



Council Agenda Report

From: Freda Berman, Maintenance Superintendent
Subject: Lower Playground Replacement at Barney Schwartz Park
Date: July 18, 2017

Facts

1. Since its dedication in 2002, the lower playground at Barney Schwartz Park (BSP) has been heavily used and now suffers from worn out play features and weather-caused deterioration.
2. The Paso Robles REC Foundation, through its Dale Schwartz Memorial Endowment Fund for Barney Schwartz Park, voted to fund replacement of the lower playground and a new playground was designed to fit inside the existing playground footprint.
3. The play equipment design was approved and color scheme selected by REC Foundation in November 2016. The City's Parks and Recreation Advisory Committee endorsed the new playground at their meeting on December 12, 2016. City Council endorsed the design of the lower playground on January 17, 2017.
4. Bid documents for BSP Lower Playground Replacement were prepared and advertised for bid on May 25, 2017.
5. Bids were received and opened on June 29, 2017 as follows:

R.E. Schultz Construction, Inc.	\$128,519.90
Central Coast Playgrounds Inc.	\$141,137.70

Options

1. Do nothing.
2. Award a contract for BSP lower playground replacement to R.E. Schultz Construction, Inc.
3. Direct staff to pursue a different approach.

Analysis and Conclusions

The lower playground at Barney Schwartz Park is in poor condition and requires replacement. REC Foundation has voted the project a priority to be funded through its Dale Schwartz Memorial Endowment Fund for Barney Schwartz Park.

Staff reviewed the low bid from R.E. Schultz Construction, Inc. and found it to be a responsive and responsible bid.

Fiscal Impact

The City will not experience any financial impact as a result of this project.

Recommendation

1. Authorize the City Manager to enter into an agreement with R.E. Schultz Construction, Inc. for Barney Schwartz Park Lower Playground Replacement in the amount of \$128,519.90.
2. Authorize the City Manager and City Attorney to make minor adjustments to the agreement, if needed, remaining fully consistent with the Council's intent.

Attachments

1. Bid – R.E. Schultz Construction, Inc.
2. Playground – ages 5-12
3. Playground – ages 2-5

BID FORMS

1.1 **Bid**

Bids will be received at the City of El Paso de Robles, 1000 Spring Street, Paso Robles, California, until **2 p.m. on Thursday, June 29, 2017.**

NAME OF BIDDER: R.E. Schultz Construction, Inc.

To the City Council
of the City of El Paso de Robles
1000 Spring Street
Paso Robles, CA 93446

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

BARNEY SCHWARTZ PARK LOWER PLAYGROUND REPLACEMENT

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, as described and in strict conformity with the Drawings, and these Specifications for TOTAL BID PRICE indicated herein.

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

Addenda No. 01

1. Attached is the required Bid Guarantee in the amount of not less than 10% of the Total Bid Price.
2. Attached is the completed Designation of Subcontractors form.
3. Attached is the fully executed Noncollusion Declaration form.
4. Attached is the completed Iran Contracting Act Certification form.
5. Attached is the completed Bidder Information and Experience form.

BID SCHEDULE

NO.	ITEM DESCRIPTION	UNIT OF MEASURE	EST. QTY.	UNIT PRICE	ITEM COST
1.	Mobilization/Temp. Facilities	LS	1	\$11,500.00	\$11,500.00
2.	Selective Demolition	LS	1	\$26,900.00	\$26,900.00
3.	Install Owner Furnished Play Equipment	LS	1	\$31,500.00	\$31,500.00
4.	Paint Swing Set Structure	EA	2	\$2,000.00	\$4,000.00
5.	Loose Fill Protective Surfacing (Play Area Sand)	SF	6189	\$5.10	\$31,563.90
6.	Poured-In-Place Playground Protective Surfacing	SF	1441	\$16.00	\$23,056.00

The costs for any Work shown or required in the Contract, but not specifically identified as a line item are to be included in the related line items and no additional compensation shall be due to Contractor for the performance of the Work.

