takeuchi; Yvonne Roncagliolo; Zachary V. Overbay

all of the city of San Francisco state of CA each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 21st day of April, 2022.



Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By: David M. Carey, Assistant Secretary

Not valid for mortgage, note, loan, letter of credit, currency rate, interest rate or residual value guarantees.

State of PENNSYLVANIA ss
County of MONTGOMERY

On this 21st day of April, 2022 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1126044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:

ARTICLE IV - OFFICERS: Section 12. Power of Attorney.

Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitation as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed, such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.

ARTICLE XIII - Execution of Contracts: Section 5. Surety Bonds and Undertakings.

Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation - The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization - By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, wherever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 23rd day of June, 2022.



By: Renee C. Llewellyn, Assistant Secretary

For bond and/or Power of Attorney (POA) verification inquiries, please call 610-832-8240 or email HOSUR@libertymutual.com.



ACKNOWLEDGMENT

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 Alameda)

On June 28th, 2022 before me, Kristin Cherie Elam, Notary Public
(insert name and title of the officer)

personally appeared Hilary Tigue
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/her/their authorized capacity(ies), and that by his/her/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] (Seal)

