

**BID #2021-075-002
 ASPHALT REPLACEMENT
 AT PROSPECT AVENUE SCHOOL**

BID FORM

To be returned with bid documents:

NAME OF BIDDER: Eagle Paving Company, Inc. dba Toro Engineering

Business Name: Eagle Paving Company, Inc. dba Toro Engineering

Contact Name: Joel Batule

Business Address: 13915 Danielson Street Ste 201 Poway CA 92064

Phone Number: (858) 486-6400

FAX: (858) 486-6402

E-Mail Address: Loren@Eaglepaving.us

Company Website: www.eaglepaving.us

The undersigned, hereby declare that we have carefully examined the location of the proposed Work, and have read and examined the Contract Documents, including all plans, specifications, and all addenda, if any, for the following Project:

We hereby propose to furnish all labor, materials, equipment, tools, transportation, and services, and to discharge all duties and obligations necessary and required to perform and complete the Project for the following **TOTAL BASE PRICE PLUS ALTERNATES:**

PLEASE GO TO NEXT PAGE:

	BID PRICE (IN WRITTEN FORM) Said Sum includes all applicable taxes and costs	BID PRICE (IN NUMBERS) Said Sum includes all applicable taxes and costs

BASE BID: REMOVE ALL EXISTING ASPHALT, INCLUDING PETROMAT, AND REPLACE WITH NEW MATERIALS PER SPECIAL CONDITIONS	Four Hundred and Thirteen Thousand Six Hundred and Forty Dollars	413,640.00 \$ _____
ADDITIVE ALTERNATE #1: ADD 3" OVER NATIVE	Fourteen Thousand and Sixteen Dollars	14,016.00 \$ _____
ADDITIVE ALTERNATE #2: ADD ADA RAMP	Five Thousand Dollars	5,000.00 \$ _____
ADD ALLOWANCE	Fifty Thousand Dollars	50,000.00 \$ _____
TOTAL BID (INCLUDES ALTERNATES & ALLOWANCE)	Four Hundred and Eighty Two Thousand, Six Hundred and Fifty Six Dollars	482,656.00 \$ _____

The lowest bid shall be the lowest total base price plus alternates. The bid will be awarded to only one bidder.

In case of discrepancy between the written price and the numerical price, the written price shall prevail.

The undersigned agrees that this Bid Form constitutes a firm offer to the District which cannot be withdrawn for the number of calendar days indicated in the Notice Inviting Informal Bids from and after the bid opening, or until a Contract for the Work is fully executed by the District and a third party, whichever is earlier.

The Contract duration shall commence on the date stated in the District's Notice to Proceed, and shall be completed by the Contractor in the time specified in the Contract Documents. In no case shall the Contractor commence construction prior to the date stated in the District's Notice to Proceed.

Bidder certifies that it is licensed in accordance with the law providing for the registration of Contractors,

License No. 944939, Expiration Date 03-31-2021, class of license A. If the bidder is a joint venture, each member of the joint venture must include the above information.

List all other classifications for this license number: C-12

Bidder's DIR # 1000002648

Bidder is to indicate if they are a Certified DVBE Contractor (Attached is a copy of DVBE Certification Letter issued by OSBCR)

Yes No

Bidder is to indicate if a Good Faith Effort was made to include DVBE Subcontractors and suppliers in the Bid:

Yes No

The undersigned acknowledges receipt, understanding and full consideration of the following addenda to the Contract Documents.

ADDENDUM NUMBER ONE

ASPHALT REPLACEMENT AT PROSPECT AVENUE SCHOOL

SANTEE SCHOOL DISTRICT

BID #2021-075-002

DATE: March 26, 2021

General - All project documents including contract documents, drawings, and specifications, shall remain unchanged with the exception of those elements added, revised, deleted, or clarified by this addendum. **Acknowledge receipt of Addendum Number One in the appropriate place provided on the Bid Form**

ITEM NO. 1 ADDENDUM ONE	ADD: Revised Site Map
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- A) **Add the attached Revised Site Map**

