

RECEIVED
(m)
2018 JAN 26 PM 1:50
CITY OF COMMERCE
CLERK

Absolute Building Services, Inc.

UPDATED BID PROPOSAL FORM

SUBMITTED BY: Absolute Building Services, Inc.
(Bidder's Name)

Contact Person: Rafael Gutierrez **Tel:** 323-788-9799 **E-mail:** rafael@absbldgsvcs.com
Name: _____

In accordance with the City of Commerce's Notice Inviting Sealed Bid Proposals, the undersigned BIDDER, hereby proposes to furnish all materials, equipment, tools, labor, and incidentals required for the above stated project as set forth in the Plans, Specifications, and contract documents therefore, and to perform all work in the manner and time prescribed therein.

BIDDER declares that this proposal is based upon careful examination of the work site, Plans, Specifications, Instructions to Bidders, and all other contract documents. If this proposal is accepted for award, BIDDER understands that failure to enter into a contract in the manner and time prescribed will result in forfeiture to the City of Commerce of the guarantee accompanying this proposal.

BIDDER understands that a bid is required for the entire work. The contract will be awarded on the prices shown on the bid schedule. It is agreed that the unit and/or lump sum prices bid include all appurtenant expenses, taxes, royalties and fees. In the case of discrepancies in the amounts bid, unit prices shall govern over extended amounts, and words shall govern over figures.

If awarded the Contract, the undersigned further agrees that in the event of the BIDDER'S default in executing the required contract and filing the necessary bonds and insurance certificates within ten working days after the date of the City of Commerce's notice of award of contract to the BIDDER, the proceeds of the security accompanying this bid shall become the property of the City of Commerce and this bid and the acceptance hereof may, at the City of Commerce's option, be considered null and void.

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN "SECTION B. BIDDER'S PROPOSAL"

BID SCHEDULE

To the City of Commerce City Council, herein called the "Council": Pursuant to and in compliance with your Notice Inviting Bids and the other documents' relating thereto, the undersigned bidder, having familiarized himself with the work as per the paragraph, "Discrepancies and Misunderstandings," contained in the "INSTRUCTIONS TO BIDDERS" section, and with the terms of the contract, the local conditions affecting the performance of the contract, and the cost of the work at the place where the work is done, and with the drawings and specifications and other contract documents, hereby proposes and agrees to perform, within the time stipulated, the contract, including all of its component parts, and everything required to be performed, and to provide and furnish any and all of the labor, materials, tools, expendable equipment, and all applicable taxes, utility and transportation services necessary to perform the contract and complete in a workmanlike manner all of the work required for this contract in the City of Commerce, all in strict conformity with the Contract Documents on file at the office of the City Clerk of said City, per the following bid schedules:

BID SCHEDULE					
Bid Item	Description	Quantity	Unit	Unit Cost	Total Cost
1	Furnish and install VETERANS GYM INTERIM IMPROVEMENTS in compliance with the Plans, Specifications and Contract Documents and all applicable codes and standards (BIDDER SHALL USE THE UPDATED PROJECT PLANS PROVIDED IN Addendum #4; Attachment 3)	1	LS	\$ 375,000.00	\$ 375,000.00
2	City established allowance for Demo and Grading for the ADA work in the parking lot area which has uneven grades on the existing AC paving (City may use at its sole discretions this allowance to have the selected contractor perform this work based on final field established scope of work and negotiated price, or have this work performed separately by others). (See Q.01/A.01, Q.04/A.04 in Addendum #4; Attachment 2, RESPONSES AND CLARIFICATIONS TO QUESTIONS RECEIVED FROM CONTRACTORS)	1	LS	\$15,000.00	\$15,000.00

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN "SECTION B. BIDDER'S PROPOSAL"

This Updated Bid Proposal Form replaces the Bid Proposal Form which was included in the originally issued Bid Package, SECTION B. BIDDER'S PROPOSAL, 00410 Bid Proposal Form
BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN THE UPDATED BID PROPOSAL FORM

