



CITY OF BULLHEAD CITY

COUNCIL COMMUNICATION

MEETING DATE: October 5, 2010

SUBJECT: Community Park Restroom-Bid Award-AEL Project
DEPT OF ORIGIN: Public Works
DATE SUBMITTED: September 24, 2010
SUBMITTED BY: Pawan Agrawal, Public Works Director

SUMMARY:

This item requests approval of a construction contract with Malibu Pacific General Contractor of Fort Mohave, Arizona for the Community Park Restroom Project. This project includes replacement of the existing restroom in Community Park with a larger restroom as the last remaining AEL project.

This project is budgeted as part of Community Park Improvements in fiscal year 2010-2011 as an AEL project with remaining budget of about \$280,000. It was previously bid with the ramada project when due to litigation we terminated the work and rebid the project for ramada work only and postponed the restroom project. This new project is only for the restroom installation. The Ramada was completed in August, 2009.

We received nine bids and the low bidder Larry D Builders of Fort Mohave was deemed non-responsive as they failed to attach a signed addendum as required by the bid documents. They acknowledged they received the addendum but failed to sign and submit with their bid. The second low bidder (Malibu) pointed this discrepancy immediately after the bid opening and staff and City Attorney have consulted and determined that it is in our best interest to proceed with the second low bidder.

The bid recap sheet is attached along with the bid from the two low bidders Larry D Builders and Malibu Pacific General Contractor. Staff recommends the use of Malibu Pacific for the bid amount of \$217,340.00. The funding will be paid for out of fund 312.700.3551.7320, Community Park Renovation and Ramada Project.

FISCAL IMPACT:

REVIEWED BY:

Finance Department

Initial Project Costs: \$217,340.00 to be paid for out of fund 312.700.3551.7320, Community Park Renovation and Ramada Project

Future Ongoing Costs: N/A

Physical Impact (on people/space): N/A

Residual or Support/Overhead/Fringe Costs: N/A

ATTACHMENTS:

- 1) Bid Recap
- 2) Larry D Builder's and Malibu Pacific's Bid
- 3) Purchase Order Request.

LEGAL REVIEW:

APPROVED AS TO FORM:

City Attorney



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DEPT OF ORIGIN: Public Works
DATE SUBMITTED: September 24, 2010
SUBMITTED BY: Pawan Agrawal, Public Works Director

RECOMMENDATION:

Motion by the City Council to approve the contract with Malibu Pacific General Contractor for the Community Park Restroom Project in the amount of \$217,340.00 as presented and authorize the City Manager or his designee to negotiate and execute a contract with all required accompanying documentation, and to approve the purchase order and subsequent payments.

APPROVED FOR SUBMITTAL BY:

[Signature]
 FOR PAWAN AGRAWAL
 Department Director

City Manager

CITY CLERK-S USE ONLY
COUNCIL ACTION TAKEN

Resolution No. _____
 Ordinance No. _____
 Approved _____
 Other _____

Continued To: _____
 Referred To: _____
 Denied _____
 File No. _____

CITY OF BULLHEAD CITY BID RECAP

DATE: September 22, 2010
TYPE OF BID: (circle one)

IFB RFQ RFP ITB OTHER _____

NUMBER: 10-C-001

PROJECT: Bullhead City Community Park Restroom (1 original and 3 copies)

COMPANY	BID AMOUNT
Larry D. Builders, Inc 5890 Hwy 95 Fort Mohave, AZ 86426 928-788-2100	\$ 212,460.00 Alternate
Sky Engineering, Inc 5815 N. Black Canyon Hwy #203 Phoenix, AZ 85015 602-595-4178	\$ 284,547.00 Alternate\$
H & S General Contracting 3860 Frontage Rd, #10 Bullhead City, AZ 86442	\$ 222,900.62 Alternate\$
MAAS Construction Inc 5826 Hwy 95, Ste 1 Ft. Mohave, AZ 86426	\$ 239,484.00 Alternate\$
Malibu Pacific General Contractors 4140 Lynn Drive, Ste. #106 Fort Mohave, AZ 86426	\$ 217,340.00 Alternate\$
Pueblo Construction 2007 Hwy 95 BHC AZ 86442	\$ 218,600.00 Alternate\$
Nickle Contracting LLC 6267 S. 157th WY Gilbert, AZ 85298	\$ 309,250.00 Alternate\$

1 original 3 copies

~~WITNESS SIGNATURE~~ _____

DATE: 9/22/10

PROJECT:

T. R. ORR INC 3965 N. BANK ST. KINGMAN, AZ 86409	\$ 224,000.00 Alternate\$ <i>1 original 3 copies</i>
SPIRE ENGINEERING LLC 1811 S. ALMA SCHOOL RD, STE 260 MESA, AZ 85210	\$ 255,000.00 Alternate\$ <i>1 original 3 copies</i>
	\$ Alternate\$
	\$ Alternate\$

WITNESS SIGNATURE

Bill Argy

DATE:

9/22/10

ARTICLE 2 – BID PROPOSAL

The following Sections prescribe the proper form for bid proposal.

2.0 BID PROPOSAL

PROJECT 10-C-001

Bullhead City Community Park Restroom

The undersigned, as bidder, declares that we have received and examined the Bid documents entitled "PROJECT NAME" and will contract with the OWNER, on the form of Agreement provided herewith, to do everything required for the fulfillment of the contract for the project at the prices and on the terms and conditions of the Bid documents, drawing, etc.

We agree that the following shall form a part of this proposal:

<u>Article</u>	<u>Title</u>
2.0	Bid Proposal
3.0	Bid Schedule
4.0	Arizona Statutory Bid Bond
5.0	Bidder's Statement of Qualifications

We acknowledge that addenda numbers 1 have been received and have been examined as part of the Contract Documents.

We certify that our proposal is genuine, and not sham or collusive, nor made in the interest or behalf of any undisclosed person, organization, or corporation, and that we have not directly or indirectly induced or solicited any other bidder to put in a sham bid, or directly or indirectly induced or solicited any other potential bidder to refrain from bidding, and that we have not in any manner sought by collusion to secure an advantage over any other bidder.

The bidder agrees that this Bid shall be good and may not be withdrawn for a period of ninety (90) calendar days after the scheduled closing time for receiving Bids.

Upon receipt of written notice of the acceptance of this bid, Bidder shall execute the formal Agreement attached within 10 calendar days and deliver a Performance Bond, Payment Bond, and Certificates of Insurance as required by Articles 8.68 & 8.69 of the General Conditions within the same time.

We hereby declare that we have visited the site and have carefully examined the Contract Documents relating to the work covered by the above bid or bids.

Enclosed herewith is a certified or cashier's check or bid bond, payable to the City of Bullhead City, Arizona, in the amount of ten percent (10%) of the total bid. This check or bond is submitted as a guarantee that we will enter into a Contract, and furnish the required bonds in the event a contract is awarded us. The bid security attached, without endorsement, is to become the property of the City of Bullhead City, Arizona, in the event the Contract and Bonds are not executed within the time set forth, as a portion of the liquidated damages for delay and additional work caused thereby. (see Article 1.9)

We understand that the City of Bullhead City, Arizona reserves the right to reject any and/or all bids, or to waive any informalities in any bid, deemed by them to be for the best interests of the City of Bullhead City, Arizona.

Dated this 22 day of SEPTEMBER, 2010.

Respectfully Submitted By: Laya Polidori Title: PRESIDENT
LAYA POLIDORI

Name of Firm: LARRY D. BUILDERS INC.

Address 5890 HWY 95 STE. A. FORT MOHAVE, AZ 86426

Phone: 928-788-2100

Fax: 928-788-2111

Seal - If bid by a Corporation:

Arizona Contractor's License No.: ROC178722 Type KB-01

ARTICLE 3 – BID SCHEDULE

3.0 BID SCHEDULE

CONTRACT FOR: Bullhead City Community Park Restroom – Project No.10-C-001

The undersigned Bidder, having examined and determined the scope of the Contract Documents, hereby proposes to perform the work described therein for the following unit prices or lump sum amounts.

Note: Bids shall include sales tax and all other applicable taxes and fees. All bids shall be checked for errors. If errors are made, unit prices shall govern and corrections will be made according to the unit price and totals will be revised to reflect the corrections.