END OF ADDENDUM ONE

SANTEE SCHOOL DISTRICT

ASPHALT REPLACEMENT AT PROSPECT AVENUE SCHOOL

BID #2021-075-002

Addenda No. #1

1. The required bid security is attached hereto or bidder's bid will be rejected as nonresponsive.
2. The required Designation of Subcontractors is attached hereto or bidder's bid will be rejected as nonresponsive.
3. The required Designation of DVBE Subcontractors is attached hereto.
4. The required Contractors Statement Regarding Maintaining a Drug Free Workplace is attached hereto or bidder's bid will be rejected as nonresponsive.
5. The required NOTARIZED Non-Collusion Affidavit is attached hereto or bidder's bid will be rejected as nonresponsive.
6. The required Worker's Compensation Certificate is attached hereto or bidder's bid will be rejected as nonresponsive.
7. The required NOTARIZED Fingerprint Requirement Application is attached hereto or bidder's bid will be rejected as nonresponsive.
8. The required bid security in the amount of not less than 10% of the Total Bid Price is attached hereto or bidder's bid will be rejected as nonresponsive.
9. The required NOTARIZED Asbestos-Free Materials Certification is attached hereto or bidder's bid will be rejected as nonresponsive.
10. The required Information of Bidders (List of Current Projects & List of Completed Projects) is attached hereto.

I hereby certify under penalty of perjury under the laws of the State of California, that all of the information submitted in connection with this Bid and all of the representations made herein are true and correct.

Name of Bidder Eagle Paving Company, Inc. dba Toro Engineering

Signature 

Name and Title Joel Batule - President

Dated 04-13-2021

CONTRACTOR'S CERTIFICATE REGARDING WORKERS' COMPENSATION

BID #2021-075-002
ASPHALT REPLACEMENT
AT PROSPECT AVENUE SCHOOL

To be returned with bid documents:

Labor Code section 3700 in relevant part provides:

Every employer except the State shall secure the payment of compensation in one or more of the following ways:

- (a) By being insured against liability to pay compensation in one or more insurers duly authorized to write compensation insurance in this State.
- (b) By securing from the Director of Industrial Relations a certificate of consent to self-insure, which may be given upon furnishing proof satisfactory to the Director of Industrial Relations of ability to self-insure and to pay any compensation that may become due to his employees.

I am aware of the provisions of section 3700 of the Labor Code which require every employer to be insured against liability for workers' compensation or to undertake self-insurance in accordance with the provisions of that code, and I will comply with such provisions before commencing the performance of the work of this contract.



Signature

Joel Batule

Printed Name

President

Title

Eagle Paving Company, Inc. dba Toro Engineering

Company

(In accordance with article 5 (commencing at section 1860), chapter 1, part 7, division 2 of the Labor Code, the above certificate must be signed and filed with the awarding body prior to performing any work under this contract.)

Dated 03-17-2021

BID BOND

To be returned with bid documents:

The makers of this bond are, EAGLE PAVING COMPANY INC.
DBA TORO ENGINEERING, as Principal, and THE OHIO CASUALTY
INSURANCE COMPANY, as Surety and are held and firmly bound unto the District, hereinafter called the District, in the penal sum of TEN PERCENT (10%) OF THE TOTAL BID PRICE of the Principal submitted to DISTRICT for the work described below, for the payment of which sum in lawful money of the United States, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that whereas the Principal has submitted the accompanying bid dated APRIL 15, 21 21, for

**BID #2021-075-002
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AT PROSPECT AVENUE SCHOOL**

If the Principal does not withdraw its bid within the time specified in the Contract Documents; and if the Principal is awarded the Contract and provides all documents to the District as required by the Contract Documents; then this obligation shall be null and void. Otherwise, this bond will remain in full force and effect.

Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the Contract Documents shall in affect its obligation under this bond, and Surety does hereby waive notice of any such changes.

In the event a lawsuit is brought upon this bond by the District and judgment is recovered, the Surety shall pay all litigation expenses incurred by the District in such suit, including reasonable attorneys' fees, court costs, expert witness fees and expenses.

IN WITNESS WHEREOF, the above-bound parties have executed this instrument under their several seals this 31ST day of MARCH, 21 21, the name and corporate seal of each corporation.

(Corporate Seal)

EAGLE PAVING COMPANY INC.