In case of discrepancy between the Unit Price and the Item Cost set forth for a unit basis item, the unit price shall prevail and shall be utilized as the basis for determining the lowest responsive, responsible Bidder. However, if the amount set forth as a unit price is ambiguous, unintelligible or uncertain for any cause, or is omitted, or is the same amount as the entry in the "Item Cost" column, then the amount set forth in the "Item Cost" column for the item shall prevail and shall be divided by the estimated quantity for the item and the price thus obtained shall be the Unit Price.

For purposes of evaluating Bids, the City will correct any apparent errors in the extension of unit prices and any apparent errors in the addition of lump sum and extended prices.

The estimated quantities for Unit Price items are for purposes of comparing Bids only and the City makes no representation that the actual quantities of work performed will not vary from the estimates. Final payment shall be determined by the Engineer from measured quantities of work performed based upon the Unit Price.

TOTAL BID PRICE:

TOTAL BID PRICE BASED ON BID SCHEDULE TOTAL OF UNIT PRICES FOR BARNEY SCHWARTZ PARK LOWER PLAYGROUND REPLACEMENT	
\$ 128,519.90	_____
	Total Bid Price in Numbers
\$ One hundred twenty eight thousand five hundred nineteen dollars & 90/100	_____
	Total Bid Price in Written Form
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 City which cannot be withdrawn for the number of calendar days indicated in the Notice Inviting Bids from and after the Bid opening, or until a Contract for the Work is fully executed by the City and a third party, whichever is earlier.

The successful bidder hereby agrees to sign the Contract and furnish the necessary bonds and certificates of insurance within ten (10) working days after the City provides the successful bidder with the Notice of Award.

Upon receipt of the signed Contract and other required documents, the Contract will be executed by the City, after which the City will prepare a letter giving Contractor Notice to Proceed. The official starting date shall be the date of the Notice to Proceed, unless otherwise specified. The undersigned agrees to begin the Work within ten (10) working days of the date of the Notice to Proceed, unless otherwise specified.

The undersigned has examined the location of the proposed work and is familiar with the Drawings and Specifications and the local conditions at the place where work is to be done.

If awarded the Contract, the undersigned agrees that there shall be paid by the undersigned and by all subcontractors to all laborers, workers and mechanics employed in the execution of such Contract no less than the prevailing wage rate within San Luis Obispo County for each craft, classification, or type of worker needed to complete the Work contemplated by this Contract as established by the Director of the Department of Industrial Relations. A copy of the prevailing rate of per diem wages are on file at the City's Administration Office and shall be made available to interested parties upon request.

Enclosed find cash, bidder's bond or cashier's or certified check No. N/A from the N/A Bank in the amount of 12,051.99, which is not less than ten percent (10%) of this bid, payable to City of El Paso de Robles as bid security and which is given as a guarantee that the undersigned will enter into a Contract and provide the necessary bonds and certificates of insurance if awarded the Work.

The bidder furthermore agrees that in case of bidder's default in executing said Contract and furnishing required bonds and certificates of insurance, the cash, bidder's bond, or cashier's or

BID FORM

certified check accompanying this proposal and the money payable thereon shall become and shall remain the property of the City of El Paso de Robles.

Bidder is an individual _____, or corporation _____, or partnership _____, organized under the laws of the State of California.

Bidder confirms license(s) required by California State Contractor's License Law for the performance of the subject project are in full effect and proper order. The following are the Bidder's applicable license number(s), with their expiration date(s) and class of license(s):

1007195 A & D34 expires 09/30/17

If the Bidder is a joint venture, each member of the joint venture must include the required licensing information.

Sureties that will furnish the Faithful Performance Bond and the Labor and Material Payment Bond, in the form specified herein, in an amount equal to one hundred percent (100%) of the contract price within ten (10) working days from the date the City provides the successful bidder the Notice of Award. Sureties must meet all of the State of California bonding requirements, as defined in California Code of Civil Procedure Section 995.120 and must be authorized by the State of California.

The insurance company or companies to provide the insurance required in the Contract documents must have a Financial Strength Rating of not less than "A-" and a Financial Size Category of not less than "Class VII" according to the latest Best Key Rating Guide. At the sole discretion of the City, the City may waive the Financial Strength Rating and the Financial Size Category classifications for Workers' Compensation insurance.