Bid Item	Spec #	Quantity	Unit	Description	Unit Cost	Total Cost
1	11.2	1	LS	Complete Building	197,460.00	197,460.00
2	9.35	1	LS	Owner Contingency	\$15,000.00	\$15,000.00
TOTAL PROJECT						212,460.00

Total Bid Amount (Items 1 through 2 above): TWO HUNDRED TWELVE THOUSAND FOUR HUNDRED SIXTY (in Words). (\$ 212,460.00) Calendar Days Vendor requires to Complete Total Project: 150 Calendar days or less after Notice to Proceed. This Proposal is submitted by LARRY D. BUILDERS INC., a corporation organized under the laws of the State of NEVADA, or a partnership consisting of N/A or individual trading as N/A and is the holder of Arizona Contractor's License No. ROC178722; Bullhead City License No. 101839 (City License not required at time of Bid but must be obtained prior to issuance of Notice to Proceed.)

Respectfully submitted,

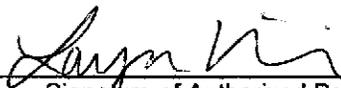
LARRY D. BUILDERS INC.
Company Name

5890 HWY 95 STE. A
Address

FORT MOHAVE AZ 86426
City State Zip

928-788-2100
Telephone

928-788-2111
Fax


Signature of Authorized Person

LAYA POLIDORI
Printed Name

PRESIDENT
Title

928-788-2100
Telephone

928-788-2111
Fax

List states and categories in which your Organization is legally qualified to do business:

ARIZONA, NEVADA, CALIFORNIA, UTAH
COMMERCIAL, RESIDENTIAL, ENGINEERING

Bank References:

ROSS JOHNSON 928-854-3000
HORIZON COMMUNITY BANK

Trade References:

JOHN MASTERSON 928-715-5011
CEMEX

Name of Bonding and Insurance Companies and Name and Address of Agents: Maximum Bonding

Capacity 10,000,000 CAPACITY PAUL BOLEY RICK STEPHENS
THE HARTFORD AIS INSURANCE
602-674-2712 928-855-3081 X2700

Is there any pending litigation by or against your organization or its officers? NO if yes, please provide details

Have you had any OSHA violation within the last 10 years by or against your organization or its officers? YES if yes, please provide details 2006 - SCAFFOLDING VIOLATION & REBAR CAPS NOT IN PLACE

Are there any judgments that have been entered by a court of competent jurisdiction against your organization or its officers during the last three years? If yes, please provide details. NO

List of Subcontractors. In accordance with paragraph Article 1.1 of the Invitation to Bid & Bid Documents, the following is a breakdown of subcontractors anticipated to be used for completing this project and their approximate percentage of work to be performed. The Contractor is not required to submit with their bid a complete list of all subcontractors contemplated to be utilized on the project, and failure to submit a complete list shall not render a bid incomplete or unresponsive. A complete list of all subcontractors proposed on the project is not considered a material part of the bid submittal. Refer to Article 8.73 of the General Conditions for additional information.

The Bidder certifies that all Subcontractors listed are eligible to perform Work on public works projects pursuant to ARS '34-241.

<u>Subcontractor</u>	<u>Description of Work</u>	<u>% Total Project</u>
TRI-R CONSTRUCTION	DEMO & GRADING	2.07%
REINKE	HVAC	0.83%
CALZON FENCE	TEMPORARY FENCING	0.83%
CORNERSTONE SURVEY	SURVEYING	0.35%
FANKER	INSULATION	0.51%
COLORADO RIVER PLUMBING	PLUMBING	23.06%
SIXO ELECTRIC	ELECTRICAL	6.75%
RES-COM PAINTING	PAINTING	4.01%

<u>BILL CHAMBERS ROOFING</u>	<u>ROOFING</u>	<u>5.53%</u>
<u>PARTITIONS & ACCESSORIES</u>	<u>PARTIONS & BATH ACC.</u>	<u>3.13%</u>
<u>MANSELL WELDING</u>	<u>METALS</u>	<u>1.21%</u>
<u>DOOR SHOP</u>	<u>DOORS & HARDWARE</u>	<u>0.88%</u>
	Total % of all Subcontractor's work on project	<u>49.16%</u>
	Total % for Prime Contractor	<u>50.84%</u>

Dated at 3:22 PM this 22 day of SEPTEMBER, 2010

Name of Organization: LARRY D. BUILDERS INC.

By: Larry D. Builders Title: PRESIDENT

ARTICLE 5 – BIDDER STATEMENT OF QUALIFICATIONS

5.0 BIDDER'S STATEMENT OF QUALIFICATIONS

The Undersigned certifies the truth and correctness of all statements and of all answers to questions made hereinafter.

SUBMITTED TO: City of Bullhead City
Public Works Department
Attention Mirna Alvarado
Office Specialist
2355 Trane Road
Bullhead City, AZ 86442-5966

SUBMITTED BY: NAME: LARRY D. BUILDERS INC.
ADDRESS: 5890 HWY 95 STE. A
PRINCIPAL OFFICE: FORT MOHAVE, AZ 86426
(NOTE: Attach separate sheets as required)

- Corporation
- Partnership
- Individual
- Joint Venture
- Other

How many years has your organization been in business as a Contractor? 20 YEARS
How many years has your organization been in business under its present business name? 12 YEARS

If a Corporation, answer the following:

Date of Incorporation: APRIL 1998
Fed. Tax I.D. #: 88-0389727
State of Incorporation: NEVADA
President: LAYA POLIDORI
Vice President(s): LAYA POLIDORI

Secretary: LAYA POLIDORI
Treasurer: LAYA POLIDORI

If a Partnership, answer the following:

Date of organization: N/A
Type of Partnership: N/A
(General/Limited/Assoc.)

Name and Address of all partners.

N/A

If other than a Corporation or Partnership, describe Organization and name Principals:

N/A

What percent of the work do you normally perform with your own forces? 20% List trades:

CONCRETE

Have you ever failed to complete any work awarded to you? If so, indicate when, where and why:

NO

Have you had any OSHA violation within the last 10 years by or against your organization or its officers?

YES if yes, please provide details 2006 - SCAFFOLDING VIOLATION & REPAIR CAPS NOT IN PLACE

Has any Officer or Partner of your Organization ever been an Officer or Partner of another Organization that failed to complete a construction contract? NO If so, state circumstances:

List major construction projects your Organization has under contract on this date:

Project Name	Name, Address & Telephone Number of Owner	Engineer	Contract Amount	Contract Date	Percent Complete	Scheduled Completion
AZ VILLAGE COMM. PARK	AAA MACAY HOUSING ENTITY 928-346-1322	TOD BREMNER	337,693	6/7/10	60%	10/2010
WIKIEUP DRAINAGE	MOHAVE COUNTY 928-757-0910 X510	MONTE WILSON	148,116	9/15/10	0%	02/2011

List similar construction projects your Organization has completed in the past five years:

Project Name	Owner	Engineer	Contract Amount	Date Awarded	Date Completed	Percent with Own Forces
PIVOT POINT PLAZA	CITY OF VUMA 928-782-5800	TRIGUNA ISRAEL	848,493	NOV. 2009	APRIL 2010	40%
BUTTERFIELD PARK	TOWN OF WELTON 928-785-3348	N/A	453,000	DEC. 2008	APRIL 2009	20%
GUAIL TRAIL	CHEMHEUVI HOUSING 760-617-0622	KENNA WILSON	1,320,243	MAY 2009	JAN. 2010	20%

List the construction experience of the principal individuals in your Organization:

Individual's Name	Construction Experience - Years	Within Your Organization		
		Present Position & Years Experience	Dollar Volume Responsibility	Previous Position & Years Experience
LAYA POLIDORI	5	PRESIDENT	10 MILLION	
JOHN McDONALD	25	PROJECT MANAGER	5 MILLION	

ARTICLE 4 – BID BOND

4.0 ARIZONA STATUTORY BID BOND

PURSUANT TO TITLES 28, 34 AND 41, ARIZONA REVISED STATUTES
(Penalty of this bond must not be less than 10% of the bid amount)

KNOW ALL MEN BY THESE PRESENTS:

That, Larry D. Builders, Inc. (hereinafter "Principal"), as Principal, and Hartford Casualty Insurance Co. (hereinafter "Surety"), a corporation organized and existing under the laws of the State of Indiana, with its principal offices in the City of Hartford, CT, holding a certificate of authority to transact surety business in Arizona issued by the Director of the Department of Insurance pursuant to Title 20, Chapter 2, Article 1, as Surety, are held and firmly bound unto the City of Bullhead City, Arizona, (hereinafter "Obligee"), as Obligee, in the amount of Ten Percent (10%) of the amount of the bid of Principal, submitted by Principal to the Obligee for the work described below, for the payment of which sum, the Principal and Surety bind themselves, and their heirs, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid of \$300,000.00 to furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of **Project No. 10-C-001** known as the Bullhead City Community Park Restroom.