DBA TORO ENGINEERING

Principal

By 

Title JOEL BATULE, PRESIDENT

THE OHIO CASUALTY INSURANCE COMPANY

(Corporate Seal)

Surety

By 

MARK D. IATAROLA, Attorney-in-Fact

(Attach Attorney-in-Fact Certificate)
STATE OF CALIFORNIA)

Title _____

_____) ss.
DISTRICT OF _____)

On this _____ day of _____, in the year 20____, before me,
_____, a Notary Public in and for said state, personally appeared
_____, known to me to be the person whose name is subscribed to
the within instrument as the Attorney-In-Fact of the (Surety) acknowledged to me that he subscribed the
name of the _____ (Surety) thereto and his own name as Attorney-In-Fact.

Notary Public in and for said State

(SEAL)

Commission expires: _____

NOTE: A copy of the Power-of-Attorney to local representatives of the bonding company must be attached hereto.

For District Informational Purpose:

Surety Company Name	THE OHIO CASUALTY INSURANCE COMPANY	Contact	ROB FIX
Address	ATTN: SURETY CLAIMS DEPARTMENT 1001 4TH AVENUE, SUITE 1300	Phone	949//263-3356
City, State, Zip	SEATTLE, WA 98154	Date	MARCH 31, 2021

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

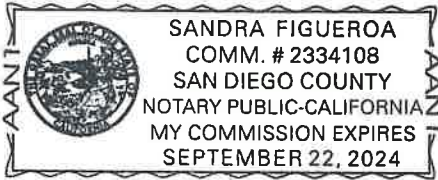
CIVIL CODE § 1189

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

State of California }
County of SAN DIEGO }

On 3/31/2021 before me, SANDRA FIGUEROA, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared MARK D. IATAROLA
Name(s) of Signer(s)

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



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

WITNESS my hand and official seal.

Signature [Handwritten Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: MARK D. IATAROLA

Signer's Name: _____

Corporate Officer – Title(s): _____

Corporate Officer – Title(s): _____

Partner – Limited General

Partner – Limited General

Individual Attorney in Fact

Individual Attorney in Fact

Trustee Guardian of Conservator

Trustee Guardian of Conservator

Other: _____

Other: _____

Signer is Representing: _____

Signer is Representing: _____



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

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

Certificate No: 8205111-024100

POWER OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Helen Maloney; John G. Maloney; Mark D. Iatarola; Sandra Figueroa; Tracy Holmes; Tracy Lynn Rodriguez

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

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 29th day of March, 2021.



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

By: David M. Carey, Assistant Secretary

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

State of PENNSYLVANIA
County of MONTGOMERY ss

On this 29th day of March, 2021 before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

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



Commonwealth of Pennsylvania - Notary Seal
Teresa Pastella, Notary Public
Montgomery County
My commission expires March 28, 2025
Commission number 1128044
Member, Pennsylvania Association of Notaries

By: Teresa Pastella, Notary Public

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

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

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

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

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

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

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

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

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

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 31ST day of MARCH, 2021.



By: Renee C. Llewellyn, Assistant Secretary

DESIGNATION OF SUBCONTRACTORS

**BID #2021-075-002
 ASPHALT REPLACEMENT
 AT PROSPECT AVENUE SCHOOL**

To be returned with bid documents:

In compliance with the Subletting and Subcontracting Fair Practices Act of the Public Contract Code of the State of California, each bidder shall set forth below: (a) the name and the location of the place of business and (b) the portion of the work which will be done by each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price. Notwithstanding the foregoing, if the work involves streets and highways, then the Contractor shall list each subcontractor who will perform work or labor or render service to Contractor in or about the work in an amount in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price. No additional time shall be granted to provide the below requested information.

If no subcontractor is specified, for a portion of the work, or if more than one subcontractor is specified for the same portion of Work, to be performed under the Contract in excess of one-half of one percent (1/2%) of the Contractor's Total Bid Price or \$10,000, whichever is greater if the work involves streets or highways, then the Contractor shall be deemed to have agreed that it is fully qualified to perform that Work, and that it shall perform that portion itself.

Name of Bidder Eagle Paving Company, Inc. dba Toro Engineering

Signature 

Name and Title Joel Batule

Dated 03/17/2021

Portion of Work	Division of Work or Trade, License, Type	Name of Firm or Subcontractor	Complete Address, including Zip Code	Phone number with area code	Contractor's License Number & DIR Number
			NO SUBS		

DESIGNATION OF DVBE SUBCONTRACTORS

To be returned with bid documents:

Contractor shall identify each subcontractor that is a certified Disabled Veteran Business Enterprise (DVBE). Contractor shall provide the DVBE Reference Number assigned by the Office of Small Business Certification and Resources for each DVBE subcontractor, and shall attach a copy of the subcontractor's certification letter.