BID SCHEDULE					
Bid Item	Description	Quantity	Unit	Unit Cost	Total Cost
3	City established allowance for modifications to existing construction fence to provide access to gym for interim occupancy (City may use at its sole discretions this allowance to have the selected contractor perform this work based on final field established scope of work and negotiated price, or have this work performed separately by others). (See Q.20/A.20 in Addendum #4; Attachment 2, RESPONSES AND CLARIFICATIONS TO QUESTIONS RECEIVED FROM CONTRACTORS)	1	LS	\$1,000.00	\$1,000.00
4	City established allowance for additional work related to work marked as "Not in Contract (NIC), in the event City decides to add such work to the contract (City may use at its sole discretions this allowance to have the selected contractor perform NIC work based on final field established scope of work and negotiated price, or have this work performed separately by others). (See Q.20/A.20 in Addendum #4; Attachment 2, RESPONSES AND CLARIFICATIONS TO QUESTIONS RECEIVED FROM CONTRACTORS)	1	LS	\$15,000.00	\$15,000.00
TOTAL (all bid items above, 1 thru 4) BID AMOUNT IN NUMBERS					\$406,000.00
TOTAL (all bid items above, 1 thru 4) BID AMOUNT IN WRITING: <div>Four hundred and six thousand dollars and zero cents</div>					

In the case of discrepancies in the amount of bid, unit prices shall govern over extended amounts, and words shall govern over figures.

The bid prices shall include any and all costs, including labor, materials, appurtenant expenses, taxes, royalties and any and all other incidental costs to complete the project, in compliance with the Bid and Contract Documents and all applicable codes and standards.

The City reserves the right to add, delete, increase or decrease the amount of any quantity shown and to delete any item from the contract and pay the contractor at the bid unit prices so long as the total amount of change does not exceed 25% (plus or minus) of the total bid amount for the entire project. If the change exceeds 25%, a change order may be negotiated to adjust unit bid prices.

All other work items not specifically listed in the bid schedule, but necessary to complete the work per bid and contract documents and all applicable codes and standards are assumed to be included in the bid prices.

A bid is required for the entire work, that the quantities set forth in the Bid Schedule are to calculate total bid amount, and that final compensation under the contract will be based upon the actual quantities of work satisfactorily completed.

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN "SECTION B. BIDDER'S PROPOSAL"

EXAMINATION OF SPECIFICATIONS AND SITE OF WORK

The Bidder declares that he/she has carefully read and examined the project plans, specifications, bid documents, and he/she has made a personal examination of the site (indicate name of the person, representing the bidder, who inspected the site and date below) and that he/she understands the exact scope of the Project.

Name of Person who inspected the site:

Date of Inspection:

ADDENDA ACKNOWLEDGMENT

The Bidder acknowledges receipt of the following Addenda and has included their provisions in this Proposal:

Addendum No. <u>1</u>	Dated <u>11/16/2017</u>
Addendum No. <u>2</u>	Dated <u>12/10/2017</u>
Addendum No. <u>3</u>	Dated <u>12/28/2017</u>
Addendum No. <u>4</u>	Dated <u>1/05/2018</u>
Addendum No. <u>5</u>	Dated <u>1/16/2018</u>
Addendum No. <u> </u>	Dated <u> </u>
Addendum No. <u> </u>	Dated <u> </u>

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN "SECTION B. BIDDER'S PROPOSAL"

SIGNATURE

IN WITNESS WHEREOF, BIDDER executes and submits this proposal with the names, titles, hands, and seals of all aforementioned principals.

Legal Name of Bidder: Absolute Building Services, Inc.

Federal I.D. No.: 473181186 Contractor's License No.: 1014728

License Expiration Date: 6/30/2018 License Classification: B

Business Address 1560 S. Anaheim Blvd., Ste. A
(Street and/or P.O. Box)

Anaheim, CA. 92805
(City) (State) (Zip)

E-Mail Address: rafael@absbldgsvcs.com

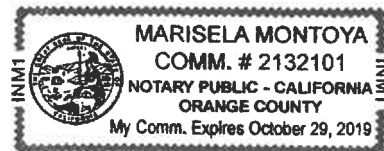
Business Telephone No.: 714-991-1423 Facsimile No.: 714-991-1424

SIGN HERE -----> *Byron Medrano* (President) Byron Medrano
Signature of Bidder - Print Name and Title of Bidder

Executed this 24th day of January, 2018 at Anaheim, California.