NOW, THEREFORE, if the Obligee shall accept the proposal of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of the proposal and give the bonds and certificates of insurance as specified in the standard specifications with good and sufficient surety for the faithful performance of the contract and for the prompt payment of labor and materials furnished in the prosecution of the contract, or in the event of the failure of the Principal to enter into the contract and give the bonds and certificates of insurance, if the Principal pays to the Obligee the difference not to exceed the penalty of the bond between the amount specified in the proposal and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by the proposal then this obligation is void. Otherwise it remains in full force and effect provided, however, that this bond is executed pursuant to the provisions of Section §34-201, Arizona Revised Statutes, and all liabilities on this bond shall be determined in accordance with the provisions of that section to the extent as if it were copied at length herein.

Witness our hands this 9th day of September, 2010.

Larry D. Builders, Inc.
PRINCIPAL SEAL

By: [Signature]

Its: PRESIDENT
Agency of Record

Hartford Casualty Insurance
SURETY SEAL

By: [Signature]
Attorney-in-Fact

2250 McCulloch Blvd., Lake Havasu City, AZ 86403
Agency Address

POWER OF ATTORNEY

Direct Inquiries/Claims to:

THE HARTFORD
BOND, T-4
P.O. BOX 2103, 690 ASYLUM AVENUE
HARTFORD, CONNECTICUT 06115

call: 888-266-3488 or fax: 860-757-5835

Agency Code: 59-304684 & 59-300442

KNOW ALL PERSONS BY THESE PRESENTS THAT:

- Hartford Fire Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Casualty Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Accident and Indemnity Company, a corporation duly organized under the laws of the State of Connecticut
- Hartford Underwriters Insurance Company, a corporation duly organized under the laws of the State of Connecticut
- Twin City Fire Insurance Company, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of Illinois, a corporation duly organized under the laws of the State of Illinois
- Hartford Insurance Company of the Midwest, a corporation duly organized under the laws of the State of Indiana
- Hartford Insurance Company of the Southeast, a corporation duly organized under the laws of the State of Florida

having their home office in Hartford, Connecticut, (hereinafter collectively referred to as the "Companies") do hereby make, constitute and appoint, **up to the amount of unlimited:**

Michael D. Lapre, Kevin P. Shine, Deborah M. McGuckin, Ryan C. Rogers, Erin Brown, Richard D. Stephens, Michael Carr
of
Scottsdale, AZ

their true and lawful Attorney(s)-in-Fact, each in their separate capacity if more than one is named above, to sign its name as surety(ies) only as delineated above by , and to execute, seal and acknowledge any and all bonds, undertakings, contracts and other written instruments in the nature thereof, on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

In Witness Whereof, and as authorized by a Resolution of the Board of Directors of the Companies on January 22, 2004 the Companies have caused these presents to be signed by its Assistant Vice President and its corporate seals to be hereto affixed, duly attested by its Assistant Secretary. Further, pursuant to Resolution of the Board of Directors of the Companies, the Companies hereby unambiguously affirm that they are and will be bound by any mechanically applied signatures applied to this Power of Attorney.



Scott Sadowsky

Scott Sadowsky, Assistant Secretary

M. Ross Fisher

M. Ross Fisher, Assistant Vice President

STATE OF CONNECTICUT }
COUNTY OF HARTFORD } ss. Hartford

On this 3rd day of March, 2008, before me personally came M. Ross Fisher, to me known, who being by me duly sworn, did depose and say: that he resides in the County of Hartford, State of Connecticut; that he is the Assistant Vice President of the Companies, the corporations described in and which executed the above instrument; that he knows the seals of the said corporations; that the seals affixed to the said instrument are such corporate seals; that they were so affixed by authority of the Boards of Directors of said corporations and that he signed his name thereto by like authority.



CERTIFICATE

Scott E. Paseka

Scott E. Paseka
Notary Public

My Commission Expires October 31, 2012

I, the undersigned, Assistant Vice President of the Companies, DO HEREBY CERTIFY that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is still in full force effective as of September 9, 2010.

Signed and sealed at the City of Hartford.



Gary W. Stumper

Gary W. Stumper, Assistant Vice President

COPY

ARTICLE 2 – BID PROPOSAL

The following Sections prescribe the proper form for bid proposal.

2.0 BID PROPOSAL

PROJECT 10-C-001

Bullhead City Community Park Restroom

The undersigned, as bidder, declares that we have received and examined the Bid documents entitled "PROJECT NAME" and will contract with the OWNER, on the form of Agreement provided herewith, to do everything required for the fulfillment of the contract for the project at the prices and on the terms and conditions of the Bid documents, drawing, etc.

We agree that the following shall form a part of this proposal:

<u>Article</u>	<u>Title</u>
2.0	Bid Proposal
3.0	Bid Schedule
4.0	Arizona Statutory Bid Bond
5.0	Bidder's Statement of Qualifications

We acknowledge that addenda numbers 1 have been received and have been examined as part of the Contract Documents.

We certify that our proposal is genuine, and not sham or collusive, nor made in the interest or behalf of any undisclosed person, organization, or corporation, and that we have not directly or indirectly induced or solicited any other bidder to put in a sham bid, or directly or indirectly induced or solicited any other potential bidder to refrain from bidding, and that we have not in any manner sought by collusion to secure an advantage over any other bidder.

The bidder agrees that this Bid shall be good and may not be withdrawn for a period of ninety (90) calendar days after the scheduled closing time for receiving Bids.

Upon receipt of written notice of the acceptance of this bid, Bidder shall execute the formal Agreement attached within 10 calendar days and deliver a Performance Bond, Payment Bond, and Certificates of Insurance as required by Articles 8.68 & 8.69 of the General Conditions within the same time.

We hereby declare that we have visited the site and have carefully examined the Contract Documents relating to the work covered by the above bid or bids.

Enclosed herewith is a certified or cashier's check or bid bond, payable to the City of Bullhead City, Arizona, in the amount of ten percent (10%) of the total bid. This check or bond is submitted as a guarantee that we will enter into a Contract, and furnish the required bonds in the event a contract is awarded us. The bid security attached, without endorsement, is to become the property of the City of Bullhead City, Arizona, in the event the Contract and Bonds are not executed within the time set forth, as a portion of the liquidated damages for delay and additional work caused thereby. (see Article 1.9)

We understand that the City of Bullhead City, Arizona reserves the right to reject any and/or all bids, or to waive any informalities in any bid, deemed by them to be for the best interests of the City of Bullhead City, Arizona.

Dated this 27th day of Sept., 2010.

Respectfully Submitted By: BARY ARFANS

Title: DIRECTOR OF OPERATIONS
ARIZONA DIVISION

Name of Firm: MALIBU PACIFIC GENERAL CONTRACTOR

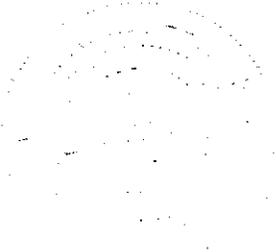
Address 4140 LYNN DR. #106, FORT McHALE, AZ. 86426

Phone: 928-758-6767

Fax: 928-758-6846

Seal - If bid by a Corporation:

Arizona Contractor's License No.: 093992 Type B-01
103253 A



ARTICLE 3 – BID SCHEDULE

3.0 BID SCHEDULE

CONTRACT FOR: Bullhead City Community Park Restroom – Project No.10-C-001

The undersigned Bidder, having examined and determined the scope of the Contract Documents, hereby proposes to perform the work described therein for the following unit prices or lump sum amounts.

Note: Bids shall include sales tax and all other applicable taxes and fees. All bids shall be checked for errors. If errors are made, unit prices shall govern and corrections will be made according to the unit price and totals will be revised to reflect the corrections.

Bid Item	Spec #	Quantity	Unit	Description	Unit Cost	Total Cost
1	11.2	1	LS	Complete Building		202,340. ⁰⁰
2	9.35	1	LS	Owner Contingency	\$15,000.00	\$15,000.00
TOTAL PROJECT						217,340. ⁰⁰

Total Bid Amount (Items 1 through 2 above): Two Hundred Seventeen Thousand Three Hundred Forty Dollars (In Words). (\$ 217,340.⁰⁰ .00) Calendar Days Vendor requires to Complete Total Project: 150 Calendar days or less after Notice to Proceed. This Proposal is submitted by MALIBU PACIFIC GEN. CONT., a corporation organized under the laws of the State of CALIFORNIA, or a partnership consisting of _____ or individual trading as _____ and is the holder of Arizona Contractor's License No. 093992 B-01; Bullhead City License No. 09370 103253 A (City License not required at time of Bid but must be obtained prior to issuance of Notice to Proceed.)