Subcontractor Name/License #	DVBE Reference Number
3531 Trucking Inc. / N/A	1799994

Certification ID: 1799994

Legal Business Name

3531 TRUCKING INC

Doing Business As (DBA) Name1

3531 TRUCKING INC

Doing Business As (DBA) Name2

Office Phone Number

626/644-6221

Business Fax Number

Business Web Address

www.3531truckinginc.com

Service Areas

Fresno , Los Angeles , Orange , Riverside , San Bernardino , San Diego , San Francisco , Ventura

Address

PO BOX 1062

GLENDORA

CA 91740

Email

Miguel@3531truckinginc.com

Total Number of Employees

1

Business Types

Service

[View Keywords](#)

[View Classifications](#)

Active Certifications

[More Help](#)

Certification Type	Status	From	To
DVBE	Approved	01/07/2020	01/31/2022
SB	Approved	08/23/2019	01/31/2022



EAGLE PAVING

CURRENT BACKLOG
IN YELLOW

#	Project References 2015-2020	Description	Owner	Contact	Completion Date	Year	Project Amount
1	The Villages Apartments		The Irvine Company Apartment		August	2015	\$ 1,070,106.00
2	Canyon Rim Apartments		Fairfield Properties		September	2015	\$ 566,304.00
3	Burlington Coat Factory		Burlington Coat Factory		April	2016	\$ 637,164.00
4	Rio Salado Post Office		Centerra Integrated Construction Services		April	2016	\$ 550,700.00
5	Multiple Elementary Schools		Cajon Valley School District		August	2016	\$ 641,324.00
6	Santaluz HOA		Santaluz HOA		January	2017	\$ 619,708.00
7	North County Plaza		Kimco Realty		April	2017	\$ 519,000.00
8	Moorpark Apartments		Decron Proproperties		May	2017	\$ 494,240.00
9	Southcoast Welding		Southcoast Welding		May	2017	\$ 410,037.00
10	Daisy Mountain Post Office		Centerra Integrated Construction Services		August	2017	\$ 568,301.00
11	Poway Street Rehabilitation		City of Poway		August	2017	\$ 420,531.00
12	Fed Ex Ground	Asphalt / Concrete Paving	Licha Construction	Rich Fricke - 626-447-2500	September	2017	\$ 643,660.00
13	Escondido Street Rehabilitation	18k Tons Asphalt Concrete Paving / Crack Fill	City of Escondido	Matt Souttere 760-839-4574	December	2017	\$ 4,375,721.00
14	520 West Asphalt	Asphalt Paving / Trench Resurfacing	Concrete Contractors Interstate	Nick Geraldo - 858.679.5550	August	2018	\$ 51,442.50
15	Street Rehab 2015-16	20k Tons Asphalt Paving	City of Costa Mesa	Larry Dreimand -(714) 754-5208	September	2018	\$ 1,245,000.00
16	CMID Pathway Improvements	2k Tons Asphalt Paving / Concrete Flatwork / Electrical	City of Del Mar	Jason Lindsau - 760-744-4578	October	2018	\$ 1,636,000.00
17	Fallbrook Street Improvements	Concrete Flatwork / Asphalt Paving	County of San Diego	Matt Brady 619-306-8144	October	2018	\$ 430,000.00
18	RMRA Major Pavement Rehab	7k Tons Asphalt Paving / Concrete Flatwork	City of Chula Vista	Joselito Castillo 619-995-4095	March	2019	\$ 1,227,000.00
19	Savina	2" Mill & Pave	Concrete Contractors Interstate	Nick Geraldo - 858.679.5550	March	2019	\$ 75,947.86
20	Mission Creek	Forta FI Fiber Asphalt Paving	Site Consulting	John Minock - 714-430-4022	March	2019	\$ 61,400.00
21	Fuerte Drive (Road Improvements)	Grading / Underground Utilities/ Asphalt Paving	County of San Diego	Matt Brady 619-306-8144	July	2019	\$ 1,435,000.00
22	Street Pavment Rehab Phase II	100k Tons Asphalt Paving / Crack Fill	City of Chula Vista	Joselito Castillo 619-995-4095	August	2019	\$ 11,977,000.00
23	AMC Promenade	10k Tons Asphalt Paving	WL Butler	Steven Bell - 949.587.2200	October	2019	\$ 949,000.00
24	Pavement Rehab Citywide	ARAM / Slurry Type II / Asphalt Paving	City of Temecula	Chris White (951) 308-6388	February	2019	\$ 706,475.00
25	Escondido Street Rehabilitation 2019	ARAM / Slurry Type II / Asphalt Paving / Crack Fill	City of Escondido	Matt Souttere 760-839-4574	July	2020	\$ 5,330,000.00
26	Mid City Overlay	Fabric Overlay	West Coast General	Nick Walters - 619.561.4200 x 118	In Progress	2020	\$ 536,000.00
27	RMRA Major Pavement Rehab 2019	ARAM / Slurry Type II / Asphalt Paving	City of Chula Vista	Joselito Castillo 619-995-4095	October	2020	\$ 2,973,000.00
28	Dentro De Lomas Street Improvement Project	Asphalt Paving	Rainbow Water District	Malik Tamimi 760-728-1178 x173	April	2020	\$ 74,000.00
29	Gillespie Airfield Crackseal	35K LF of Crackseal	County of San Diego	Cathe Johnson (619) 956-4805	February	2020	\$ 24,500.00
30	FY19-20 pavement Rehab	Slurry, Pulverizing, AC Paving, Concrete Flatwork	City of Encinitas	Greg Gomez 760-902-7249	December	2020	\$ 2,004,000.00
31	FY21 Street Rehab	Rubber Asphalt Paving	City of La Mesa	Hamed Hashemian 619-954-6164	February	2021	\$ 1,495,450.00
32	FY21 Pavement Rehab	Slurry, Pulverizing, AC Paving, Concrete Flatwork	City of Encinitas	Greg Gomez 760-902-7249	Not Started	2021	\$ 2,174,000.00
33							
34							
35							
36							