(signatures continued on next page)

BID FORM

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.

Executed at Orange, CA, on this 28 day of June, 2017.

(Bidders Name – Print or Type)

Richard Schultz, President & Secretary
(Name and Title)

(Corporate Seal)

Richard Schultz
(Signature)

Names of individual members of firm or names and titles of all officers of corporation and their addresses are listed below:

Name Richard Schultz Title President & Secretary

Complete Address P.O. Box 6, Silverado CA 92676

Phone 714-649-2627 FAX 714-740-5049

Name N/A Title _____

Complete Address _____

Phone _____ FAX _____

Name N/A Title _____

Complete Address _____

Phone _____ FAX _____

Name N/A Title _____

Complete Address _____

Phone _____ FAX _____

BID FORM

1.2 Bid Bond

[Note: Not required when other form of Bidder's Security, e.g. cash, certified check or cashier's check, accompanies bid.]

The makers of this bond are, R.E. Schultz Construction, Inc., as Principal, and American Contractors Indemnity Company, as Surety and are held and firmly bound unto the City of El Paso de Robles, hereinafter called the City, in the penal sum of TEN PERCENT (10%) OF THE TOTAL BID PRICE of the Principal submitted to City 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 June 29, 20 17, for BARNEY SCHWARTZ PARK LOWER PLAYGROUND REPLACEMENT.

If the Principal does not withdraw its Bid within the time specified in the Contract; and if the Principal is awarded the Contract and provides all documents to the City as required by the Contract; 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 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 City and judgment is recovered, the Surety shall pay all litigation expenses incurred by the City 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 29th day of June, 20 17, the name and corporate seal of each corporation.

(Corporate Seal)

R.E. Schultz Construction, Inc.

Contractor/ Principal

By Richard E Schultz

Title President

(Corporate Seal)

American Contractors Indemnity Company

Surety

By Blake A Pfister

Attorney-in-Fact, Blake A Pfister

Title _____

(Attach Attorney-in-Fact Certificate)

Bid Bond 11-327-179

Notary Acknowledgment

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

STATE OF CALIFORNIA
COUNTY OF Orange

On June 28, 2017, before me, Chelsea Svir, Notary Public, personally appeared Richard Schultz, 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.

Chelsea Svir

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

CAPACITY CLAIMED BY SIGNER

DESCRIPTION OF ATTACHED DOCUMENT

- Individual
- Corporate Officer

Title(s)

Title or Type of Document

Partner(s)

- Limited
- General

Number of Pages

Attorney-In-Fact

Trustee(s)

Guardian/Conservator

Other:

Date of Document

Signer is representing:

Name Of Person(s) Or Entity(ies)

Signer(s) Other Than Named Above

NOTE: This acknowledgment is to be completed for Contractor/Principal.

Notary Acknowledgment

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

STATE OF CALIFORNIA
COUNTY OF _____

On _____, 20____, before me, _____, Notary Public, personally appeared _____, 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.

see attached acknowledgment

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

CAPACITY CLAIMED BY SIGNER

DESCRIPTION OF ATTACHED DOCUMENT

- Individual
- Corporate Officer

Title(s)

Title or Type of Document

- Partner(s) Limited
- General

Number of Pages

- Attorney-In-Fact
- Trustee(s)
- Guardian/Conservator
- Other:

Date of Document

Signer is representing:
Name Of Person(s) Or Entity(ies)

Signer(s) Other Than Named Above

NOTE: This acknowledgment is to be completed for the Attorney-in-Fact. The Power-of-Attorney to local representatives of the bonding company must also be attached.