Respectfully submitted,

MALIBU PACIFIC GENERAL CONTRACTOR
Company Name


Signature of Authorized Person

4140 LYNN DRIVE #106
Address

GARY ARGINS
Printed Name

FRUIT MCHAVE AZ 86426
City State Zip

DIRECTOR OF OPERATIONS, AZ. DIVISION
Title

928-758-6767
Telephone

CELL # 928-727-1919
Telephone

928-758-6846
Fax

928-758-6846
Fax

ARTICLE 5 – BIDDER STATEMENT OF QUALIFICATIONS

5.0 BIDDER'S STATEMENT OF QUALIFICATIONS

The Undersigned certifies the truth and correctness of all statements and of all answers to questions made hereinafter.

SUBMITTED TO: City of Bullhead City
Public Works Department
Attention Mirna Alvarado
Office Specialist
2355 Trane Road
Bullhead City, AZ 86442-5966

SUBMITTED BY: NAME: MALIBU PACIFIC GENERAL CONTRACTOR
4140 LYNN DR. #106
ADDRESS: FORT MONROE, AZ 86426
31133 VIA CALINAS #107
PRINCIPAL OFFICE: WEST LAKE VILLAGE, CA 91362
(NOTE: Attach separate sheets as required)

- Corporation
- Partnership
- Individual
- Joint Venture
- Other

How many years has your organization been in business as a Contractor? 19 yrs
How many years has your organization been in business under its present business name? 19 yrs

If a Corporation, answer the following:

Date of Incorporation: 10-22-90
Fed. Tax I.D. #: 95-4353861
State of Incorporation: CALIFORNIA
President: PHIL CARTER
Vice President(s): _____

Secretary: PHIL CARTER
Treasurer: PHIL CARTER

If a Partnership, answer the following:

Date of organization: _____
Type of Partnership: _____
(General/Limited/Assoc.)

Name and Address of all partners.

If other than a Corporation or Partnership, describe Organization and name Principals:

What percent of the work do you normally perform with your own forces? 15% List trades:

PROJECT MANAGER _____
SUPERINTENDENT _____
OFFICE PERSONNEL _____

Have you ever failed to complete any work awarded to you? If so, indicate when, where and why:
NO

Have you had any OSHA violation within the last 10 years by or against your organization or its officers?
NO if yes, please provide details _____

Has any Officer or Partner of your Organization ever been an Officer or Partner of another Organization that failed to complete a construction contract? NO If so, state circumstances: _____

List major construction projects your Organization has under contract on this date:

Project Name	Name, Address & Telephone Number of Owner	Engineer	Contract Amount	Contract Date	Percent Complete	Scheduled Completion
MARY MARGARET Church	DIOCESE OF PHOENIX		3 million	8-2010	5%	2-2010
Rancho Mirage H.S. #4	MACARTHY		660,000	6-15-10	95%	2011
WEBSTER ELEM. DIST #2	CONCRETE		98,000	7-19-10	80%	2010

List similar construction projects your Organization has completed in the past five years:

Project Name	Owner	Engineer	Contract Amount	Date Awarded	Date Completed	Percent with Own Forces
See EXHIBIT A						

List the construction experience of the principal individuals in your Organization:

Individual's Name	Construction Experience – Years	Within Your Organization		
		Present Position & Years Experience	Dollar Volume Responsibility	Previous Position & Years Experience
See EXHIBIT B				

MALIBU PACIFIC GENERAL CONTRACTOR**DIVISION OF: MALIBU PACIFIC TENNIS COURTS, INC.**31133 VIA COLINAS SUITE 107 WESTLAKE VILLAGE, CA 91362 818-707-3797 818-706-1951 FAX
4140 LYNN DRIVE, SUITE 106 FORT MOHAVE, AZ. 86426 928-758-6767 928-758-6846 FAX**REFERENCE LIST****ARIZONA OFFICE****(Inception of Arizona office, October 2008)****RTC of Southern Nevada
Department of Public Works**600 S. Grand Central Pkwy
Las Vegas, Nv. 89106
Charlie Tassone – 702.676.1574
Laughlin Transit Maint. Facility
Completed 2-2010
\$2,160,000.00**City of Needles
Department of Public Works**817 Third Street
Needles, Ca. 92363
Kathy Bernal – 760.326.5740 #335
Safe Routes to Schools
Completed 8-2009
\$165,497.00**City of Needles
Department of Public Works**817 Third Street
Needles, Ca. 92363
Kathy Bernal – 760.326.5740 #335
Jack Smith Park additions
Completed 3-2009
\$469,990.00**City of Kingman
Procurement Dept.**P.O. Box 7000
Kingman, Az. 86402
Pamela Lynn – 928.753.0752
Negus Bldg. Re-roof
Completed 1-2009
\$147,000.00**City of Bullhead City
Department of Public Works**2355 Trane Road
Bullhead City, Az. 86442
Duane Leisle - 928.763.0128
Rotary Park Soccer Field Snack Bar
Completed 12-2009
\$313,860.00**City of Bullhead City
Department of Public Works**2355 Trane Road
Bullhead City, Az. 86442
Bill Avery – 928.763.0128
BHC Comm. Sea Walls
Completed 5-2010
\$173,997.00**St. Margaret Mary's Church**1691 No. Oatman Road
Bullhead City, Az.
Father Peter Dobrowski
Est. Completion Feb.-2011
\$3,013,293.00

MALIBU PACIFIC TENNIS COURTS, INC.

31133 VIA COLINAS SUITE 107 WESTLAKE VILLAGE, CA 91362 818-707-3797 818-706-1951 FAX

REFERENCE LIST

ABC Unified School District

16700 Norwalk Blvd.
Cerritos, CA 90703
George Zaragoza – (562) 254-1160
Tennis Courts – 2003 - \$93,000

Buena Park School District

6885 Orangethorpe Avenue
Buena Park, CA 90620
Glenn Sheek – (714) 736-4272
Playgrounds – 2000 - \$550,000

City of Agoura Hills

30101 Agoura Court
Agoura Hills, CA 91301
Jay Patel – (818) 597-7300
Tennis Courts & Playgrounds-1996 - \$100K
Custom Street Signs – 2002 - \$150,000
New Restroom & BB Court -2007 – \$250K
New Tennis Court Facility – 2008 - \$400K
New Restroom – 2008 - \$300K

City of Alhambra

111 S. First Street
Alhambra, CA 91801
Tom Cardoza – (626) 570-5048
Playgrounds – 2000 - \$40,000
Playgrounds – 2005 - \$490,000

City of Arroyo Grande

208 East Branch Street
Arroyo Grande, CA 93421
Mike Linn – (805) 473-5444
Tennis Court – 2005 - \$200,000

City of Azusa

320 N. Orange Place
Azusa, CA 91702
Joe Jacobs – (626) 812-5220
Basketball Court – 2001 - \$69,000
Shade Structure – 2003 - \$43,000
Basketball/Volleyball Ct – 2005 - \$200,000

City of Bakersfield

4101 Truxton Avenue
Bakersfield, CA 93309
Greg Cronk – (661) 326-3866
Skate Park & Playgrounds –2000 - \$350,000
Playgrounds – 2007 – \$65,000

City of Carson

701 East Carson Street
Carson, CA 90745
Patricia Elkins – (310) 830-7600x1816
Playgrounds – 2001 - \$170,000

City of Corona

400 S. Vicentia Ave.
Corona, CA 92882
Lee Stryffeler – (951) 279-3755
Steve Lawson – (951) 736-2369
Playgrounds – 2006 – \$50,000
Tennis Courts 2007 - \$360,000
Playground – 2007 - \$57,000

City of Calabasas

26135 Mureau Road
Calabasas, CA 91302
Thomas Gdala/Jeff Rubin (818) 878-4242
Bus Shelters – 2007 – \$145,000
Playgrounds – 2007 – \$600,000
Restroom Renovation – 2007 - \$600,000
Park Trellis – 2009 - \$98,000

City of Covina

125 E. College Street
Covina, CA 91723
Robert Staples – (818) 388-0564
Baseball Backstops – 2002 - \$250,000
Roller Hockey Rink – 2004 - \$75,000
Bandshell Renovation – 2005 - \$189,000
Restroom Renovation – 2007 - \$300,000

City of Culver City

9770 Culver Blvd
Culver City, CA 90232
Elaine Jeng – (310) 253-5621
Cardiff Parking Structure – 2007 - \$600,000

MALIBU PACIFIC TENNIS COURTS, INC.