COMPLETED PROJECTS IN "WHITE"

CURRENT BACKLOG
IN YELLOW

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28	Dentro De Lomas Street Improvement Project	Asphalt Paving	Rainbow Water District	Maik Tamimi 760-728-1178 x173	April	2020	\$ 74,000.00
29	Gillespie Airfield Crackseal	35K LF of Crackseal	County of San Diego	Cathe Johnson (619) 956-4805	February	2020	\$ 24,500.00
30	FY19-20 Pavement Rehab	Slurry, Pulverizing, AC Paving, Concrete Flatwork	City of Encinitas	Greg Gomez 760-902-7249	December	2020	\$ 2,004,000.00
31	FY21 Street Rehab	Rubber Asphalt Paving	City of La Mesa	Hamed Hashemian 619-954-6164	February	2021	\$ 1,495,450.00
32	FY21 Pavement Rehab	Slurry, Pulverizing, AC Paving, Concrete Flatwork	City of Encinitas	Greg Gomez 760-902-7249	Not Started	2021	\$ 2,174,000.00
33							
34							
35							
36							

ASBESTOS-FREE MATERIALS CERTIFICATION

To be returned with bid documents:

The undersigned declares that he or she is the person who executed the bid for:

**BID #2021-075-002
ASPHALT REPLACEMENT
AT PROSPECT AVENUE SCHOOL**

(hereinafter referred to as the "Project"), and submitted it to the **SANTEE SCHOOL DISTRICT** (hereinafter referred to as the "District") on behalf of Eagle Paving Company, Inc. dba Toro Engineering (hereinafter referred to as the "Contractor").

To the best of my knowledge, information and belief, in completing the Contractor's Work for the Project, no material furnished, installed or incorporated into the Project will contain, or in itself be composed of, any materials listed by the federal or state EPA or federal or state health agencies as a hazardous material.

Any disputes involving the question of whether or not material installed with asbestos-containing equipment is settled by electron microscopy; the cost of any such tests shall be paid by the Contractor.

All work or materials installed by the Contractor which is found to contain asbestos, or work or material installed with asbestos-containing equipment, will be immediately rejected and this work shall be removed and replaced by the Contractor at no additional cost to the District.