END OF BID BOND

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 Orange)

On June 28, 2017 before me, Lianne Nahina, Notary Public,
Date Here Insert Name and Title of the Officer

personally appeared Blake A. Pfister
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 Lianne Nahina
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Bid Bond 11-327-179 Document Date: June 29, 2017
Number of Pages: _____ Signer(s) Other Than Named Above: N/A, None

Capacity(ies) Claimed by Signer(s)

Signer's Name: Blake A. Pfister
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Individual Attorney in Fact
 Trustee Guardian or Conservator
 Other: _____
Signer Is Representing: American Contractors Indemnity Company

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

POWER OF ATTORNEY

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

KNOW ALL MEN BY THESE PRESENTS: That American Contractors Indemnity Company, a California corporation, Texas Bonding Company, an assumed name of American Contractors Indemnity Company, United States Surety Company, a Maryland corporation and U.S. Specialty Insurance Company, a Texas corporation (collectively, the "Companies"), do by these presents make, constitute and appoint:

Blake A. Pfister of Mission Viejo, California

its true and lawful Attorney(s)-in-fact, each in their separate capacity if more than one is named above, with full power and authority hereby conferred in its name, place and stead, to execute, acknowledge and deliver any and all bonds, recognizances, undertakings or other instruments or contracts of suretyship to include riders, amendments, and consents of surety, providing the bond penalty does not exceed *****Three Million***** Dollars (\$ **3,000,000.00**).

This Power of Attorney shall expire without further action on December 20, 2017. This Power of Attorney is granted under and by authority of the following resolutions adopted by the Boards of Directors of the Companies:

Be it Resolved, that the President, any Vice-President, any Assistant Vice-President, any Secretary or any Assistant Secretary shall be and is hereby vested with full power and authority to appoint any one or more suitable persons as Attorney(s)-in-Fact to represent and act for and on behalf of the Company subject to the following provisions:

Attorney-in-Fact may be given full power and authority for and in the name of and on behalf of the Company, to execute, acknowledge and deliver, any and all bonds, recognizances, contracts, agreements or indemnity and other conditional or obligatory undertakings, including any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts, and any and all notices and documents canceling or terminating the Company's liability thereunder, and any such instruments so executed by any such Attorney-in-Fact shall be binding upon the Company as if signed by the President and sealed and effected by the Corporate Secretary.

Be it Resolved, that the signature of any authorized officer and seal of the Company heretofore or hereafter affixed to any power of attorney or any certificate relating thereto by facsimile, and any power of attorney or certificate bearing facsimile signature or facsimile seal shall be valid and binding upon the Company with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 1st day of December, 2014.

**AMERICAN CONTRACTORS INDEMNITY COMPANY TEXAS BONDING COMPANY
UNITED STATES SURETY COMPANY U.S. SPECIALTY INSURANCE COMPANY**

Corporate Seals



By:

[Signature]
Daniel P. Aguilar, Vice President

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 Los Angeles SS:

On this 1st day of December, 2014, before me, Maria G. Rodriguez-Wong, a notary public, personally appeared Dan P. Aguilar, Vice President of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company who proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person 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 *[Signature]* (Seal)



I, Kio Lo, Assistant Secretary of American Contractors Indemnity Company, Texas Bonding Company, United States Surety Company and U.S. Specialty Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney, executed by said Companies, which is still in full force and effect; furthermore, the resolutions of the Boards of Directors, set out in the Power of Attorney are in full force and effect.

In Witness Whereof, I have hereunto set my hand and affixed the seals of said Companies at Los Angeles, California this 29th day of June, 2017

Corporate Seals



[Signature]

Kio Lo, Assistant Secretary

Bond No. 11-327-179
Agency No. 3074
Agenda Item No. 10

1.3 **List of Subcontractors**

In compliance with the Subletting and Subcontracting Fair Practices Act Chapter 4 (commencing at Section 4100), Part 1, Division 2 of the Public Contract Code of the State of California and any amendments thereof, Bidder shall set forth below: (a) the name and the location of the place of business, (b) the California contractor license number, (c) the DIR public works contractor registration number, and (d) the portion of the work which will be done by each subcontractor who will perform work or labor or render service to the Bidder in or about the construction of the work or improvement to be performed under this Contract in an amount in excess of one-half of one percent (0.5%) of the Bidder's Total Bid Price. Notwithstanding the foregoing, if the work involves the construction of streets and highways, then the Bidder shall list each subcontractor who will perform work or labor or render service to the Bidder in or about the work in an amount in excess of one-half of one percent (0.5%) of the Bidder's Total Bid Price or \$10,000, whichever is greater. No additional time shall be granted to provide the below requested information.