Subscribed and sworn to this 24th day of January, 2018

NOTARY PUBLIC *[Signature]*



BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN "SECTION B. BIDDER'S PROPOSAL"

BID BOND FORM

Project Name:

VETERANS GYM INTERIM IMPROVEMENTS, CITY OF COMMERCE

(located at 6364 Zindell Avenue, Commerce, CA 90040)

Bid Due Date: January 24, 2018. 2:00 PM

KNOW ALL MEN BY THESE PRESENTS

that Absolute Building Services, Inc.

as BIDDER, AND Philadelphia Indemnity Insurance Company,

as SURETY, are held and firmly bound unto the City of Commerce, in the penal sum of

Forty-two Thousand and no cents dollars
(\$42,000.00), which is ten percent (10%) of the total amount bid by BIDDER to

the City of Commerce for the above stated project, for the payment of which sum, BIDDER and SURETY agree to be bound, jointly and severally, firm by these presents. THE CONDITIONS OF THIS OBLIGATION ARE SUCH that, whereas BIDDER is about to submit a bid to the City of Commerce for the above stated project, if said bid is rejected, or if said bid is accepted and a contract is awarded and entered into by BIDDER in the manner and time specified, then this obligation shall be null and void, otherwise it shall remain in full force and effect in favor of the City of Commerce. IN WITNESS WHEREOF the parties hereto have set their names, titles, hands, and seals this 22nd day of January, 2018.

BIDDER* Absolute Building Servies, Inc. 1560 S. Anaheim Blvd. Suite A Anaheim, CA 92805

x *Rafael Gutierrez* Rafael Gutierrez - VP - 323-788-9799

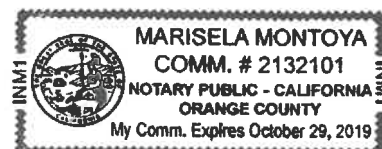
SURETY* Philadelphia Indemnity Insurance Company One Bala Plaza, Suite 100, Bala Cynwyd, PA 19004

x *Steven A. Swartz*
Steven A. Swartz - Attorney-in-Fact - 800-765-9794

*Provide BIDDER/SURETY name, address and telephone number and the name, title, address and telephone number for authorized representative.

Subscribed and sworn to this 24th day of January, 2018.

NOTARY PUBLIC *[Signature]*



California All-Purpose Certificate of 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 Orange

S.S.

On January 22, 2018 before me, Bethany Johnson, Notary Public

Name of Notary Public, Title

personally appeared Steven A. Swartz

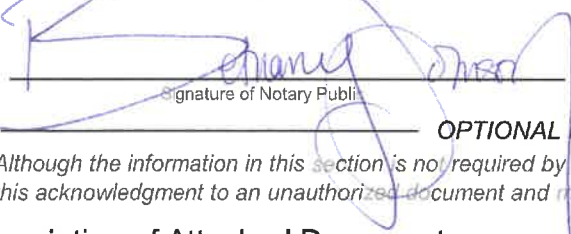
Name of Signer (1)

Name of Signer (2)

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 of Notary Public



Seal

OPTIONAL INFORMATION

Although the information in this section is not required by law, it could prevent fraudulent removal and reattachment of this acknowledgment to an unauthorized document and may prove useful to persons relying on the attached document.

Description of Attached Document

The preceding Certificate of Acknowledgment is attached to a document titled/for the purpose of _____

Bid Bond - Absolute Building Services - City of Commerce

containing 1 page(s) and dated January 22, 2018

The signer(s) capacity or authority is/are as:

- ☐ Individual(s)
☒ Attorney-in-fact
☐ Corporate Officer(s)

Title(s)

- ☐ Guardian/Conservator
☐ Partner - Limited/General
☐ Trustee(s)
☐ Other: _____

representing: Philadelphia Indemnity Insurance Company

Name(s) of Person(s) Entity(ies) Signer is Representing

Additional Information

Method of Signer Identification

Proved to me on the basis of satisfactory evidence:

- ☐ form(s) of identification ☐ credible witness(es)

Notarial event is detailed in notary journal on:

Page # _____ Entry # _____

Notary contact: _____

Other

- ☐ Additional Signer ☐ Signer(s) Thumbprints(s)

☐ _____

PHILADELPHIA INDEMNITY INSURANCE COMPANY

One Bala Plaza, Suite 100
Bala Cynwyd, PA 19004-0950

Power of Attorney

KNOW ALL PERSONS BY THESE PRESENTS: That **PHILADELPHIA INDEMNITY INSURANCE COMPANY** (the Company), a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, does hereby constitute and appoint Steven A. Swartz, Kelly Specht, Lorie Mandell and Nicki Swartz, Michael Herranen and Thomas C. Buckner of the City of San Clemente, State of California of South Coast Surety, its true and lawful Attorney-in-fact with full authority to execute on its behalf bonds, undertakings, recognizances and other contracts of indemnity and writings obligatory in the nature thereof, issued in the course of its business and to bind the Company thereby, in an amount not to exceed \$25,000,000.00.