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City of El Segundo

350 Main Street
El Segundo, CA 90245
Daniel Garcia – 310-524-2358
Retaining Wall – 2009 - \$185,000

City of Gardena

1717 W. 162nd Street
Gardena, CA 90247
Dave Negrete – (310) 217-9564
Playgrounds – 2003 - \$175,000

City of Glendora

116 East Foothill Blvd.
Glendora, CA 91741
Halla Speaker – (626) 914-8231
Playgrounds – 2002 - \$45,000

City of Hawaiian Gardens

21815 Pioneer Blvd.
Hawaiian Gardens, CA 90716
Ernesto Marquez – (562) 420-2641
Playgrounds – 2002 - \$80,000

City of Huntington Park

6550 Miles Ave.
Huntington Park, CA 90255
Pat Fu – (323)584-6253
Skate Park – 2001 – \$360,000
Tennis Courts – 2007 - \$250,000

City of Inglewood

One Manchester Blvd.
Inglewood, CA 90301
Eugene Parker – (310) 412-5333
Playgrounds & Tennis Courts - \$300,000

City of Irvine

One Civic Center Plaza
Irvine, CA 92606
Doug Davidson – (949) 724-6675
Playgrounds – 2003 - \$250,000
Playgrounds – 2005 - \$1,200,000

City of Lakewood

5050 Clark Avenue
Lakewood, CA 90712
June Anderson – (562) 866-9771
Playgrounds – 2003 - \$380,000

City of La Mirada

13700 La Mirada Blvd.
La Mirada, CA 90638
Gary Sanui – (562) 943-0131
Bridge – 2000 - \$40,000

City of Los Angeles

Department of Parks & Rec

200 N. Main Street
Los Angeles, CA 90012
Robert Gutierrez – (213) 847-8282
Tennis Courts – 2000 - \$569,000

City Of Los Angeles

Department of Public Works

1149 S. Broadway, Suite 810
Los Angeles, CA 90015
Paul Tseng – (213) 485-4296
Nabih Balady – (213)978-1900
Playgrounds – 2007 - \$1,200,000
Playgrounds – 2008 - \$800,000

City of Moorpark

799 Moorpark Avenue
Moorpark, CA 93021
Mary Lindley – (805) 529-6864
Roger Blais (805) 517-6283
Tennis Courts – 1999 - \$550,000
New Park – 2007 - \$180,000
New Park – 2009 - \$400,000

City of Ojai

408 S. Signal Street
Ojai, CA 93023
Glenn Hawks – (805) 640-2560
Tennis Courts – 2002 - \$400,000

City of Oxnard

1060 Pacific Avenue, Bldg. #3
Oxnard, CA 93030
Larry Thompson – (805) 385-7951
Playgrounds – 2005 - \$450,000
Playgrounds – 2006 - \$550,000

City of Palm Desert

73-510 Fred Waring Drive
Palm Desert, CA 92260
Jeff Winklepleck – (760) 346-0611
Palm Desert Skate Park – 1999 - \$439,000

MALIBU PACIFIC TENNIS COURTS, INC.

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City of Palmdale

38250 Sierra Hwy
Palmdale, CA 93550
Lynn Glidden (661) 267-5100
Water Park Shade Structure – 2007 – \$45K
Playground – 2007 - \$100,000

City of Riverside

3900 Main Street
Riverside, CA 92522
Andy Emery – (909) 826-2021
Playgrounds – 2002 - \$1,000,000
Roller Hockey Rink – 2001 - \$150,000

City of Rosemead

8838 E. Valley Blvd.
Rosemead, CA 91770
Mr. Ken Rukavina – (626) 569-2151
Playgrounds – 2004 - \$400,000

City of Santa Clarita

23920 Valencia Blvd., Suite #120
Santa Clarita, CA 91355
Kit Nell – (661) 286-4140
Basketball Court – 1998 - \$100,000

City of South Pasadena

1414 Mission Street
South Pasadena, CA 91030
Veronica Dolleschel – (626) 403-7362
Park Improvements – 2000 - \$125,000
Skate Park – 2002 - \$105,000

City of Torrance

3031 Torrance Blvd.
Torrance, CA 90503
Ken Kelso – (310) 618-2935
Tennis Courts – 1999 - \$400,000

City of West Hollywood

8300 West Santa Monica Blvd.
West Hollywood, CA 90069
Kevin Trudeau – (323) 858-6339
Playgrounds & Tennis Cts.-2001-\$200,000

City of Westlake Village

31200 OAK CREST DRIVE
Westlake Village, CA 91362
Audrey Brown – 818-706-1613
Playgrounds 2006 - \$118,000
Playground – 2008 - \$379,000

Clark County School District

4828 South Pearl Street
Las Vegas, NV 89121
John Regan – (702) 799-7610
Playgrounds & Tennis Cts.-1998-\$500,000
Tennis Courts Resurfacing – 2006 - \$400,000
Tennis Court Resurfacing – 2008 - \$114,000

County of Los Angeles

Department of Public Works

900 South Fremont Street, 5th Floor
Alhambra, CA 91803
Joe Camarillo – (626) 300-2340
Lee Barocas – (213) 738-3020
Retaining Wall, New Restroom & Garage –
2004 - \$600,000
Playgrounds – 2008 - \$1,200,000
Tennis Courts – 2009 - \$339,000

Culver City Unified School District

4034 Irving Place
Culver City, CA 90232
Mike Korgan – (310) 842-4203
Playgrounds – 1996 - \$300,000
Baseball Backstops – 2003 - \$225,000
Playgrounds – 2006 - \$240,000
Fencing – 2007- \$150,000

Department of Boating &

Waterways

1629 "S" Street
Sacramento, CA 95814
Leanne Talbott – (916) 322-1810
Boat Ramps – 1999 - \$300,000

Fontana Unified School District

9820 Citrus Avenue
Fontana, CA 92334
Tony Lardieri – (909) 357-5230
Playgrounds – 2001 - \$200,000

MALIBU PACIFIC TENNIS COURTS, INC.

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Housing Authority Of the County of Santa Barbara

P.O. Box 397
Lompoc, CA 93438
Sheree Aulman – (805) 736-3423x14
Block Walls – 2001 - \$100,000

Kern High School District

5801 Sundale Avenue
Bakersfield, CA 93309
John Fox – (661) 827-3181
Tennis Courts – 2005 - \$1,550,000

Las Virgenes Unified School District

4111 N. Las Virgenes Rd.
Calabasas, CA 91302
Don Blake – (760) 445-9864
Restroom – 2008 - \$330,000

Magnolia School District

10850 Berry Avenue
Anaheim, CA 92804
Richard Schwartz – (714) 527-4525
Concrete Ball Walls – 1998 - \$100,000

Moreno Valley Unified School District

25634 Alessandro Blvd.
Moreno Valley, CA 92553
Nancy Anderson – (951) 571-7520
Playgrounds – 2004 - \$1,200,000

Ontario – Montclair School District

950 West D Street
Ontario, CA 91762
Sandra Escamilla – (909) 459-2500 ext
6366
Playground – 2007 – \$100,000

Oxnard Union High School District

309 South "K" Street
Oxnard, CA 93030
Lou Cunningham – (805) 385-2531
Tennis Courts – 1999 - \$200,000

Palm Springs Unified School District

980 E. Tahquitz Canyon Way, Suite 202
Palm Springs, CA 92262
Joel Sorensen – (760) 416-6112
Lunch Shelters – 2009 - \$166,000
Tennis Courts – 2009 - \$475,000

Pasadena Unified School District

740 West Woodbury Rd
Pasadena, CA 91103
Gerald Schober (626)791-9445 ext. 355
Tennis Courts – 2008 - \$480,000

Pleasant Valley School District

600 Temple
Camarillo, CA 93010
Paul Hanson – (805) 445-8677
Playgrounds – 1998 - \$260,000

Rancho Simi Recreation & Park District

1692 Sycamore Drive
Simi Valley, CA 93065
Douglas Duran – (805) 584-4480
Playgrounds & Tennis Cts.-1998-\$300,000
Playgrounds – 2005 - \$140,000
Park Construction – 2006- \$400,000

San Marino Unified School District

1665 West Drive
San Marino, CA 91108
Gerald Schober – (626) 584-6584
Batting Cages – 2007 – \$40,000

Saugus Union School District

24930 Avenue Stanford
Santa Clarita, CA 91355
Anthony Grillo – (818) 889-4061
Basketball Court – 1998 - \$100,000

Tempe Union High School District

500 West Guadalupe
Tempe, AZ 85283
John Hess – (602) 496-0244
Tennis Courts – 1996 - \$300,000

mptc reference list – updated 11/3/2009

MALIBU PACIFIC GENERAL CONTRACTOR**DIVISION OF; MALIBU PACIFIC TENNIS COURTS**

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 4140 LYNN DRIVE, SUITE 106 FORT MOHAVE, AZ. 86426 928-758-6767 928-758-6846 FAX

EXECUTIVE PERSONNEL**CORPORATE-CALIFORNIA****Phil Carter, Sr., Founder, and President**

Mr. Carter has come from a family tradition of construction. His father and grandfather were general contractors and this is where Phil learned the craft. In 1969, Phil opened his own general contracting firm. He has a lifetime of experience in all aspect of the construction. He oversees all facets of the company's operations and has a reputation of honesty and integrity to his company and clients.