If a Bidder fails to specify a subcontractor or if a contractor specifies more than one subcontractor for the same portion of work, then the Bidder shall be deemed to have agreed that it is fully qualified to perform that portion of work and that it shall perform that portion itself.

Work to be done by Subcontractor	Name of Subcontractor	Location of Business	CSLB Contractor License No.	DIR Registration Number	% of Work
PIP Surfacing	Robertson Industries, Inc.	2414 W 12th St. Suite 5 Tempe, AZ 85281	#667261	1000002700	14%

BID FORM

Work to be done by Subcontractor	Name of Subcontractor	Location of Business	CSLB Contractor License No.	DIR Registration Number	% of Work
N	/	A			

(Attach additional sheets if necessary)

Name of Bidder R.E. Schultz Construction, Inc.

Signature *R.E. Schultz*

Name and Title Richard Schultz, President & Secretary

Dated 06/28/17

1.4 **Bidder Information and Experience Form**

INFORMATION ABOUT BIDDER

(Indicate not applicable ("N/A") where appropriate.)

NOTE: Where Bidder is a joint venture, pages shall be duplicated and information provided for all parties to the joint venture.

1.0 Name of Bidder: R.E. Schultz Construction, Inc.

2.0 Type, if Entity: Corporation

3.0 Bidder Address: 2914 E Katella Ave. #102
Orange, CA 92867

714-740-5049 714-649-2627
Facsimile Number Telephone Number
chelsea@reschultzconstruction.com
Email Address

4.0 How many years has Bidder's organization been in business as a Contractor?
30

5.0 How many years has Bidder's organization been in business under its present name? 2.5 (formed a Corporation from being a Sole Proprietor)

5.1 Under what other or former names has Bidder's organization operated? R.E. Schultz Construction Services (license still active & in good standing)

6.0 If Bidder's organization is a corporation, answer the following:

6.1 Date of Incorporation: 04/21/15

6.2 State of Incorporation: California

6.3 President's Name: Richard Schultz

6.4 Vice-President's Name(s): N/A

6.5 Secretary's Name: Richard Schultz

6.6 Treasurer's Name: N/A

7.0 If an individual or a partnership, answer the following:

7.1 Date of Organization: N/A

7.2 Name and address of all partners (state whether general or limited partnership):

N/A

8.0 If other than a corporation or partnership, describe organization and name principals:

N/A

9.0 List other states in which Bidder's organization is legally qualified to do business.

California

10.0 What type of work does the Bidder normally perform with its own forces?

Playground demo, playground installation, PIP demo, misc. site work.

11.0 Has Bidder ever failed to complete any work awarded to it? If so, note when, where, and why:

No

12.0 Within the last five years, has any officer or partner of Bidder's organization ever been an officer or partner of another organization when it failed to complete a contract? If so, attach a separate sheet of explanation:

No

13.0 List Trade References:

Robertson's Ready Mix, 909-866-4686

South Coast Bobcat, 714-998-5445

14.0 List Bank References (Bank and Branch Address):

Bank of America

4825 E. Chapman Ave.

Orange, CA 92869

800-432-1000

15.0 Name of Bonding Company and Name and Address of Agent:

American Contractors Indemnity Group

The Bond Connection, Blake Pfister

24591 Del Prado Ave # 201, Dana Point, CA 92629

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LIST OF CURRENT PROJECTS (BACKLOG)

[**Duplicate Page if needed for listing additional current projects.**]

Project	Description of Bidder's Work	Completion Date	Cost of Bidder's Work
Emery Park	Playground Install	June 2017	\$205,000.00
	PIP Surfacing		
(6) Laguna Niguel Parks	Playground Install	June 2017	\$583,000.00
	PIP Surfacing		
Yucaipa-Calimesa Schools (2)	Playground Install	July 2017	\$150,000.00
	PIP Surfacing		
Cajon Valley Schools (2)	Playground Install	July 2017	\$138,000.00
Heros ES	Playground Install	July 2017	\$76,000.00
	PIP Surfacing		

LIST OF COMPLETED PROJECTS – LAST THREE YEARS

[**Duplicate Page if needed for listing additional completed projects.**]

Please include only those projects which are similar enough to demonstrate Bidder's ability to perform the required Work.