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of PHILADELPHIA INDEMNITY INSURANCE COMPANY on the 14th of November, 2016.

RESOLVED: That the Board of Directors hereby authorizes the President or any Vice President of the Company: (1) Appoint Attorney(s) in Fact and authorize the Attorney(s) in Fact to execute on behalf of the Company bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof and to attach the seal of the Company thereto; and (2) to remove, at any time, any such Attorney-in-Fact and revoke the authority given. And, be it

FURTHER RESOLVED: That the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or certificate relating thereto by facsimile, and any such Power of Attorney so executed and certified by facsimile signatures and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

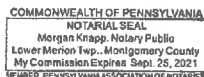
IN TESTIMONY WHEREOF, PHILADELPHIA INDEMNITY INSURANCE COMPANY HAS CAUSED THIS INSTRUMENT TO BE SIGNED AND ITS CORPORATE SEAL TO BE AFFIXED BY ITS AUTHORIZED OFFICE THIS 27TH DAY OF OCTOBER, 2017.



(Seal)

Robert D. O'Leary Jr., President & CEO
Philadelphia Indemnity Insurance Company

On this 27th day of October, 2017, before me came the individual who executed the preceding instrument, to me personally known, and being by me duly sworn said that he is the therein described and authorized officer of the **PHILADELPHIA INDEMNITY INSURANCE COMPANY**; that the seal affixed to said instrument is the Corporate seal of said Company; that the said Corporate Seal and his signature were duly affixed.



(Notary Seal)

Notary Public:

Morgan Knapp

residing at:

Bala Cynwyd, PA

My commission expires:

September 25, 2021

I, Edward Sayago, Corporate Secretary of PHILADELPHIA INDEMNITY INSURANCE COMPANY, do hereby certify that the foregoing resolution of the Board of Directors and this Power of Attorney issued pursuant thereto on this 27th day of October, 2017 are true and correct and are still in full force and effect. I do further certify that Robert D. O'Leary Jr., who executed the Power of Attorney as President, was on the date of execution of the attached Power of Attorney the duly elected President of PHILADELPHIA INDEMNITY INSURANCE COMPANY,

In Testimony Whereof I have subscribed my name and affixed the facsimile seal of each Company this 22nd day of JANUARY, 2018



Edward Sayago, Corporate Secretary
PHILADELPHIA INDEMNITY INSURANCE COMPANY

BIDDER INFORMATION FORM

BIDDER certifies that the following information is true and correct:

Bidder's Name Absolute Building Services Inc

Form of Legal Entity (i.e., individual, partnership, corporation, etc.)

Corporation If

a Corporation, State of Incorporation (i.e., Calif.) California

Business Address 1560 S Anaheim Blvd, #A Anaheim, CA 92805

Telephone 714-991-1423

State Contractor's License No. and Class 1014728 Class B

Original Date Issued 06/1/2016 Expiration Date 06/30/2018

The following are the names, titles, addresses, and phone numbers of all individuals, firm members, partners, joint ventures, and/or corporate officers having a principal interest in this proposal:

Byron Medrano 949-870-2785 President 25075 Costeau Street Street, Laguna Hills CA,

Rafael Gutierrez 323-788-9799 V.P. 643 Crown St. Glendora, CA 91740

The date(s) of any voluntary or involuntary bankruptcy judgments against any principal having an interest in this proposal are as follows:

None

None

All current and prior DBA'S, alias, and/or fictitious business names for any principal having an interest in this proposal are as follows:

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

Previous contract performance history:

Was any contract terminated previously: None

If the answer to the above is "yes", provide the following information:

Contract/project name and number: _____

Date of termination: _____

Reason for termination: _____

Owner's name: _____

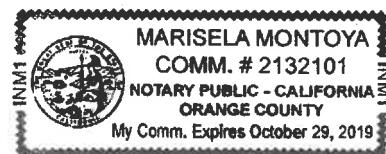
Owner contact person and tel. no.: _____

IN WITNESS WHEREOF, BIDDER executes and submits this proposal with the names, titles, hands, and seals of all aforementioned principals this 24th day of January, 2018.