Decontamination and removal of work found to contain asbestos or work installed with asbestos-containing equipment shall be done only under supervision of a qualified consultant, knowledgeable in the field of asbestos abatement and accredited by the Environmental Protection Agency.

The Asbestos Removal Contractor shall be an EPA accredited contractor qualified in the removal of asbestos and shall be chosen and approved the District who shall have sole discretion and final determination in this matter.

The Asbestos Consultant shall be chosen and approved by the District who shall have sole discretion and final determination in this matter.

The work will be not accepted until asbestos contamination is reduced to levels deemed acceptable by the Asbestos Consultant.

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

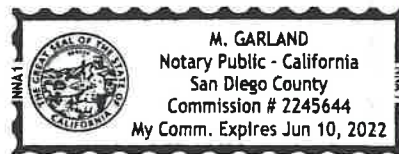
Executed on this 22nd day of March, 2021 at San Diego
Name of Contractor (Print or Type)

By [Signature] Joel Batule
Signature Print Name

President
Title

Subscribed and sworn before me this 22nd day of MARCH 20 21
[Signature] Notary Public in and for the State of California

My Commission Expires: 6/10/2022



FORM MUST BE NOTARIZED

FINGERPRINTING REQUIREMENT APPLICATION

BID #2021-075-002 ASPHALT REPLACEMENT AT PROSPECT AVENUE SCHOOL

To be returned with bid documents:

Pursuant to the provisions of Article 13 of the General Conditions - District Determination of Fingerprinting Requirement Application is as follows:

The District has considered the totality of the circumstances concerning the Project and has determined that the Contract and Contractor's employees are subject to the requirements of Education Code section 45125.2 and Paragraph (a) of Article 13 of the General Conditions.

In accordance with the Education Code the Contractor shall provide for the continual supervision and monitoring of all Contractor's employees by an employee of the Contractor who has received fingerprint clearance from the California Department of Justice.

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF CALIFORNIA THAT PRIOR TO COMMENCEMENT OF WORK ALL SUPERVISORS ON THIS PROJECT WILL HAVE COMPLETED FINGERPRINT BACKGROUND CHECKS FROM THE CALIFORNIA DEPARTMENT OF JUSTICE THROUGH ANY LIVESCAN SERVICE AND WILL HAVE BEEN FOUND TO HAVE NOT COMMITTED A VIOLENT OR SERIOUS FELONY (PENAL CODE SECTIONS 667.5(C) AND 1192.7(C)); AND WILL PROVIDE CONTINUAL SUPERVISION AND MONITORING OF THE CONTRACTOR'S EMPLOYEES. IF BACKGROUND CHECKS ARE NOT COMPLETED PRIOR TO COMMENCEMENT OF THE PROJECT, CONTRACTOR WILL NOTIFY THE SANTEE SCHOOL DISTRICT AND A PER DIEM CHARGE WILL BE CHARGED FOR SUPERVISION BY DISTRICT EMPLOYEES.

Executed this 22ND day of MARCH, 20 21 at PINNEY CA
California.

By: JOEL BATULE Title: CEO

Signature: [Signature]

Business Name: Eagle Paving Company, Inc. dba Toro Engineering

FORM MUST BE NOTARIZED



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 SAN DIEGO

Subscribed and sworn to (or affirmed) before me on this 20th day of MARCH, 2021, by
Date Month Year

(1) JDEL BATULE

(and (2) _____),
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature [Handwritten Signature]
Signature of Notary Public



Place Notary Seal and/or Stamp Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: Fingerprinting Requirement Application

Document Date: 3/02/21 Number of Pages: 1

Signer(s) Other Than Named Above: _____



CONTRACTOR'S STATEMENT REGARDING MAINTAINING A DRUG FREE WORKPLACE

BID #2021-075-002
ASPHALT REPLACEMENT
AT PROSPECT AVENUE SCHOOL

To be returned with bid documents:

DRUG-FREE WORKPLACE CERTIFICATION

This Drug-Free Workplace Certification form is part of the Contract made by and between the **Santee School District** (hereinafter referred to as the "District") and **Eagle Paving Company, Inc. dba Toro Engineering** (hereinafter referred to as the "Contractor") for the above named project. This form is required from all successful bidders pursuant to the Drug-Free Workplace Act of 1990 (Government Code Section 8350 et seq.) The Drug-Free Workplace Act of 1990 requires that every person or organization awarded a contract or grant for procurement of any property or service from any State agency must certify that it will provide a drug-free workplace by doing certain specified acts. In addition, the Act provides that each contract or grant awarded by a State agency may be subject to suspension of payments or termination, and the contractor or grantee may be subject to debarment from future contracting, if the contracting agency determines that specified acts have occurred.