Project	Description of Bidder's Work	Completion Date	Cost of Bidder's Work
Ramona ES	Playground Install & PIP Surfacing	May 2017	\$81,000.00
SWISP Jonas Salk	Playground Install	April 2017	\$39,000.00
Little Cottonwood & Orville Parks	Playground Install PIP Surfacing	April 2017	\$229,000.00
Eastgate Park	Playground Install PIP Surfacing	February 2017	\$95,000.00
Live Oak Park	Playground Install PIP Surfacing	March 2017	\$113,000.00
Syd Kronenthal Park	Playground Install	March 2017	\$71,000.00

EXPERIENCE AND TECHNICAL QUALIFICATIONS QUESTIONNAIRE

Personnel:

The Bidder shall identify the key personnel to be assigned to this project in a management, construction supervision or engineering capacity.

1. List each person's job title, name and percent of time to be allocated to this project:

Richard Schultz, President

Doug Lewis, Project Manager

2. Summarize each person's specialized education:

Richard Schultz, CPSI, RISC, Certificate of Playground Contractor Qualification

Doug Lewis, RISC, Certificate of Playground Contractor Qualification

3. List each person's years of construction experience relevant to the project:

Richard Schultz- Business owner with over 35 years' experience within the playground sector.

Doug Lewis- 20+ years in the project management/estimating within the playground specialty.

4. Summarize such experience:

R.E. Schultz Construction, Inc. is a manufacture certified installer for all major playground equipment manufactures.

Bidder agrees that personnel named in this Bid will remain on this Project until completion of all relevant Work, unless substituted by personnel of equivalent experience and qualifications approved in advance by the City.

Additional Bidder's Statements:

If the Bidder feels that there is additional information which has not been included in the questionnaire above, and which would contribute to the qualification review, it may add that information in a statement here or on an attached sheet, appropriately marked:

Please see attached certificates.

VERIFICATION AND EXECUTION

These Bid Forms shall be executed only by a duly authorized official of the Bidder:

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

Name of Bidder R.E. Schultz Construction, Inc.

Signature *R.E. Schultz*

Name Richard Schultz

Title President & Secretary

Date 06/28/17

Contractor License No. 1007195

DIR Contractor Registration No. 1000033385

1.5 **Non-Collusion Declaration**

The undersigned declares:

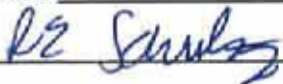
I am the President & Secretary of R.E. Schultz Construction, Inc., the party making the foregoing Bid.

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

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

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on June 28, 2017 [date], at Orange [city], California [state].

Name of Bidder R.E. Schultz Construction, Inc.

Signature 

Name Richard Schultz

Title President & Secretary

1.6 **Iran Contracting Act Certification**
(Public Contract Code section 2200 et seq.)


As required by California Public Contract Code Section 2204, the Contractor certifies subject to penalty for perjury that the option checked below relating to the Contractor's status in regard to the Iran Contracting Act of 2010 (Public Contract Code Section 2200 et seq.) is true and correct:

The Contractor is not:

- (1) identified on the current list of person and entities engaged in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203; or
- (2) a financial instruction that extends, for 45 days or more, credit in the amount of \$20,000,000 or more to any other person or entity identified on the current list of persons and entities engaging in investment activities in Iran prepared by the California Department of General Services in accordance with subdivision (b) of Public Contract Code Section 2203, if that person or entity uses or will use the credit to provide goods or services in the energy sector in Iran.

The City has exempted the Contractor from the requirements of the Iran Contracting Act of 2010 after making a public finding that, absent the exemption, the City will be unable to obtain the goods and/or services to be provided pursuant to the Contract.