Phil Carter, Jr., Vice President

Phil Jr., like father, grew up in the construction business. While learning the construction business, he assisted the company to enter into Public Works for Cities and Government entities. Phil holds his own contractors licenses and has managed the Westlake Headquarters since 1997.

Kevin Carter, Vice President

Kevin was exposed to the industry in the same way as his brother Phil. He has quickly moved into managing the overall field aspect of the business. Kevin is well versed in all aspects of construction and time management.

ARIZONA DIVISION**Gary Arfons, Director of Operations, Arizona Division**

Gary is a leader in the construction industry, licensed for 40 years. Gary's previous projects range from \$10K to \$27M and include hospitals, banks, public works projects, restaurants, telephone companies, bridges, and mall tenant improvements throughout the United States. With his extensive experience and building knowledge, he can supervise multiple jobs and focuses on having projects completed on or before the original completion dates. An understanding of Gary's strength, stamina and drive might be clarified by knowing he served in the US Marine Corps, honorably discharged in 1969.

List states and categories in which your Organization is legally qualified to do business:

ARIZONA - CALIFORNIA - NEVADA
(ALL CLASS A + B - B-01 CATEGORIES)

Bank References:

BANK OF AMERICA 818-491-7578
ALHAMBRA HILLS, CALIFORNIA

Trade References:

CEMEX 909-974-5500 UNITED Rentals 928-763-5161
TRI STATE 928-783-6696

Name of Bonding and Insurance Companies and Name and Address of Agents: Maximum Bonding Capacity

INSURANCE CO. 2450 TAPSCOTT ST. SIMI VALLEY, CALIF. 93063 BOB SALINARD
BOND EXCHANGE 24800 CHILANTA DR. #160, MISSION VIEJO, CA 92691 YUNG MULLICK

Is there any pending litigation by or against your organization or its officers? NO if yes, please provide details

Have you had any OSHA violation within the last 10 years by or against your organization or its officers? NO if yes, please provide details

Are there any judgments that have been entered by a court of competent jurisdiction against your organization or its officers during the last three years? If yes, please provide details. NO

List of Subcontractors. In accordance with paragraph Article 1.1 of the Invitation to Bid & Bid Documents, the following is a breakdown of subcontractors anticipated to be used for completing this project and their approximate percentage of work to be performed. The Contractor is not required to submit with their bid a complete list of all subcontractors contemplated to be utilized on the project, and failure to submit a complete list shall not render a bid incomplete or unresponsive. A complete list of all subcontractors proposed on the project is not considered a material part of the bid submittal. Refer to Article 8.73 of the General Conditions for additional information.

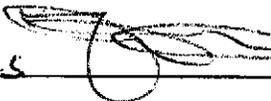
The Bidder certifies that all Subcontractors listed are eligible to perform Work on public works projects pursuant to ARS '34-241.

<u>Subcontractor</u>	<u>Description of Work</u>	<u>% Total Project</u>
<u>STEWART CONCRETE</u>	<u>CONCRETE</u>	<u>5%</u>
<u>STEWART CONCRETE</u>	<u>MASONRY</u>	<u>20%</u>
<u>ASR</u>	<u>CARPENTRY</u>	<u>10%</u>
<u>ROOF DOC</u>	<u>ROOFING</u>	<u>5%</u>
<u>BERNICK DOOR</u>	<u>DOORS + HARDWARE</u>	<u>5%</u>
<u>RES-COR</u>	<u>PAINT</u>	<u>5%</u>
<u>SIDCO ELECTRIC</u>	<u>ELECTRIC</u>	<u>15%</u>
<u>COLLEEN RIVER</u>	<u>PLUMBING</u>	<u>10%</u>

<u>Panthers & Aces</u>	<u>Panthers</u>	<u>5%</u>
<u>Pennington Backhoe</u>	<u>Sewer-Water</u>	<u>5%</u>
<u>TRI-R</u>	<u>Demo</u>	<u>5%</u>
<u>Holzwood</u>	<u>Gates</u>	<u>5%</u>
Total % of all Subcontractor's work on project		<u>95%</u>
Total % for Prime Contractor		<u>5%</u>

Dated at M P C this 22nd day of Sept., 2010

Name of Organization: Malibu Pacific General Contractor

By: Corey Argins  Title: DIRECTOR OF OPERATIONS, AZ. DIV.

5.1 AFFIDAVIT

AFFIDAVIT OF CONTRACTOR
CERTIFYING THAT THERE WAS NO
COLLUSION IN BIDDING FOR
CONTRACT

STATE OF ARIZONA)
) SS
COUNTY OF MOHAVE)

GARY ARFONS
(NAME OF INDIVIDUAL)

BEING DULY SWORN, DEPOSES AND SAYS:

THAT HE/SHE IS DIRECTOR OF OPERATIONS, ARIZONA DIVISION
(TITLE)
OF MALIBU PACIFIC GENERAL CONTRACTOR
(NAME OF BUSINESS)

THAT PURSUANT TO SECTION §34-253 OF THE ARIZONA REVISED STATUTES, HE/SHE
CERTIFIES AS FOLLOWS:

THAT NEITHER HE/SHE NOR ANYONE ASSOCIATED WITH SAID

MALIBU PACIFIC GENERAL CONTRACTOR
(NAME OF BUSINESS)

HAS DIRECTLY, OR INDIRECTLY, ENTERED INTO ANY AGREEMENT, PARTICIPATED IN
ANY COLLUSION OR OTHERWISE TAKEN ANY ACTION IN RESTRAINT OF FREE
COMPETITIVE BIDDING IN CONNECTION WITH THIS PROJECT.

By: GARY ARFONS
NAME

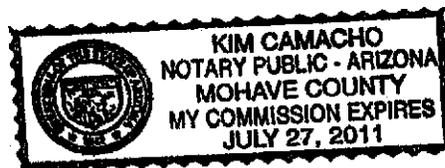
DIRECTOR OF OPERATIONS, ARIZONA DIVISION
TITLE

MALIBU PACIFIC GENERAL CONTRACTOR
NAME OF BUSINESS

SUBSCRIBED AND SWORN TO BEFORE ME THIS 20th DAY OF September, 2010.

MY COMMISSION EXPIRES: 7/27/2011

NOTARY PUBLIC: KIM CAMACHO



ARTICLE 4 – BID BOND

4.0 ARIZONA STATUTORY BID BOND

PURSUANT TO TITLES 28, 34 AND 41, ARIZONA REVISED STATUTES
(Penalty of this bond must not be less than 10% of the bid amount)

KNOW ALL MEN BY THESE PRESENTS:

That, MALIBU PACIFIC GENERAL CONTRACTOR
as Principal, and NORTH AMERICAN SPECIALTY INSURANCE COMPANY, (hereinafter "Surety"), a corporation organized and existing under the laws of the State of NEW HAMPSHIRE, with its principal offices in the City of ORANGE, holding a certificate of authority to transact surety business in Arizona issued by the Director of the Department of Insurance pursuant to Title 20, Chapter 2, Article 1, as Surety, are held and firmly bound unto the City of Bullhead City, Arizona, (hereinafter "Obligee"), as Obligee, in the amount of Ten Percent (10%) of the amount of the bid of Principal, submitted by Principal to the Obligee for the work described below, for the payment of which sum, the Principal and Surety bind themselves, and their heirs, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid of \$217,340.⁰⁰ to furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of Project No. 10-C-001 known as the Bullhead City Community Park Restroom.