Pursuant to Government Code Section 8355, every person or organization awarded a contract or grant from a State agency shall certify that it will provide a drug-free workplace by doing all of the following:

- A. Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited in their workplace and specifying actions which will be taken against employees for violations of the prohibition;
- B. Establishing a drug-free awareness program to inform employees about all of the following:
 1. The dangers of drug abuse in the workplace;
 2. The person's or organization's policy of maintaining a drug-free workplace;
 3. The availability of drug counseling, rehabilitation and employee-assistance programs; and
 4. The penalties that may be imposed upon employees for drug abuse violations.
- C. Requiring that each employee engaged in the performance of the contract or grant be given a copy of the statement required by subdivision "A," and that, as a condition of employment on the contract or grant, the employee agrees to abide by the terms of the statement.

I, the undersigned, agree to fulfill the terms and requirements of the Drug-Free Workplace Act as it now exists or may hereinafter be amended. Particularly, I shall abide by Government Code Section 8355 when performing the Contract for the Project by:

- A. Publishing a statement notifying employees concerning the prohibition of controlled substance at my workplace;
- B. Establishing a drug-free awareness program; and
- C. Requiring that each employee engaged in the performance of the contract be given a copy of the statement required by Section 8355(a) and agree to abide by the terms of that statement.

I also understand that if the District determines that I have either: (a) made a false certification herein; or (b) violated this certification by failing to carry out the requirements of Section 8355, the Contract awarded herein is subject to termination, suspension of payments, or both. I further understand that if I violate the terms of the Drug-Free Workplace Act of 1990, I may be subject to debarment in accordance with the requirements of the Act.

I acknowledge that I am aware of the provisions of Government Code Section 8350 et seq., and hereby certify that I will adhere to the requirements of the Drug-Free Workplace Act of 1990.

Each District consultant, contractor and vendor shall, moreover, advise the District whether they have a policy or procedure for maintaining a drug free workplace at the consultant's contractor's, or vendor's own place of business and if so, shall briefly describe it in writing to District officials.

In accordance with Board Policy 4020, following:

Contractors and Vendors

The Drug-Free Workplace Act of 1990 (Government Code Section 8350 et seq.) requires that every person or organization awarded a contract or grant for procurement of any property or service from any State agency, must certify that it will provide a drug-free workplace by doing certain specified acts. The Act provides that each contract or grant awarded by a State agency may be subject to suspension of payments or termination, and the contractor or grantee may be subject to debarment from future contracting, if the contracting agency determines that specified acts have occurred.

Contractors with whom the District contracts for public works projects through the formal bid process or consultants with whom the District contracts must agree that vendors, employees or agents of the contractor or consultant shall not in any way be impaired due to being under the influence of alcohol or an illegal drug(s) while performing services for the District or while on District property.

No such person shall possess an open container of alcohol or consume alcohol, or possess, or be under the influence of an illegal drug, nor shall they sell, offer, or provide alcohol or an illegal drug(s) to another person while on District property.

All District consultants, contractors, and vendors shall inform their employees and agents that are performing service for the District of the District's objective of a safe, healthful, and productive

workplace and the prohibition of drug and alcohol use or impairment from same while performing such service for the District.

Each District consultant, contractor, and vendor shall, moreover, advise the District whether they have a policy or procedure for maintaining a drug free workplace at the consultant's, contractor's, or vendor's own place of business, and, if so, shall briefly describe it in writing to District officials.

In accordance with the above, the following must be signed and filed with the awarding body as part of the bid package.

Business name: Eagle Paving Company, Inc. dba Toro Engineering

Does X Does not _____ Have a policy or procedure for maintaining a drug free workplace at their own place of business.