The amount of the Contract payable to the Contractor for the Project does not exceed \$1,000,000.

Signature: 
Printed Name: Richard Schultz
Title: President & Secretary
Firm Name: R.E. Schultz Construction, Inc.
Date: 06/28/17

Note: In accordance with Public Contract Code Section 2205, false certification of this form shall be reported to the California Attorney General and may result in civil penalties equal to the greater of \$250,000 or twice the Contract amount, termination of the Contract and/or ineligibility to bid on contracts for three years.



CITY OF EL PASO DE ROBLES
"The Pass of the Oaks"

BID ADDENDUM NO. 1

**BARNEY SCHWARTZ PARK LOWER PLAYGROUND
REPLACEMENT**

DPW PROJECT NO. 17-08

BID ADDENDUM ISSUE DATE: June 16, 2017

BID OPENING: June 29, 2017 at 2:00 PM

NOTE: IT IS NECESSARY TO INCLUDE A SIGNED BID ADDENDUM WITH YOUR BID PROPOSAL IN ORDER FOR THE PROPOSAL TO BE DEEMED RESPONSIVE

I acknowledge receipt of this Bid Addendum, which consists of this page only with additional information and clarification. I further acknowledge that the Bid Proposal submitted for this project incorporates the information contained in this Bid Addendum.

Company Name: R.E. Schultz Construction, INC.
Signature: [Handwritten Signature]
Title: President + Secretary
Date: 06/20/17

Question 1: Unable to find the required fall heights for the Play equipment. If you could please provide the Fall Heights for the equipment that would be great.

Response: Contractor is responsible for determining required fall heights for play equipment. Reference Technical Specifications Section 3 - Playground Equipment - including but not limited to 3.03 - B. 1.

#

Contractor's License Detail for License # 1007195

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per B&P 7071.17 , only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

Business Information

R E SCHULTZ CONSTRUCTION INC
 P O BOX 6
 SILVERADO, CA 92676
 Business Phone Number:(714) 649-2627

Entity Corporation
 Issue Date 09/10/2015
 Expire Date **09/30/2017**

License Status

This license is current and active.

All information below should be reviewed.

Classifications

A - GENERAL ENGINEERING CONTRACTOR
 C-61 / D34 - PREFABRICATED EQUIPMENT

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with AMERICAN CONTRACTORS INDEMNITY COMPANY.

Bond Number: 100320462

Bond Amount: \$15,000

Effective Date: 08/08/2016

[Contractor's Bond History](#)

Bond of Qualifying Individual

The qualifying individual RICHARD EARL SCHULTZ certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.

Effective Date: 06/24/2016

[BQI's Bond History](#)

Workers' Compensation

This license has workers compensation insurance with the STARSTONE NATIONAL INSURANCE COMPANY

Policy Number:T20160619

Effective Date: 04/14/2016

Expire Date: 04/14/2017

[Workers' Compensation History](#)

Other



State of California Department of Industrial Relations

Labor Law

Cal/OSHA - Safety & Health

Workers' Comp

Self Insurance

Apprenticeship

Director's Office

Boards



Public Works | Public Works Contractor (PWC) Registration Search

Public Works Contractor (PWC) Registration Search

This is a listing of current and active PWC registrations pursuant to Division 2, Part 7, Chapter 1 (commencing with section 1720 of the California Labor Code.)

Enter at least one search criteria to display active registered public works contractor(s) matching your selections.

Registration Year:

PWC Registration Number:

Contractor Legal Name:

License Number: [Contractor License Lookup](#)

County:

Export as: [Excel](#) | [PDF](#)

Search Results

One registered contractor found. 1

Details	Legal Name	Registration Number	County	City	Registration Date	Expiration Date
View	R.E. SCHULTZ CONSTRUCTION, INC	1000033385	ORANGE	SILVERADO	05/03/2016	06/30/2017

v2.20160101

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Contractor's License Detail for License # 667261

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure, a link for complaint disclosure will appear below. Click on the link or button to obtain complaint and/or legal action information.

Per B&P 7071.17 , only construction related civil judgments reported to the CSLB are disclosed.