NOW, THEREFORE, if the Obligee shall accept the proposal of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of the proposal and give the bonds and certificates of insurance as specified in the standard specifications with good and sufficient surety for the faithful performance of the contract and for the prompt payment of labor and materials furnished in the prosecution of the contract, or in the event of the failure of the Principal to enter into the contract and give the bonds and certificates of insurance, if the Principal pays to the Obligee the difference not to exceed the penalty of the bond between the amount specified in the proposal and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by the proposal then this obligation is void. Otherwise it remains in full force and effect provided, however, that this bond is executed pursuant to the provisions of Section §34-201, Arizona Revised Statutes, and all liabilities on this bond shall be determined in accordance with the provisions of that section to the extent as if it were copied at length herein.

Witness our hands this 25 day of AUGUST, 2010.

MALIBU PACIFIC GENERAL CONTRACTOR

PRINCIPAL SEAL

By: [Signature]
Cheryl Adams
Director of Operations, AZ. Division
Its: THE BOND EXCHANGE AND INSURANCE AGENCY
Agency of Record

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
SURETY SEAL

By: [Signature]
Attorney-in-Fact YUNG T. MULLICK

24800 CHRISANTA DRIVE, SUITE 160, MISSION VIEJO, CA 92691
Agency Address

ACKNOWLEDGMENT

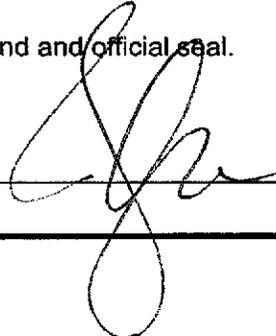
State of California
County of Orange)

On AUGUST 25, 2010 before me, JENNIFER C. GIBONEY, Notary Public
(insert name and title of the officer)

personally appeared YUNG T. MULLICK,
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 

(Seal)



NAS SURETY GROUP

NORTH AMERICAN SPECIALTY INSURANCE COMPANY
WASHINGTON INTERNATIONAL INSURANCE COMPANY

GENERAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS, THAT North American Specialty Insurance Company, a corporation duly organized and existing under laws of the State of New Hampshire, and having its principal office in the City of Manchester, New Hampshire, and Washington International Insurance Company, a corporation organized and existing under the laws of the State of New Hampshire and having its principal office in the City of Itasca, Illinois, each does hereby make, constitute and appoint:

JENNIFER C. GIBONEY, JAMES W. MOILANEN, YUNG T. MULICK,

CHRISTINE T. HOANG and P. AUSTIN NEFF

JOINTLY OR SEVERALLY

Its true and lawful Attorney(s)-in-Fact, to make, execute, seal and deliver, for and on its behalf and as its act and deed, bonds or other writings obligatory in the nature of a bond on behalf of each of said Companies, as surety, on contracts of suretyship as are or may be required or permitted by law, regulation, contract or otherwise, provided that no bond or undertaking or contract or suretyship executed under this authority shall exceed the amount of:

TWENTY-FIVE MILLION (\$25,000,000.00) DOLLARS

This Power of Attorney is granted and is signed by facsimile under and by the authority of the following Resolutions adopted by the Boards of Directors of both North American Specialty Insurance Company and Washington International Insurance Company at meetings duly called and held on the 24th of March, 2000:

"RESOLVED, that any two of the Presidents, any Managing Director, any Senior Vice President, any Vice President, any Assistant Vice President, the Secretary or any Assistant Secretary be, and each or any of them hereby is authorized to execute a Power of Attorney qualifying the attorney named in the given Power of Attorney to execute on behalf of the Company bonds, undertakings and all contracts of surety, and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney and to attach therein the seal of the Company; and it is

FURTHER RESOLVED, that the signature of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of surety to which it is attached."



By

Steven P. Anderson

Steven P. Anderson, President & Chief Executive Officer of Washington International Insurance Company & Senior Vice President of North American Specialty Insurance Company



By

David M. Layman

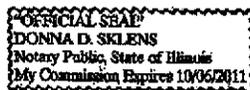
David M. Layman, Senior Vice President of Washington International Insurance Company & Vice President of North American Specialty Insurance Company

IN WITNESS WHEREOF, North American Specialty Insurance Company and Washington International Insurance Company have caused their official seals to be hereunto affixed, and these presents to be signed by their authorized officers this 20th day of February, 2009.

North American Specialty Insurance Company
Washington International Insurance Company

State of Illinois ss:
County of Du Page

On this 20th day of February, 2009, before me, a Notary Public personally appeared Steven P. Anderson, President and CEO of Washington International Insurance Company and Senior Vice President of North American Specialty Insurance Company and David M. Layman, Senior Vice President of Washington International Insurance Company and Vice President of North American Specialty Insurance Company, personally known to me, who being by me duly sworn, acknowledged that they signed the above Power of Attorney as officers of and acknowledged said instrument to be the voluntary act and deed of their respective companies.



Donna D. Sklens

Donna D. Sklens, Notary Public

I, James A. Carpenter, the duly elected Assistant Secretary of North American Specialty Insurance Company and Washington International Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney given by said North American Specialty Insurance Company and Washington International Insurance Company, which is still in full force and effect.

IN WITNESS WHEREOF, I have set my hand and affixed the seals of the Companies this 25 day of AUGUST, 2010.

James A. Carpenter

James A. Carpenter, Vice President & Assistant Secretary of Washington International Insurance Company & North American Specialty Insurance Company



**City of Bullhead
Public Works Department**

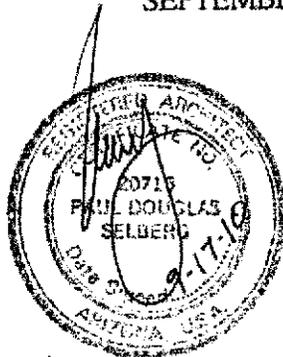
SPECIFICATIONS AND CONTRACT DOCUMENTS

Bullhead City Community Park Restroom

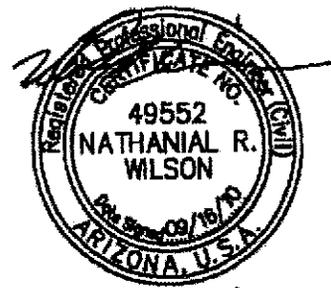
PROJECT NO. 10-C-001

ADDENDUM NO. 1

SEPTEMBER 16, 2010



EXPIRES 6-30-13



Expires 6/30/2012

Project 10-C-001
Bullhead City Community Park Restroom
Addendum No. 1

The attention of the bidders is called to the following changes and clarifications to the original contract specifications and they shall be taken into account in preparing proposals and shall be part of the Bid/Contract Documents:

After reviewing the bid specifications, and in response to the requests for clarification received, the following changes and clarifications are to be made and become part of the Bid/Contract Documents. The changes and clarifications are as follows:

1. The following revisions to the Specifications are incorporated by this reference as follows:

a. **ARTICLE 8 GENERAL CONDITIONS:**

Section 8.68 - Add the following sentence to the last paragraph:

"All Risk" type Builder's Risk Insurance is required for this project.

b. **ARTICLE 12 TECHNICAL SPECIFICATIONS/GENERAL PROVISIONS:**

Add the following Section:

12.3 GEOTECHNICAL INFORMATION

PART 1 - GENERAL

This section contains the geotechnical data available for the project. This information should be used by the Contractor as a guide to the types of materials existing and anticipated to be encountered during construction. It should not be solely relied on to guarantee site conditions. Substantial deviations in soil materials or site conditions shall be addressed by the Contractor to the Engineer in accordance with the General Conditions Section of these specifications.

Free groundwater was encountered in some of the soil borings as indicated in the accompanying geotechnical reports. Due to the proximity and fluctuating water levels in the Colorado River and other factors, the absence of groundwater detected in borings may not be an accurate or permanent condition. The Contractor should not strictly rely on this information and may encounter groundwater during construction. If encountered, the Contractor shall provide a dewatering plan to the City for review and approval. The costs for dewatering will be incidental to the item being constructed and no additional payment will be made if groundwater is encountered.

Contractor shall be responsible for implementing all the site preparation, excavation, testing and other requirements of the geotechnical report noted in and provided in conjunction with Addendum No. 1.