 X Attached is a copy of such policy or procedure or

_____ Following is a brief description of such policy or procedure:

Signature:



Joel Batule

Date:

03/17/2021

Title:

President

Legal Reference: the Drug Free Workplace Act of 1988 and Public Law 100-690 Section 5151-5160

DRUG AND ALCOHOL ABUSE POLICY

Eagle Paving Company Inc is committed to maintaining a workplace free of substance abuse. No employee or individual who performs work for Eagle Paving Company Inc can consume, possess, sell, purchase, or be under the influence of alcohol or illegal drugs, as defined by federal law, on any property owned by or leased on behalf of Eagle Paving Company Inc, or in any vehicle owned or leased on behalf of Eagle Paving Company Inc or while on Company business.

The use of over-the-counter drugs and legally prescribed drugs is permitted if they are used in the manner for which they were prescribed and provided that such use does not hinder an employee's ability to safely perform his or her job. Employees should inform their supervisor if they believe their medication will impair their job performance, safety or the safety of others, or if they believe they need a reasonable accommodation when using such medication.

Eagle Paving Company Inc will not tolerate employees who report for duty while under the influence of alcohol or drugs. All employees should report evidence of alcohol or drug abuse to their supervisor or the Human Resources immediately. In cases in which the use of alcohol or drugs creates an imminent threat to the safety of persons or property, employees are required to report the violation. Failure to do so may result in disciplinary action, up to and including termination of employment.

As a part of our effort to maintain a workplace free of substance abuse, Eagle Paving Company Inc employees may be asked to submit to a medical examination and/or clinical testing for the presence of alcohol and/or drugs. **Eagle Paving Company Inc. reserves the right to have any employee tested for drug abuse at any time with or without notice within the duration of their employment.**

As a condition of your employment with Eagle Paving Company Inc, employees must comply with this Drug & Alcohol Use Policy. To enforce this policy, Eagle Paving Company, Inc., reserves the right to conduct searches of Company property or employees and/or their personal property, and to implement other measures necessary to deter and detect abuse of this policy.

Be advised that no part of the Drug & Alcohol Use Policy shall be construed to alter or amend the at-will employment relationship between Eagle Paving Company Inc and its employees.

Violation of these rules and standards of conduct will not be tolerated. Eagle Paving Company, Inc. also may bring this matter to the attention of appropriate law enforcement authorities.

Background Check/EPN Acknowledgement

I hereby authorize Eagle Paving Company, Inc. and/or any of its officers, employees, or agents to investigate my background, references, character, education, past employment, and/or criminal records in order to confirm my qualifications for employment as represented on my resume and/or employment application, and/or in my employment interview.

I also acknowledge that Eagle Paving Company has a right to gather information from the California Department of Motor Vehicles regarding driving records. This information will be used in evaluating status of driving company vehicles.

By signing below, I release Eagle Paving Company, Inc. and/or its officers, employees, and/or agents, as well as any person or entity providing information on my background pursuant to this acknowledgement form, from any and all liability in relation to the information obtained from any and all above referenced sources used.

Acknowledgement and Receipt of Drug and Alcohol Abuse Policy and Background Check/EPN Authorization

By signing below you, the employee, acknowledge receipt of the above Drug and Alcohol Abuse policy, and authorize Eagle Paving Company, Inc. to perform a background check, submit to a drug test, and/or pull my driving record.

Signature

Date

Print Name



NON-COLLUSION AFFIDAVIT

BID #2021-075-002 ASPHALT REPLACEMENT AT PROSPECT AVENUE SCHOOL

To be returned with bid documents:

I, Joel Batule being first duly sworn, deposes and says that he is President of Eagle Paving Company, Inc. dba Toro Engineering the party making the attached 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 bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, 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.

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

Name of Bidder Eagle Paving Company, Inc. dba Toro Engineering

Signature 

Name Joel Batule

Title President

Dated 03-22-2021

FORM MUST BE NOTARIZED

CALIFORNIA JURAT

GOVERNMENT CODE § 8202



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 SAN DIEGO

Subscribed and sworn to (or affirmed) before me on this 30th day of MARCH, 2021, by
Date Month Year

(1) JOEL BATILE

(and (2) _____),
Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence to be the person(s) who appeared before me.

Signature [Signature]
Signature of Notary Public



Place Notary Seal and/or Stamp Above

OPTIONAL

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

Description of Attached Document

Title or Type of Document: Non Collusion Affidavit

Document Date: 3/22/2021 Number of Pages: 1

Signer(s) Other Than Named Above: _____