Arbitrations are not listed unless the contractor fails to comply with the terms of the arbitration.

Due to workload, there may be relevant information that has not yet been entered onto the Board's license database.

Business Information

ROBERTSON INDUSTRIES INC
 2414 W 12TH ST SUITE 5
 TEMPE, AZ 85281
 Business Phone Number:(602) 707-6894

Entity Corporation
 Issue Date 03/17/1993
 Expire Date **03/31/2019**

License Status

This license is current and active.

All information below should be reviewed.

Classifications

C-61 / D12 - SYNTHETIC PRODUCTS

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA.

Bond Number: 105209757

Bond Amount: \$15,000

Effective Date: 01/01/2016

Contractor's Bond History

Bond of Qualifying Individual

This license filed Bond of Qualifying Individual number **106005924** for PHILLIP MANZANAREZ in the amount of **\$12,500** with TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA.

Effective Date: 11/04/2013

Workers' Compensation

This license has workers compensation insurance with the INSURANCE COMPANY OF THE STATE OF PENNSYLVANIA (THE)

Policy Number:012851959

Effective Date: 08/01/2016

Expire Date: 08/01/2017

Workers' Compensation History

Other



State of California

Department of Industrial Relations

Labor Law Cal/OSHA - Safety & Health Workers' Comp Self Insurance Apprenticeship Director's Office Boards

Public Works : Public Works Contractor (PWC) Registration Search

Public Works Contractor (PWC) Registration Search

This is a listing of current and active PWC registrations pursuant to Division 2, Part 7, Chapter 1 (commencing with section 1720 of the California Labor Code.)

Enter at least one search criteria to display active registered public works contractor(s) matching your selections.

Registration Year:

PWC Registration Number:

Contractor Legal Name:

License Number: Contractor License Lookup

County:

Export as: [Excel](#) | [PDF](#)

Search Results

One registered contractor found. 1

Details	Legal Name	Registration Number	County	City	Registration Date	Expiration Date
View	ROBERTSON INDUSTRIES, INC.	1000002700	OUT OF STATE	TEMPE	05/26/2016	06/30/2017

v2.20160101

National Recreation and Park Association

Let it be known that

RICHARD SCHULTZ

has met the requirements of the standards set forth by the
National Certification Board

and is hereby granted certification as a
Certified Playground Safety Inspector



**Certified
Playground
Safety Inspector**

NATIONAL CERTIFICATION BOARD CHAIRPERSON

NRPA PRESIDENT AND CEO

June 16, 2016

DATE CERTIFIED

35287-719

CERTIFICATION NUMBER

July 01, 2019

EXPIRATION DATE



National Recreation
and Park Association



Member ID#
2015-0416

Certificate of Playground Contractor Qualification

*This certificate validates that the company below is listed as a **Qualified Playground Contractor** and a **Member** of the NPCAI and has the necessary requirements to conduct business.
This Certificate is valid until the date of
September 30, 2017*

R. E. SCHULTZ CONSTRUCTION, INC.

SILVERADO, CALIFORNIA

The above named contractor has the proper licensing to conduct business in the following states:

State License # Additional States

CA #1007195

Kendra Dorn, NPCAI Chairman

October 5, 2016

Date

Denise R. Calabrese, NPCAI Executive Director

October 5, 2016

Date





This Certificate Approves
R.E. Schultz Construction

As having met the high standards necessary to become a
Certified Installer
of equipment manufactured by Landscape Structures Inc.

Calendar years 2015-2017

Date

[Signature]

 Official Validation

Landscape Structures Inc., 601 7th Street South, Delano, MN 55328 USA

Barney Schwartz Park

Paso Poblés, CA November 18, 2016 71877-1-4-1



*Custom products are shown as conceptual only. *Custom product manufacturing time for this project will be approximately 4 weeks from the time of LSI order acceptance.

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Barney Schwartz Park

Paso Pables, CA November 18, 2016 71877-1-4-3



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*Custom products are shown as conceptual only. *Custom product manufacturing time for this project will be approximately 4 weeks from the time of LSI order acceptance.



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