PART 2 - GEOTECHNICAL REPORT

A Geotechnical Exploration Report was prepared by Leighton GeoScience, Inc. on November 10, 2008 and is herein attached and included with Addendum No. 1.

c. **APPENDIX A PROJECT MANUAL FOR: BULLHEAD CITY COMMUNITY PARK RESTROOM BUILDING:**

Insert the following into Division 4, Part 2, Section 2.01 A.:

2. Owens Corning has been contacted and indicated that there are suppliers that have the Mackinac River Rock (CSV-391274) product available or can get it. Therefore Mackinac will remain the specified veneer for the restroom. However, the Contractor may submit an alternate request for consideration. This also applies if the Mackinac is not available in the time frame given to complete the job. Any alternatives must match the adjacent existing ramada column façade, and be approved by the City prior to procurement.

2. The following revisions to the Construction Drawings are incorporated by this reference as follows:

a. Sheet R-01 Removal Plan, Construction Note 2:

Delete first sentence "Relocate Tree".

Replace with "Remove Tree".

The Contractor shall be responsible to dispose of the tree in an acceptable manner in accordance with the bid documents.

b. Sheet A-7.0 Interior Elevations

Delete "Note: All bathroom accessories shall be supplied and installed by the City of Bullhead City except for grab bars. Contractor shall supply and install grab bars."

Replace with "Note: All bathroom accessories specified on plans, including grab bars, partitions, fixtures, etc., shall be supplied and installed by contractor."

c. Sheet P-3.0 Plumbing Schedules

Add the following line to Plumbing Fixture Schedule

Fixture Tag No	Description	Manufacturer	Model Number	Connection-Cold	Fixture Units-Cold	Specifications and Notes
HB-1	Hose Bibb	Zum	Z1342-C12 or CP12	½"	2	Adaptor may be required

3. Pre-Bid meeting notes from September 13, 2010 are attached and incorporated into the addendum.

The bid date and time remains the same, and Bids are due no later than 4:00 p.m., Arizona Time, Wednesday, September 22, 2010, at the City of Bullhead City Clerk's Office at City Hall, 1st Floor, 2355 Trane Road, Bullhead City, AZ 86442.

The City of Bullhead City reserves the right to award the bid or any portion thereof as described in Article 3, Bid Schedule to the lowest responsive bidder.

Each bidder shall return a signed acknowledgement copy of this Addendum with their bid. Signed acknowledgement copies may be submitted via FAX if made prior to the published bid opening date and time.

DATE: 9-16-10 BY: Mina Richards for Bill Avery
Project Manager

ACKNOWLEDGEMENT

The undersigned bidder hereby acknowledges receipt of Addendum 1.
(Proposals received without signed acknowledgement of Addendum will be cause for rejection.)

DATE: 9-16-10 BY: *C. Williams* in *Elsie Adams*
(Printed) Name and Title *OFFICE Mgr.*

NAME OF COMPANY: *MARINE PACIFIC General Contractor*

SIGNATURE: *C. Williams*



**COMMUNITY PARK RESTROOM
10-C-001
PRE-BID MEETING
NOTES**

**CITY OF BULLHEAD CITY
COUNCIL CHAMBERS
1255 MARINA BOULEVARD
BULLHEAD CITY, ARIZONA 86442
September 13, 2010 – 1:00 PM**

1. **SIGN IN CONFIRMATION:** Bob Leuck, Assistant Public Works Director: Advised that all participants should sign in. In order to receive addendums you must be on the plan holder's list. He also stated to contact Mirna Alvarado if they are not on the plan holders list. The meeting notes of this meeting will be issued in an addendum.
2. **INTRODUCTIONS OF CITY STAFF:**

Bob Leuck	Asst P/W Director
Pawan Agrawal	Public Works Director/City Engineer
Susan Carroll	Office Administrator
Mirna Alvarado	Recorder
Richard Wallace	PBS&J Consultant
Nate Wilson	PBS&J Consultant
Paul Selberg	Selberg Associates
Johnny Loera	Selberg Associates
3. **BID PACKET/ADDENDA:** The Bid Packet contains one set of plans and the bid documents. There are no addendums at this time however we will prepare notes from this meeting and then issue those as a part of Addendum No. 1 later this week.
4. **PROJECT DESCRIPTION:** Project consists of furnishing all labor, material, supervision and tools necessary for the construction and completion of a new restroom structure (approximately 1,135 square feet) and associated items including but not limited to demolition, grading, plumbing, electrical, flatwork and construction of a new restroom facility.

5. PROJECT BID OPENING REVIEW:

September 22, 2010 – 4:00 PM, Arizona Time
City of Bullhead City
City Clerk's Office – 1st Floor
2355 Trane Road
Bullhead City, Arizona 86442

- 6. PERMITS REQUIRED: Building permit (no cost).** The plans and everything has been submitted the building permit is ready to be picked up so the contractor that got awarded the contract can come in and filled out the paper work and submit it as a no cost permit.

7. TECHNICAL QUESTIONS:

QUESTION: Do you have a Geotechnical Report?

ANSWER: We do have one, we did not include it with the bid document but it was done as part of the overall project as you are aware. There have been several projects done in Community Park. We didn't know if it was necessary to include the report but we hear your consensus that you would like to see a Geotechnical Report and we will include a copy with the addendum.

QUESTION: Are we matching the coping stone (stone veneer) to the existing coping stone at the Ramada? I have contacted the company about the stone and they don't make it anymore, is there an alternate that we can we use?

ANSWER: Yes, there is a manufacturer and a type of stone that they have a model of.

QUESTION: Unfortunately we checked and the manufacturer, Owens Corning, doesn't make that particular type of coping stone anymore. Is there another manufacturer that can be used?

ANSWER: Yes, another manufacturer can be used; the whole idea is to match it as close as possible to the coping stone used on the Ramada. We are going to do some research and determine some manufactures that might be able to provide it. If anybody has any known suppliers if you can e-mail Mirna and let her know that will help us when we do our research.

COMMENT: Premier Products will be one of them.

CLARIFICATION: Owens Corning has been contacted and indicated that there are suppliers that have the Mackinac River Rock (CSV-391274) product available or can get it. Therefore Mackinac will remain the specified veneer for the restroom. However, the Contractor may submit an alternate request for consideration. This also applies if the Mackinac is not available in the time frame given to complete the job. Any alternatives must match the adjacent existing ramada column façade, and be approved by the City prior to procurement.

QUESTION: Regarding the color of the split face block, are we matching what is existing on the Seawall?

ANSWER: There is a color called out on Drawing Sheet A-2.0 under the Wall Schedule and this color did come from the Parks Department so that is what is to be provided.

QUESTION: Regarding testing and special inspections, is that covered by the owner and will they also cover the permit fees as well?

ANSWER: Yes that is correct. The City will provide testing and special inspections and the permit fee is a no-cost fee.

QUESTION: How far is the tree moving or relocated? The Demo plan says it's to be relocated.

ANSWER: The tree is not moving it's to be removed. We will officially correct that but the tree is being removed, not relocated.

8. **ADJOURNMENT:** If any questions come up within the next day or so we plan to issue the addendum either Wednesday afternoon or Thursday morning. If you have any questions that you didn't have today please e-mail them to Mirna within the next day so we can research them and include the responses in the Addendum. Meeting adjourned at 1:12 PM

City of Bullhead City
DATE 9/27/10
TIME 15:24:55

F I N A N C I A L M A N A G E M E N T
REQUEST LISTING

PAGE 1
RPO200
SCARROLL

USER: SCARROLL

DESCRIPTION
COMMUNITY PARK RESTROOM 10-C-001
CONSTRUCTION SERVICES APPROVED BY COUNCIL
L AT THEIR OCTOBER 5, 2010 MEETING. SEE
CONTRACT FOR COMPLETE DETAILS OF WHAT I
S TO BE DONE FOR THE CITY.

VENDOR

MALIBU PACIFIC GC

REQUEST BY QUANTITY UNIT COST/UNIT ITEM TOTAL
10/06/2010 1.0000 JS 217,340.0000 217,340.00

REQUESTING EMPLOYEE: SCARROLL

GENERAL LEDGER DISTRIBUTION
GENERAL LEDGER ACCOUNT

312.700.3551.7320

PROJECT/SUB PROJECT PERCENT AMOUNT
1.0000 .00

TOTAL REQUESTS: 1

217,340.00

PURCHASE AUTHORIZATION

[Signature]
9-27-10
Department Approval
No Quotes
\$1 to 2,499 3 Telephone Quotes
\$2,500 to 4,999 3 Written Quotes
\$5,000 to 24,999 Sealed Bid & Council Approval
\$25,000 or more