BIDDER Absolute Building Services Inc.

Subscribed and sworn to this 24th day of January, 2018.

NOTARY PUBLIC _____



END OF SECTION

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

PROPOSED SUBCONTRACTORS FORM

In compliance with the provisions of Section 4100 through 4114, inclusive, of the Public Contract Code, and any amendments thereto, each bidder shall set forth in its bid, the name and location of the place of business of each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the Contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one half of 1 percent of the Contractor's total bid; and the portion of the work which will be done by each subcontractor under this act. The Contractor shall list only one subcontractor for each portion as is defined by the Contractor.

No	Name, address, and phone number of subcontractors, suppliers, and vendors	Name portion of work, materials, and/or equipment	Contractor's License #	DIR #	Dollar Amount	% of Total Bid Amount
1	Velasco Air, Inc. 714-390-4253 1560 S Anaheim Blvd #B Anaheim, CA 92805	Mechanical. Heating and cooling.	836118	1000034908	\$ 50,800.00	12 %
2	T&E Electric PO Box 40993 Downey CA 90239	Electrical	999797	100050982	\$ 78,190.00	19 %
3					\$	%
4					\$	%
5					\$	%
6					\$	%
7					\$	%

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

8					\$	%
9					\$	%
10					\$	%
11					\$	%
12					\$	%
13					\$	%
14					\$	%
15					\$	%
16					\$	%
17					\$	%
Total\$					\$128,990.00	\$ 31%

Note: The prime contractor is required to perform, with its own organization, contract work amounting to at least **35%** of the Contract Price.

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

BIDDER QUALIFICATION FORM

The bidder is required to state what work of a similar character to that included in the proposed contract he has successfully performed and give references which will enable the City Council to judge of his responsibility, experience, skill, business and financial standing.

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

Additional pages supporting this portion of the proposal may be attached.

Reference 1			
Project Name: Centennial High School Auto Shop Renovation			
Type of Work: Heavy equipment instalation, new floor, light fixtures, drywall, electrical upgrades, plumbing			
Year Completed: 2017			
Contract Amount: \$201,000.00			
Name/ Address of Owner/Agency: Compton Unified School District			
Reference Contact: Name: Eliodoro Beas		Title: Project Mngr Tel: 562-618-5599	

Reference 2			
Project Name: Main Street Parklet Program			
Type of Work: Parklets construction and installation			
Year Completed: 2017			
Contract Amount: \$135,000.00			
Name/ Address of Owner/Agency: City Of Santa Monica			
Reference Contact: Name: Robert Zack		Title: Civil Engr. PM Tel: 310-458-2283	

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

Reference 3		
Project Name: Northwood Memorial Park Monument		
Type of Work: New concrete, pavers, landscape, electrical, granite monument.		
Year Completed: 2017		
Contract Amount: 100,000.00		
Name/ Address of Owner/Agency: City of Irvine		
Reference Contact:	Name: Eric Gruber	Title: Project M. Tel: 949-724-6689

Reference 4		
Project Name: Community Center Major Renovation		
Type of Work: Drywall, Concrete, Electrical, Finishes, Plumbing		
Year Completed: 2016		
Contract Amount: 380,000.00		
Name/ Address of Owner/Agency: LA County Parks & Rec.		
Reference Contact:	Name: Contact for detail inf.	Title: Tel:

Reference 5		
Project Name: IT Service Room Renovation		
Type of Work: Metal Framing, drywall, paint, HVAC, Electrical.		
Year Completed: 2017		
Contract Amount: \$49,750.00		
Name/ Address of Owner/Agency: City Of Glendora		
Reference Contact:	Name: Ulises Benavente	Title: Civil Eng. PM Tel: 626-852-4811

END OF SECTION

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"

NON-COLLUSION AFFIDAVIT FORM

Byron Medrano, being first duly sworn, deposes and says
(Name of Affiant)

that he/she is President of Absolute Building Services Inc.
(Title) (Name of Bidder)

the party making the foregoing bid; that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that 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 bid or any other bid, or to fix any overhead, profit or cost element of the bid price, or of that of any other bid, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and further, that 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, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

Executed this 24th day of January, 2018 at Anaheim, Orange County, CA.
(City, County and State)

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

By: Byron Medrano

Title: President

BIDDER SHALL COMPLETE AND SUBMIT ALL DOCUMENTS AND PAGES IN SECTION "B. BIDDER'S PROPOSAL"